MODESTO CITY COUNCIL
RESOLUTION NO. 86-1

A RESOLUTION AUTHORIZING A PRIVATE WATER SUPPLY WELL AT 573 CROWS LANDING ROAD TO SERVE BENSON'S AUTO DISMANTLING FOR A THREE YEAR PERIOD.

WHEREAS, a request has been received from Mid-Valley Engineering, on behalf of Robert Benson of Benson's Auto Dismantling, to install a privately owned domestic water supply well at 573 Crows Landing Road to provide water to Benson's Auto Dismantling, and

WHEREAS, the property lies within the area reserved for service by the Del Este Water Company, and 526 lineal feet of 8-inch water line would have to be installed across Crows Landing Road to serve the property, and

WHEREAS, the request was considered by the Council at its meeting of December 23, 1985, and the matter was thereafter continued to January 7, 1986, to allow time for City staff to consider alternative arrangements, and

WHEREAS, the matter was again considered by the Council at its meeting of January 7, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. The applicant was enjoying the use of well water from a neighboring well but was suddenly deprived of this service.

2. The well would serve an ongoing business as contrasted to well requests which have been denied. Most of such denied requests were for proposed wells to serve new construction or developments.

3. That the applicant is currently without water and public health dictates that his business be provided with a water supply as soon as possible.

4. The Council also recognizes that public health is best served by denying new private wells, and encouraging the proper abandonment of existing wells, however, water service can be supplied to the subject premises several weeks earlier through construction of a private well as contrasted to extending waterlines across Crows Landing Road.

BE IT FURTHER RESOLVED THAT the request of Mid-Valley Engineering, on behalf of Robert Benson of Benson's Auto Dismantling, to install a privately owned domestic water supply well at 573 Crows Landing Road where Benson's Auto Dismantling is located, is hereby authorized subject to the following conditions:

1. That the applicant, obtain a City of Modesto plumbing permit prior to start of construction.

2. That the applicant obtain a permit to drill a well from the County Environmental Resources Department.

3. That health safeguards be incorporated in the construction which shall include, but not be limited to, proper sealing of the well to prevent intrusion of surface water, and that approved backflow prevention devices be installed.

4. That the applicant shall diligently arrange for Del Este Water services and that the new well shall be deactivated and sealed under the supervision of the County Environmental Resources Department at the end of three years from this authorization.

5. The City of Modesto makes no guarantee, implicit or otherwise, that a well of acceptable water quality can be developed in the area, and that the applicant holds the City harmless from any liabilities resulting from his inability to develop an acceptable well, or from health hazards occurring during the use of the well, or from any latent health hazards which become apparent subsequent to the abandonment of the well.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Robert Benson of Benson's Auto Dismantling with a copy of this resolution. Robert Benson 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 7th day of January, 1986, 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 E. Lynn Johnson
ELWYN L. JOHNSON, City Attorney

ACCEPTANCE

I do hereby agree with and accept all of the terms and conditions set forth in Modesto City Council Resolution No. 86-1 adopted on January 7, 1986, pertaining to authorizing the installation of a private water supply well at 573 Crows Landing Road to serve Benson's Auto Dismantling for a three year period.

Dated: _____.

_____
ROBERT BENSON

MODESTO CITY COUNCIL
RESOLUTION NO. 86-2

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING SEVEN ROOF MOUNTED AIR CONDITIONING UNITS

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

SECTION 1. The plans and specifications for furnishing of seven roof mounted air conditioning units

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 28, 1986, 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 January, 19 86, 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. 86-3

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE SALE OF FIVE PARCELS OF EXCESS LAND

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

SECTION 1. The plans and specifications for the sale of five parcels of excess land

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 4, 1986, 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 January, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-4

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CURB, GUTTER AND SIDEWALK INSTALLATION ON SCENIC DRIVE

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

SECTION 1. The plans and specifications for curb, gutter and sidewalk installation on Scenic 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 January 28, 1986, 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 January, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-5

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR EXTENSION OF WATER AND SEWER LINES IN PRESCOTT AVENUE

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

SECTION 1. The plans and specifications for the extension of water and sewer lines in Prescott 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 January 28, 1986, 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 January, 19 86, 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. 86-6

A RESOLUTION ADOPTING REVISED SCHEDULES 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 after holding a public hearing thereon, and

WHEREAS, the City Council has previously, by Resolution No. 84-388, adopted a schedule of rates and charges for garbage service in the City of Modesto, and

WHEREAS, the City staff has recommended to the City Council revised schedules of rates and charges for garbage service in the City of Modesto, commencing February 1, 1986, and April 1, 1986, respectively, and

WHEREAS, by Resolution No. 85-920 adopted on December 3, 1985, December 17, 1985, at 4:00 p.m. was set as the time and place for consideration of said recommended revised schedules of rates and charges for garbage service in the City of Modesto, and

WHEREAS, at said date and time said public hearing was continued by motion to January 7, 1986, at 4:00 p.m., and

WHEREAS, a public hearing was held at said time and place, at which time evidence, both oral and documentary, was received and considered, and

WHEREAS, it was found and determined by the Council of the City of Modesto that the existing schedule of rates and charges for garbage service in the City of Modesto should be revised,

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 from February 1, 1986, until March 31, 1986.

BE IT FURTHER RESOLVED, that Schedule 2, 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 from April 1, 1986, until revised by the City Council.

BE IT FURTHER RESOLVED, that any person who has prepaid garbage service charges for residential garbage services for the calendar year 1986 shall be entitled to receive garbage service for the balance of said calendar year of 1986 at the prepaid rates.

BE IT FURTHER RESOLVED, that Resolution No. 84-388 is hereby rescinded, effective January 31, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 1986, 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 E. Lynn Elwyn
ELWYN L. JOHNSON, City Attorney

No. of Containers	1		2		3		4		5		6	
1.	~~3.85~~	4.30	~~7.70~~	8.60	~~11.55~~	12.90	~~15.40~~	17.20	~~19.25~~	21.50	~~23.10~~	25.80
2.	~~5.85~~	6.55	~~11.70~~	13.10	~~17.55~~	19.65	~~23.40~~	26.20	~~29.25~~	32.75	~~35.10~~	39.20
3.	~~7.85~~	8.80	~~15.70~~	17.60	~~23.55~~	26.40	~~31.40~~	35.20	~~39.25~~	44.00	~~47.10~~	52.80
4.	~~9.85~~	11.05	~~19.70~~	22.10	~~29.55~~	33.15	~~39.40~~	44.20	~~49.25~~	55.25	~~59.10~~	66.30
5.	~~11.85~~	13.25	~~23.70~~	26.50	~~35.55~~	39.75	~~47.40~~	53.00	~~59.25~~	66.25	~~71.10~~	79.50
6.	~~13.85~~	15.50	~~27.70~~	31.00	~~41.55~~	46.50	~~55.40~~	62.00	~~69.25~~	77.50	~~83.10~~	93.00

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. In addition to the above rates, a surcharge of thirty cents (.30¢) per container per collection shall be collected for the City of Modesto to be used to promote the City's recycling program.

DETACHABLE CONTAINERS
Number of collections per week

Container Size	1	2	3	4	5	6
1 CY	9.60	19.20	28.80	38.40	48.00	57.60
1 1/2 CY	14.40	28.80	43.20	57.60	72.00	86.40
2 CY	19.20	38.40	57.60	76.80	96.00	115.20
3 CY	28.80	57.60	86.40	115.20	144.00	172.80
4 CY	38.40	76.80	115.20	153.60	192.00	230.40
5 CY	48.00	96.00	144.00	192.00	240.00	288.00
6 CY	57.60	115.20	172.80	230.40	288.00	345.60

DETACHABLE CONTAINER RENTAL RATES NOT INCLUDED IN ABOVE SCHEDULE

Detachable container size	1 CY	1 1/2 CY	2 CY	3 CY	4 CY	1 CY to 6 CY
Monthly rental rate	~~8.05~~	~~6.65~~	~~9.20~~	~~9.80~~	~~10.35~~	10.00

DROP BOX CONTAINERS

Pickup charge	~~$57.50~~ $65.00	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 $3.50 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	$2.50 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.

All of the above rates will be effective on and after February 1, 1986.

0107F

CIS1/95

No. of Containers	1		2		3		4		5		6	
1.	~~3.85~~	4.60	~~7.70~~	9.20	~~11.55~~	13.80	~~15.40~~	18.40	~~19.25~~	23.00	~~23.10~~	27.60
2.	~~5.85~~	7.15	~~11.70~~	14.30	~~17.55~~	21.45	~~23.40~~	28.60	~~29.25~~	35.75	~~35.10~~	42.90
3.	~~7.85~~	9.70	~~15.70~~	19.40	~~23.55~~	29.10	~~31.40~~	38.80	~~39.25~~	48.50	~~47.10~~	58.20
4.	~~9.85~~	12.25	~~19.70~~	24.50	~~29.55~~	36.75	~~39.40~~	49.00	~~49.25~~	61.25	~~59.10~~	73.50
5.	~~11.85~~	14.75	~~23.70~~	29.50	~~35.55~~	44.25	~~47.40~~	59.00	~~59.25~~	73.75	~~71.10~~	88.50
6.	~~13.85~~	17.30	~~27.70~~	34.60	~~41.55~~	51.90	~~55.40~~	69.20	~~69.25~~	86.50	~~83.10~~	103.80

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	~~5.60~~	10.90	~~10.20~~	21.80	~~26.80~~	32.70	~~36.40~~	43.60	~~45.00~~	54.50	~~57.60~~	65.40
1 1/2 CY	~~16.40~~	16.35	~~26.80~~	32.70	~~43.20~~	49.05	~~57.60~~	65.40	~~72.00~~	81.75	~~86.40~~	98.10
2 CY	~~18.20~~	21.80	~~28.40~~	43.60	~~57.60~~	65.40	~~76.80~~	87.20	~~96.00~~	109.00	~~115.20~~	130.80
3 CY	~~25.50~~	32.70	~~57.60~~	65.40	~~86.40~~	98.10	~~115.20~~	130.80	~~144.00~~	163.50	~~172.80~~	196.20
4 CY	~~36.40~~	43.60	~~76.80~~	87.20	~~115.20~~	130.80	~~153.60~~	174.40	~~192.00~~	218.00	~~230.40~~	261.60
5 CY	~~45.50~~	54.50	~~96.00~~	109.00	~~144.00~~	163.50	~~192.00~~	218.00	~~240.00~~	272.50	~~288.00~~	327.00
6 CY	~~57.60~~	65.40	~~115.20~~	130.80	~~172.80~~	196.20	~~230.40~~	261.60	~~288.00~~	327.00	~~345.60~~	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	$65.00	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.

All of the above rates will be effective on and after April 1, 1986.

01078b

MODESTO CITY COUNCIL
RESOLUTION NO. 86-7

A RESOLUTION AUTHORIZING THE DEFERMENT OF ORCHARD DRAINAGE AREA FEES ON THREE PARCELS OF LAND, AS RQUESTED BY VITO N. PANTALEO, UNTIL SUCH TIME AS THE PARCELS DEVELOP AND A BUILDING PERMIT IS ISSUED OR A SUBDIVISION MAP IS FILED FOR EACH PARCEL.

WHEREAS, a proposed parcel map comprising three parcels (Parcel A, 35.5 Acres; Parcel B, 26.01 Acres; and Parcel C, 8.35 Acres), a copy of which is attached hereto as Exhibit A, has been filed by Vito N. Pantaleo, and

WHEREAS, Vito N. Pantaleo has requested deferment of Orchard Drainage Area Fees on said three parcels of land located on Merle Avenue between Lincoln Oak Drive and Roselle Avenue, until each of the parcels is subdivided or a building permit is issued, and

WHEREAS, a tentative subdivision map has been filed on Parcel A, but the remaining two parcels do not have development proposed at this time, and

WHEREAS, Ordinance No. 1800-C.S., adopted by the Council of the City of Modesto on February 6, 1979, and which became effective on March 8, 1979, requires that developers pay Orchard Drainage Area Fees with the filing of parcel maps, however, subsection (h), Drainage Facilities, of Section 4-4.502 of the Modesto Municipal Code allows the Council by resolution to establish conditions under which said Drainage Fees may be spread over a period of time, and

WHEREAS, Vito N. Pantaleo has requested that payment of the Orchard Area Drainage Fees be deferred on the above described three parcels until such time as each of the parcels develop and a building permit is issued or a subdivision map is filed, and

WHEREAS, said request for deferment was considered by the Council at its meeting of January 7, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the deferment of Orchard Drainage Area Fees on the three parcels of land shown on Exhibit A, which is attached hereto, until each of the parcels is developed and a building permit is issued or a subdivision map is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of January, 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

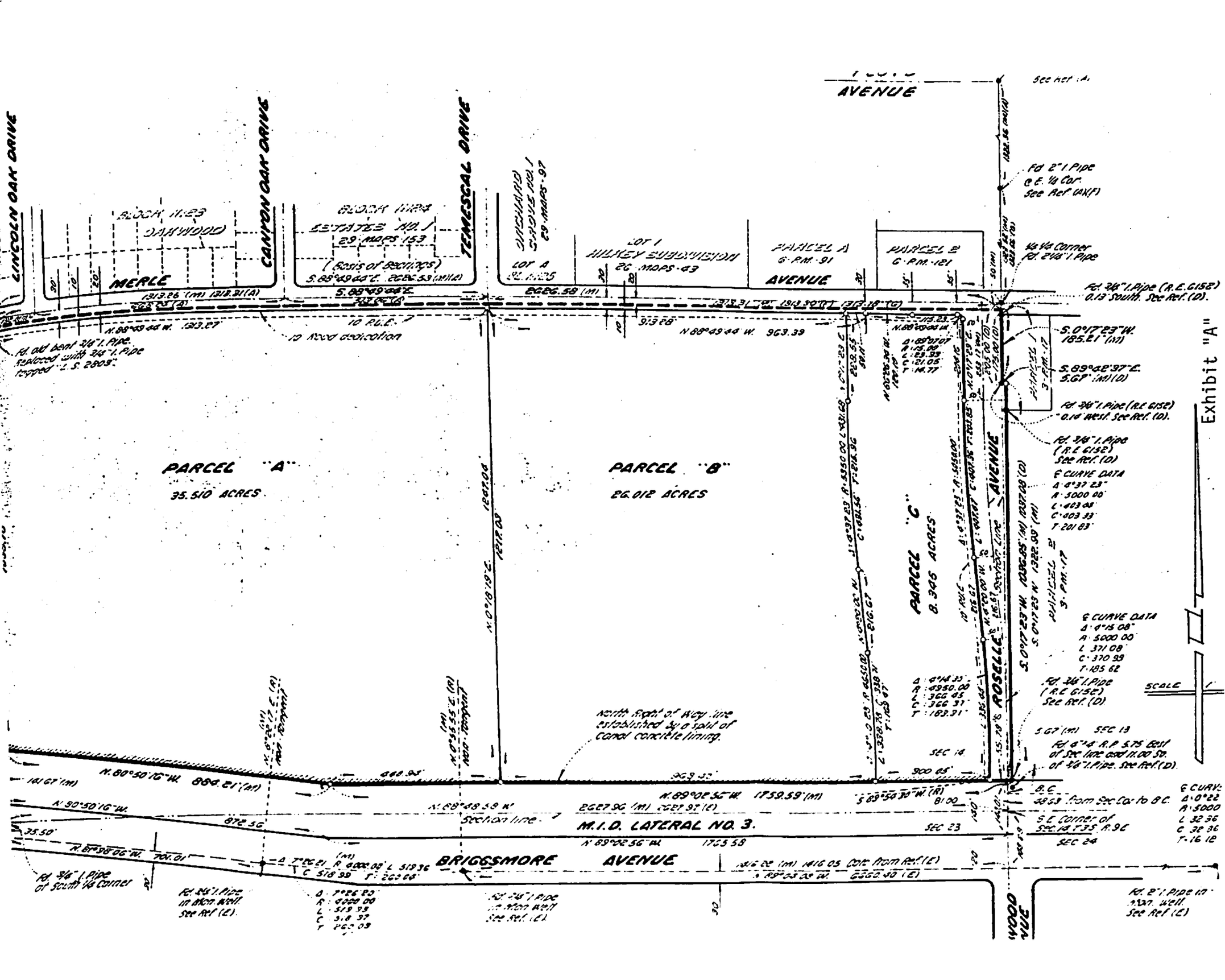
ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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


LINCOLN OAK DRIVE
CANYON OAK DRIVE
TEMESCAL DRIVE
AVENUE
MERLE
AVENUE
BRIGGSMORE AVENUE
ROSELLE AVENUE
WOODSIDE
BLOCK 11-23 OAKWOOD
BLOCK 1 PARK ESTATES NO. 1 29 MAPS 153
LOT A 92 MAPS 5
LOT 1 HILLSEY SUBDIVISION 26 MAPS 43
PARCEL A 6 P.M. 91
PARCEL B 6 P.M. 121
PARCEL "A" 35.510 ACRES
PARCEL "B" 26.012 ACRES
PARCEL "C" 2.365 ACRES
10 R.L.C. 10 R.O.W. dedication
M.I.D. LATERAL NO. 3.
Section line
North R.O.W. line established by a split of canal concrete lining.
Exhibit "A"
SCALE

MODESTO CITY COUNCIL
RESOLUTION NO. 86-8

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (ROSINA AVENUE, CONEJO 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 17, 19 85, adopt its Resolution No. 85-961, 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 January, 19 86, 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. 85-961; 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. 85-961 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 January, 19 86, 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

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Richard and Tamara Arevalo

ADDRESS: 302 Rosina Avenue, Modesto, California 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:

Lot 14 and the south 6 feet of Lot 15 of Block 2031-A of Covena Park Tract No. 2 as per map filed April 16, 1946 in Volume 14 of Maps, Page 49, Stanislaus County Records

Stanislaus County Assessor's Parcel No. 116-04-57

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:

59.74 lineal feet of 4 foot wide sidewalk along the street frontage abutting Rosina Avenue on the West side of Block 2031-A 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Michael and Lisa Delfley, Jr.

ADDRESS: 1705 Miller Avenue, Modesto, California 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:

Lot 7 of Block 2132-A of Covena Park Tract No. 2 as per map filed April 16, 1946 in Volume 14 of Maps, Page 49, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 116-04-51

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:

63.00 lineal feet of 4 foot wide sidewalk along the street frontage abutting Rosina Avenue on the West side of Block 2132-A 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Rose K. Martin

ADDRESS: 207 Rosina Avenue, Modesto, California 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:

Lot 5 of Block 2132 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Volume 14 of Maps, Page 49, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 116-03-05

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:

63.00 lineal feet of 4 foot wide sidewalk along the street frontage abutting Rosina Avenue on the East side of Block 2132 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Rose K. and Robert Joe Martin

ADDRESS: 207 Rosina Avenue, Modesto, California 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:

Lot 4 of Block 2132 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Volume 14 of Maps, Page 49, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 116-03-04

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:

63.00 lineal feet of 4 foot wide sidewalk along the street frontage abutting Rosina Avenue on the East side of Block 2132 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: William and Elisabeth A. Haye

ADDRESS: 305 Conejo Avenue, Modesto, California 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:

Lot 12 of Block 2159 of Covena Park Tract No. 2 as per map filed April 16, 1946, in Volume 14 of Maps, Page 49, Stanislaus County Records.

Stanislaus County Assessor's Parcel No. 116-04-02

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:

53.00 lineal feet of 4 foot wide sidewalk along the street frontage abutting Conejo Avenue on the East side of Block 2159 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: Daniel R. and Bonnie J. Lamb

ADDRESS: 2790 W. Fulkerth Road, Crows Landing, CA 95313

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 north 97.00 feet of the South 127.00 feet and the East 130.86 feet of the West 160.00 feet of the Southwest Corner of the Northwest 1/4 of the Southwest 1/4 of the Southeast 1/4 Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Stanislaus County Assessor's Parcel No. 116-07-51

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:

97.00 lineal feet of 4 foot wide sidewalk along the street frontage abutting Conejo Avenue on the West side of Block 2184 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

MODESTO CITY COUNCIL
RESOLUTION NO. 86-9

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DAWSON L. and MARILYN WRIGHT - 200 MAGNOLIA AVENUE - $362.61)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $362.61.

SECTION 2. That the cost of the aforesaid work, being the amount of $362.61, 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 14, 15 & 16 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-23)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-10

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and DOREEN J. GOLDMAN - 212 MAGNOLIA AVENUE - $362.61)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $362.61.

SECTION 2. That the cost of the aforesaid work, being the amount of $362.61, 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 11, 12 and 13 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-24)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-11

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EDITH C. KEPHART - 218 MAGNOLIA AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 7 and 8 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 110-07-26)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-12

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 M. and EDNA DIAS - 222 MAGNOLIA AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 5 and 6 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 110-07-27)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-13

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (OTTO and FRIDA K. RIEDMILLER - 224 MAGNOLIA - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 3 and 4 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 110-07-28)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-14

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HUNTER S. CREASMAN - 230 MAGNOLIA AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 3 and 4 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 110-07-29)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-15

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and TERRY M. PERRY - 231 ELMWOOD AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 31 and 32 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-39)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-16

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 K. and LINDA H. WINSEMIUS - 229 ELMWOOD AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 29 and 30 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-40)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-17

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 V. and SUE E. KING - 227 ELMWOOD AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 27 and 28 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-41)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-18

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 M. PINE - 202 ELMWOOD AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 23 and 24 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-43)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-19

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VICTOR G. and SARA ANN MATTOX - 203 ELMWOOD AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 17 and 18 of Block 548 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 548, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 110-07-46)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-20

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PENNY SILVERIA - 1433 LORRY AVENUE - $364.16)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $364.16.

SECTION 2. That the cost of the aforesaid work, being the amount of $364.16, be assessed in three annual installments as a lien against the parcel(s) of property 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 1175 of GREEN ACRES as per map filed November 24, 1954 in Volume 18 of Maps, Page 11, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 32-07-31)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-21

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. and PIERINA G. FILIPPI - 1500 E. COOLIDGE AVENUE - $380.25)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $380.25.

SECTION 2. That the cost of the aforesaid work, being the amount of $380.25, 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 18 of Block 1175 of GREEN ACRES as per map filed November 24, 1954 in Volume 18 of Maps, Page 11, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 32-07-34)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-22

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. CYPERT - 1432 KENT WAY - $354.13)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $354.13.

SECTION 2. That the cost of the aforesaid work, being the amount of $354.13, be assessed in three annual installments as a lien against the parcel(s) of property 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 1175 of WRIGHT-MINENI TRACT as per map filed March 20, 1950 in Volume 16 of Maps, Page 71A, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 32-02-52)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-23

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAMON WRIGHT - 4301 SOUTH CENTRAL AVENUE - $409.95)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $409.95.

SECTION 2. That the cost of the aforesaid work, being the amount of $409.95, 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 1 of Block 1175 of WRIGHT-MINENI TRACT as per map filed March 20, 1950 in Volume 16 of Maps, Page 71A, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 32-02-55)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-24

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 and RENE PACE - 202 ROWLAND AVENUE - $399.79)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.79.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.79, be assessed in three annual installments as a lien against the parcel(s) of property 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 7 and 8 of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-23)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-25

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LEONARD C. and PAULINE BOWERS - 204 ROWLAND AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 6 of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-24)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-26

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 R. and MARY JO CASELLA - 22637 SAN JUAN ROAD - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 3 of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-27)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-27

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BILLIE C. JONES - 214 ROWLAND AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 2 of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-28)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-28

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. KIRKLE - 229 SANTA RITA - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 1 of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-29)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-29

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and JUDY M. A. CRISP - 601 WEYER ROAD - $483.49)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $483.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $483.49, 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:

Portion of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-30)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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 86-30

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 L. and BARBARA J. SLY - 221 COVENA AVENUE - $241.75)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.75.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.75, 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 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-50)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-31

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and JANINE B. DULL - 215 COVENA AVENUE - $290.09)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $290.09.

SECTION 2. That the cost of the aforesaid work, being the amount of $290.09, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

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

Portion of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-33)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-32

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 L. SHAEFFER - 211 COVENA AVENUE - $314.27)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $314.27.

SECTION 2. That the cost of the aforesaid work, being the amount of $314.27, 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:

Portion of Block 2088 of E. H. Gum Subdivision as per map filed May 10, 1938 in Volume 11 of Maps, Page 48, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 108-15-34)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-33

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and PATRICIA ZAMORA - 1029 MCHENRY AVENUE - $329.97)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $329.97.

SECTION 2. That the cost of the aforesaid work, being the amount of $329.97, be assessed in three annual installments as a lien against the parcel(s) of property 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 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.: 117-21-11)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-34

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LEE HENRY - 1422 CHERRYWOOD - $325.29)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $325.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $325.29, 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 6 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.: 117-21-12)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-35

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BURNELL L. HAMBLETON - 1418 CHERRYWOOD - $310.50)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $310.50.

SECTION 2. That the cost of the aforesaid work, being the amount of $310.50, 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:

Portion 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.: 117-21-13)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-36

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PATRICIA A. RUTTAN - 1410 CHERRYWOOD - $330.22)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $330.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $330.22, 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 3 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.: 117-21-15)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-37

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. BROWN - 1406 CHERRYWOOD - $616.07)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $616.07.

SECTION 2. That the cost of the aforesaid work, being the amount of $616.07, be assessed in three annual installments as a lien against the parcel(s) of property 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 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.: 117-21-16)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-38

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. HANCHETT - 1415 W. ROSEBURG AVENUE - $332.68)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $332.68.

SECTION 2. That the cost of the aforesaid work, being the amount of $332.68, be assessed in three annual installments as a lien against the parcel(s) of property 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 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.: 117-21-37)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-39

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 R. BRUNDAGE - 1419 W. ROSEBURG AVENUE - $332.68)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $332.68.

SECTION 2. That the cost of the aforesaid work, being the amount of $332.68, be assessed in three annual installments as a lien against the parcel(s) of property 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 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.: 117-21-38)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-40

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (AGNES J. PICHA - 1427 W. ROSEBURG AVENUE - $335.14)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $335.14.

SECTION 2. That the cost of the aforesaid work, being the amount of $335.14, 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 9 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.: 117-21-40)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-41

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VALMORA P. and IRMA BARBARA JOHNSON - 1905 LA VILLA ROSE COURT - $338.45)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $338.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $338.45, 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 21 of Block 6804 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-18-10)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-42

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (H. RUSSELL and MABEL L. BRIGGS - 1801 SHERWOOD AVENUE - $348.79)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.79.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.79, be assessed in three annual installments as a lien against the parcel(s) of property 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 6804 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-18-12)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-43

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (H. RUSSELL BRIGGS - 1801 SHERWOOD AVENUE - $338.45)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $338.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $338.45, 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 24 of Block 6804 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-18-13)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-44

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. and RUTH M. WEAVER - 413 BRIGGSMORE AVENUE - $338.45)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $338.45.

SECTION 2. That the cost of the aforesaid work, being the amount of $338.45, 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 26 of Block 6804 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-18-15)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-45

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (W. O. CLAPP, JR. - 2017 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 2 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-02)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-46

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 L. HEDGEPETH - 2013 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 3 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-03)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-47

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and GARNETTA L. RACKLEY - 2009 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-04)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-48

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (NORBERT J. and CELESTE ARENDT - 2005 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-05)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-49

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAURA L. SIMMS - 2001 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-06)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-50

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 and TREVA LAGESON - 1917 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 8 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-08)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-51

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (NORA M. FERGUSON - 1913 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 9 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-09)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-52

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DARRELL L. and CARLA J. KOOTSTRA - 1909 SHERWOOD AVENUE - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 10 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-10)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-53

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 JEROME and MARGARET K. SANTOS - 1902 LA VILLA ROSE COURT - $384.27)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $384.27.

SECTION 2. That the cost of the aforesaid work, being the amount of $384.27, 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 12 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-12)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-54

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 C. and CECILIA A. ROBERTS - 1906 LA VILLA ROSE COURT - $388.97)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $388.97.

SECTION 2. That the cost of the aforesaid work, being the amount of $388.97, be assessed in three annual installments as a lien against the parcel(s) of property 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 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-13)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-55

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. and J. ANITA MOULD - 1910 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 14 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-14)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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 Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-56

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (IRENE BONNER - 1912 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-15)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-57

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROLAND D. MOORE, ET UX - 1914 LA VILLA ROSE COURT - $522.17)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $522.17.

SECTION 2. That the cost of the aforesaid work, being the amount of $522.17, 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:

Portion of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-16)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-58

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DR. Y. P. SUN, ET UX - 1918 LA VILLA ROSE COURT - $522.17)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $522.17.

SECTION 2. That the cost of the aforesaid work, being the amount of $522.17, 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:

Portion of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-17)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-59

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. and WANETA LOCONO - 2002 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 19 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-18)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-60

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. and DOROTHEA G. REYNOLDS - 2006 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 20 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-19)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-61

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. and KATHLEEN C. PEROW - 2010 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 21 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-20)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-62

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 R. BECK, CATHERINE REINS, and CURTIS and HELEN BECK - 2014 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 22 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-21)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-63

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 BEDFORD, ET UX - 2018 LA VILLA ROSE COURT - $348.12)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $348.12.

SECTION 2. That the cost of the aforesaid work, being the amount of $348.12, 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 23 of Block 6806 of LA VILLA ROSE as per map filed April 28, 1955 in Volume 18 of Maps, Page 23, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 59-23-22)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-64

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WILEY R. MARTIN, ET UX - 3112 PRINCE VALIANT LANE - $666.69)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $666.69.

SECTION 2. That the cost of the aforesaid work, being the amount of $666.69, be assessed in three annual installments as a lien against the parcel(s) of property 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 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-58)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-65

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 F. DOTSON, ET UX - 3104 PRINCE VALIANT LANE - $503.77)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $503.77.

SECTION 2. That the cost of the aforesaid work, being the amount of $409.95, 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 12 of Block 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-60)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-66

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (STEVEN A. and LINDA L. SANDERS - 3100 PRINCE VALIANT LANE - $503.77)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $503.77.

SECTION 2. That the cost of the aforesaid work, being the amount of $503.77, 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 13 of Block 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-61)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-67

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROY A. LORETELLI - 3016 PRINCE VALIANT LANE - $503.77)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $503.77.

SECTION 2. That the cost of the aforesaid work, being the amount of $503.77, 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 14 of Block 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-62)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-68

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LURE J. JOHNSON, ET UX - 3012 PRINCE VALIANT LANE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 15 of Block 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-63)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-69

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (SAMUEL A. OPENHEIM, ET UX - 3008 PRINCE VALIANT LANE - $904.13)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $904.13.

SECTION 2. That the cost of the aforesaid work, being the amount of $904.13, be assessed in three annual installments as a lien against the parcel(s) of property 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 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-64)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-70

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (EDUARDO MUSANTE, ET UX - 305 E. RUMBLE ROAD - $566.78)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $566.78.

SECTION 2. That the cost of the aforesaid work, being the amount of $566.78, 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:

Portion of Block 12308 of KING ARTHUR'S CAMELOT as per map filed June 8, 1965 in Volume 21 of Maps, Page 13, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-14-75)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-71

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GARON D. and AUDREY A. POTTER - 3201 NOTTINGHAM LANE - $307.35)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $307.35.

SECTION 2. That the cost of the aforesaid work, being the amount of $307.35, 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 3 of Block 12313 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.: 13-08-03)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-72

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 G. JURINEK, ET UX - 3109 NOTTINGHAM LANE - $307.35)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $307.35.

SECTION 2. That the cost of the aforesaid work, being the amount of $307.35, 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 5 of Block 12313 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.: 13-08-05)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-73

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (VICKI C. DECKER - 3105 NOTTINGHAM LANE - $307.35)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $307.35.

SECTION 2. That the cost of the aforesaid work, being the amount of $307.35, 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 6 of Block 12313 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.: 13-08-06)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-74

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LENA LOZANO, ET AL - 3025 NOTTINGHAM LANE - $361.36)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $361.36.

SECTION 2. That the cost of the aforesaid work, being the amount of $361.36, 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 13 of Block 12314 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.: 13-09-01)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-75

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ROGER A. WILLIAMS, ET UX - 3021 NOTTINGHAM LANE - $504.35)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $504.35.

SECTION 2. That the cost of the aforesaid work, being the amount of $504.35, 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 12314 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.: 13-09-02)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-76

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (C. D. and ALICE MCKISSON - 316 KING RICHARD LANE - $384.40)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $384.40.

SECTION 2. That the cost of the aforesaid work, being the amount of $384.40, be assessed in three annual installments as a lien against the parcel(s) of property 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 12314 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.: 13-09-03)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-77

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. ELLIOTT, ET UX - 400 KING RICHARD LANE - $285.05)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $285.05.

SECTION 2. That the cost of the aforesaid work, being the amount of $285.05, be assessed in three annual installments as a lien against the parcel(s) of property 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 12314 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.: 13-09-04)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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 Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-78

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ELMWOOD WALLSTROM, ET UX - 404 KING RICHARD LANE - $285.85)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $285.85.

SECTION 2. That the cost of the aforesaid work, being the amount of $285.85, 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 9 of Block 12314 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.: 13-09-05)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-79

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. WORTHINGTON, ET UX - 412 KING RICHARD LANE - $292.35)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $292.35.

SECTION 2. That the cost of the aforesaid work, being the amount of $292.35, 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 7 of Block 12314 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.: 13-09-07)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whitesides, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-80

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 F. RATHERT, ET UX - 413 RUMBLE ROAD - $277.73)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $277.73.

SECTION 2. That the cost of the aforesaid work, being the amount of $277.73, be assessed in three annual installments as a lien against the parcel(s) of property 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 12314 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.: 13-09-20)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-81

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 R. RYDQUIST, ET UX - 405 E. RUMBLE ROAD - $277.73)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $277.73.

SECTION 2. That the cost of the aforesaid work, being the amount of $277.73, be assessed in three annual installments as a lien against the parcel(s) of property 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 12314 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.: 13-09-22)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-82

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. SMITH, ET UX - 321 E. RUMBLE ROAD - $277.73)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $277.73.

SECTION 2. That the cost of the aforesaid work, being the amount of $277.73, be assessed in three annual installments as a lien against the parcel(s) of property 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 12314 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.: 13-09-24)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-83

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 W. TURNER, ET UX - 317 E. RUMBLE ROAD - $284.07)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $284.07.

SECTION 2. That the cost of the aforesaid work, being the amount of $284.07, be assessed in three annual installments as a lien against the parcel(s) of property 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 12314 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.: 13-09-25)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-84

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. B. GREGG, ET UX - 500 KING RICHARD LANE - $270.39)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $270.39.

SECTION 2. That the cost of the aforesaid work, being the amount of $270.39, be assessed in three annual installments as a lien against the parcel(s) of property 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 12315 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.: 13-09-08)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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 Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-85

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GLENN and SUE ELLEN RITCHEY, JR. - 504 KING RICHARD LANE - $263.95)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $263.95.

SECTION 2. That the cost of the aforesaid work, being the amount of $263.95, 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 8 of Block 12315 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.: 13-09-09)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-86

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. and MERLYNNE S. CARR - 508 KING RICHARD LANE - $291.80)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $291.80.

SECTION 2. That the cost of the aforesaid work, being the amount of $291.80, 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 9 of Block 12315 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.: 13-09-10)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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 Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-87

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DOUGLAS J. and CONNIE C. HARRIS - 604 KING RICHARD LANE - $314.63)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $314.63.

SECTION 2. That the cost of the aforesaid work, being the amount of $314.63, 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 11 of Block 12315 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.: 13-09-12)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-88

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (AUSTIN K. and SANDY MA - 115 W. BIANCHI - $250.97)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $250.97.

SECTION 2. That the cost of the aforesaid work, being the amount of $250.97, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

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

Portion of Block 12315 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.: 13-09-14)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-89

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (PAMELA CRUZ, SAMMY ANDONDAKIS and CAROLYN ANDONDAKIS - 3421 DANBURY COURT - $255.24)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $255.24.

SECTION 2. That the cost of the aforesaid work, being the amount of $255.24, 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:

Portion of Block 12315 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.: 13-09-15)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-90

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JEROME PHILLIP BREEN - 601 E. RUMBLE ROAD - $250.73)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $250.73.

SECTION 2. That the cost of the aforesaid work, being the amount of $250.73, be assessed in three annual installments as a lien against the parcel(s) of property fronting upon the work so constructed.

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

Portion of Block 12315 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.: 13-09-16)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-91

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FLOYD L. and JEANINE FAUGHN - 509 E. RUMBLE ROAD - $250.72)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $250.72.

SECTION 2. That the cost of the aforesaid work, being the amount of $250.72, 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:

Portion of Block 12315 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.: 13-09-17)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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 Hensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-92

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GARTH T. and DIXIE E. BOLINDER - 505 E. RUMBLE ROAD - $250.72)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $250.72.

SECTION 2. That the cost of the aforesaid work, being the amount of $250.72, 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 12315 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.: 13-09-18)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-93

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. and MARY S. MARINO - 501 E. RUMBLE ROAD - $256.13)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $256.13.

SECTION 2. That the cost of the aforesaid work, being the amount of $256.13, be assessed in three annual installments as a lien against the parcel(s) of property 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 12315 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.: 13-09-19)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-94

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 R. KLAMT, ET UX - P. O. Box 6507 - $247.09)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $247.09.

SECTION 2. That the cost of the aforesaid work, being the amount of $247.09, be assessed in three annual installments as a lien against the parcel(s) of property 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 12319 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.: 13-07-14)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-95

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JAY W. and ALLISON L. OSBORNE - 500 ROBIN HOOD - $241.49)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $241.49.

SECTION 2. That the cost of the aforesaid work, being the amount of $241.49, 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 12319 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.: 13-07-17)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-96

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 J. and DONNA A. MUNOZ - 6800 ZERILLO DRIVE - $240.27)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $240.27.

SECTION 2. That the cost of the aforesaid work, being the amount of $240.27, 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 2 of Block 12319 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.: 13-07-18)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-97

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LOUIS R. HAAZE, ET UX - 413 LITTLE JOHN LANE - $247.46)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $247.46.

SECTION 2. That the cost of the aforesaid work, being the amount of $247.46, 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 14 of Block 12319 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.: 13-07-20)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-98

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GILBERT J. NICKERSON, ET UX - 505 LITTLE JOHN LANE - $247.19)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $247.19.

SECTION 2. That the cost of the aforesaid work, being the amount of $247.19, be assessed in three annual installments as a lien against the parcel(s) of property 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 12319 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.: 13-07-23)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lang, McGrath, Muratore, Patterson, Sutton, [illegible], Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-99

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 G. and MARY L. WILKINS- -509 LITTLE JOHN LANE - $247.22)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $247.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $247.22, 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 10 of Block 12319 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.: 13-07-24)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-100

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 SOUZA, ET UX - 513 LITTLE JOHN LANE - $247.34)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $247.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $247.34, 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 12319 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.: 13-07-25)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-101

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAY M. PUTLER, ET UX - 601 LITTLE JOHN LANE - $249.39)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $249.39.

SECTION 2. That the cost of the aforesaid work, being the amount of $249.39, be assessed in three annual installments as a lien against the parcel(s) of property 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 12319 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.: 13-07-26)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-102

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOE D. and DALE J. HULIN - 301 HARROW COURT - $237.01)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $237.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $237.01, 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 15 of Block 12323 of ROBIN HOOD ESTATES as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-63-04)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-103

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (FRAIDON BABANEJAD - 305 HARROW COURT - $232.13)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $232.13.

SECTION 2. That the cost of the aforesaid work, being the amount of $232.13, be assessed in three annual installments as a lien against the parcel(s) of property 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 12323 of ROBIN HOOD ESTATES as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-63-05)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-104

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LILLIAN M. BROWN MONI - 315 HARROW COURT - $300.74)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $300.74.

SECTION 2. That the cost of the aforesaid work, being the amount of $300.74, 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 12323 of ROBIN HOOD ESTATES as per map filed May 31, 1962 in Volume 20 of Maps, Page 15, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-63-07)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmembers: Lanai, McGrath, Muratore, Patterson, Sutton, Whitmore, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-105

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. YOUNGMAN, ET UX - 300 DURHAM LANE - $268.78)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $268.78.

SECTION 2. That the cost of the aforesaid work, being the amount of $268.78, 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 1 of Block 12325 of ROBIN HOOD ESTATES NO. 2 as per map filed January 15, 1964 in Volume 20 of Maps, Page 58, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-67-01)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-106

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 G. PLOUTZ - 309 LOS VERDES COURT - $244.34)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $244.34.

SECTION 2. That the cost of the aforesaid work, being the amount of $244.34, 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 12325 of ROBIN HOOD ESTATES NO. 2 as per map filed January 15, 1964 in Volume 20 of Maps, Page 58, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 13-67-02)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-107

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. FISHER, ET UX - 528 MAGNOLIA AVENUE - $288.31)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $288.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $288.31, 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 11 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-20)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-108

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 ANGELAKIS, ET UX - 1506 STETSON AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 12 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-21)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-109

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WESLEY STAMBAUGH, ET UX - 1510 STETSON AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 13 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-22)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-110

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (WILBUR G. PECK, ET UX - 1514 STETSON AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 14 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-23)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-111

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GUILLERMO VILLARREAL, ET UX - 1518 STETSON AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 15 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-24)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded 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. 86-112

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 DAVIES - 1522 STETSON AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.
>
> (Stanislaus County Assessor's Parcel No.: 118-07-25)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-113

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. FOSTER, ET UX - 2001 TROPICAL DRIVE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 18 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-27)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-114

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (JOE S. YANEZ, ET UX - 1534 STETSON - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 19 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-28)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-115

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARIO DALI, ET UX - 1307 FORDHAM AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 20 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-29)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-116

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 P. TUPPER, ET UX - 1533 ALBANY AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 2 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-31)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-117

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LAHOMA STEPHENS - 1529 ALBANY AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 3 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-32)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-118

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (STEVEN and SUSAN POWERS - 3405 WHITEHORSE AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 4 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-33)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, by Councilmember

Muratore , who moved its adoption, which motion being duly secon ded by Councilmember Patterson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-119

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. COSTA, ET UX - 1521 ALBANY AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 5 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-34)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Heusinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-120

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ANTONINA CARPENTER - 6201 ROCKWELL STREET - $344.29)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $344.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $344.29, 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 6 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-35)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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: Land, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-121

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 DUNN - 1509 ALBANY AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 8 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-37)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-122

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARJORIE A. HAMBY - 1505 ALBANY AVENUE - $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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in 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 9 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-38)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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: Land, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-123

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. and CHRISTY H. WALKER - 1501 ALBANY AVENUE - $288.31)

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 December 17, 1985, adopt its Resolution No. 85-960, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, January 14, 1986, at 7:30 o,clock p.m. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $288.31.

SECTION 2. That the cost of the aforesaid work, being the amount of $288.31, 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 10 of Block 6118 of FRANCEK TRACT as per map filed August 28, 1946 in Volume 14 of Maps, Page 71, Stanislaus County Records.

(Stanislaus County Assessor's Parcel No.: 118-07-39)

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

SECTION 4. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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: Land, McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Hensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-124

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

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

SECTION 1. The plans and specifications for one Parks gang mower with 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 4, 1986, 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 January, 1986, 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. 86-125

A RESOLUTION ACCEPTING THE BID OF ROLFE CONSTRUCTION FOR THE CLAUS ROAD WATERLINE EXTENSION

WHEREAS, Resolution No. 85-941 adopted by the Council of the City of Modesto on December 17, 1985 , approved the plans and specifications for the Claus Road waterline extension

and authorized the calling for bids; and

WHEREAS, the bids received for the Claus Road waterline extension

were opened at 11:05 a.m. on January 7, 1986 , 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 Rolfe Construction in the amount of $22,765

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Rolfe Construction in the amount of $22,765

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 January , 19 86, 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. 86-126

A RESOLUTION ACCEPTING THE BID OF RICHARD A. HEAPS, ELECTRICAL CONTRACTOR, INC., FOR MODIFICATION OF TRAFFIC SIGNALS AND STREET IMPROVEMENTS AT TULLY ROAD/STANDIFORD AVENUE AND AT COFFEE ROAD/SYLVAN AVENUE

WHEREAS, Resolution No. 85-898, adopted by the Council of the City of Modesto on November 26, 1985, approved the plans and specifications for the modification of traffic signals and street improvements at Tully Road/Standiford Avenue and at Coffee Road/Sylvan Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the modification of traffic signals and street improvements at Tully Road/Standiford Avenue and at Coffee Road/Sylvan Avenue were opened at 11:00 a.m. on January 3, 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 Richard A. Heaps in the amount of $78,430 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Richard A. Heaps, in the amount of $78,430 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 January, 1986, 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. 86-127

A RESOLUTION ACCEPTING THE BID OF J-M SQUARED EQUIPMENT FOR FURNISHING FAIRBANKS MORSE PUMP PARTS

WHEREAS, Resolution No. 85-913, adopted by the Council of the City of Modesto on December 3, 1985, approved the plans and specifications for the purchase of Fairbanks Morse pump parts and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of Fairbanks Morse pump parts were opened at 3:00 p.m. on January 7, 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 J-M Squared Equipment in the amount of $16,255 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 in the amount of $16,255 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 January, 1986, 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. 86-128

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE REED, INC. FOR THE CONSTRUCTION OF HOUSING IMPROVEMENT AREA NO. 3 - PHASE III TO ALLOW A REDUCTION IN THE 10 % RETENTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and George Reed, Inc. for the construction of Housing Improvement Area No. 3 - Phase III to allow a reduction in the 10% retention of $22,719.17 to $7,000

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 January, 19 86, 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. 86-129

AMENDED
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND AMERICAN MANAGEMENT SYSTEMS TO PURCHASE THE EXTENDED PURCHASING SUB-SYSTEM SOFTWARE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended/agreement between the City of Modesto and American Management Systems to purchase the extended purchasing sub-system software

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 January, 1986, 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. 86-130

A RESOLUTION ORDERING THE SYLVAN AVENUE NO. 4 GOVERNMENTAL REORGANIZATION TO THE CITY OF MODESTO.

WHEREAS, the Sylvan Avenue Governmental Reorganization was pending on January 1, 1986, and therefore, pursuant to the provisions of Section 56101 of the Government Code of the State of California (as enacted by AB 115, Chapter 541, Statutes of 1985), it is being completed under, and in accordance with, the laws existing prior to January 1, 1986, and all references hereinafter in this resolution refer to provisions of the Government Code as they existed prior to January 1, 1986, and

WHEREAS, a petition signed by all of the owners of land within that certain territory known as the Sylvan Avenue No. 4 Governmental Reorganization was filed with the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission by Resolution dated December 18, 1985, approved said Governmental Reorganization to the City of Modesto upon condition that it be processed as a Governmental Reorganization pursuant to the provisions of Division 1 of Title 6 of the Government Code of the State of California, and designated said Governmental Reorganization the Sylvan Avenue No. 4 Governmental Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution ordered that said Governmental Reorganization consist of (a) the annexation of said territory to the City of Modesto; (b) the detachment of said territory from the Riverbank Fire Protection District; and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1; and that the territory be subject to the bonded indebtedness of the Sewer District, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on December 18, 1985, ordered that a negative declaration be filed as to the environmental impact of the subject Governmental Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution designated the City of Modesto as the conducting authority for said Governmental Reorganization and authorized the Council of the City of Modesto to proceed without notice, hearing, or election pursuant to section 56261 of the Government Code of the State of California.

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

1. All requirements of the District Reorganization Act of 1964, as amended, have been complied with.

2. That the area or territory designated as the Sylvan Avenue No. 4 Governmental Reorganization is more particularly described as 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 Riverbank 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 a payment of all fees required by section 56450 of the California Government Code.

BE IT FURTHER RESOLVED that pursuant to section 56454 of the California Government Code, this Governmental 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 Governmental Reorganization is hereby approved and 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 said Governmental Reorganization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of January, 1986, 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

APPROVED AS TO DESCRIPTION:

By John R. Christenson
Engineering Services Department

SYLVAN AVENUE NO. 4 GOVERNMENTAL REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the East half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southwestern corner of the OAKDALE-SYLVAN ADDITION (349), as per description filed November 3, 1976, as Instrument 23706, Stanislaus County Records, also being a Northwestern corner of the OAKDALE-SYLVAN NO. 2 ADDITION (363), as per description filed November 8, 1977, as Instrument 30229, Stanislaus County Records, said point also being on the East-West quarter section line of said Section 10;

1. thence along the existing City Limits on the Western line of said ADDITION (349), said line also being the West line of the Southeast quarter of the Northeast quarter of Section 10, North 00° 53' 30" West, 1320.44 feet, to a Northwestern corner of ADDITION (349) and a point on the Southern line of the MABLE ADDITION (260), as per description filed September 18, 1970, as Instrument 30604, Stanislaus County Records;

2. thence continuing along the existing City Limits on said Southern line of ADDITION (260), said line also being the South line of the Northwest quarter of the Northeast quarter of Section 10, South 89° 23' 40" West, 653.87 feet, to the Southwestern corner of said ADDITION (260) and a point on the Eastern line of the SYLVAN-COFFEE NO. 2 ADDITION (243), as per description filed November 22, 1969, as Instrument 35372, Stanislaus County Records;

3. thence continuing along the existing City Limits on said Eastern line of said ADDITION (243), South 00° 53' 35" East, 1320.00 feet, to the Southeastern corner of ADDITION (243), said point being on said East-West quarter section line of Section 10 and the centerline of former 40.00 foot Sylvan Avenue;

4. thence continuing along the existing City Limits on a Southern line of ADDITION (243) and said East-West quarter section line of Section 10 and said centerline of 40.00 foot Sylvan Avenue, South 89° 26' West, 653.84 feet, to a Northeastern corner of the SYLVAN-COFFEE NO. 1 ADDITION (242), as per description filed October 9, 1969, as Instrument 33952, Stanislaus County Records, said point being the interior quarter section corner of Section 10;

5. thence continuing along the existing City Limits on an Eastern line of said ADDITION (242), and the North-South quarter section line of Section 10, South 00° 53' 50" East, 30.00 feet, to the Southern line of Sylvan Avenue;

6. thence leaving the existing City Limits and along said Southern line of Sylvan Avenue, said line being parallel with and 30.00 feet, measured at right angles, Southerly from said East-West quarter section line of Section 10 and said center line of former 40.00 foot Sylvan Avenue, North 89° 26' East, 1307.73 feet, to a point on a Western line of said ADDITION (363);

7. thence along the existing City Limits on said Western line of ADDITION (363), North 00° 58' 50" West, 30.00 feet, to the point of beginning, containing 20.717 acres, more or less.

1	N 00°53'30" W	1320.44'
2	S 89°23'40" W	653.87'
3	S 00°53'35" E	1320.00'
4	S 89°26'00" W	653.84'
5	S 00°53'50" E	30.00'
6	N 89°26'00" E	1307.73'
7	N 00°58'50" W	30.00'

(242) SYLVAN-COFFEE NO.1 ADDITION
Filed 10-9-69 Instru. 33952

(243) SYLVAN-COFFEE NO.2 ADDITION
Filed 11-22-69 Instru. 35372

(280) HABLE ADDITION
Filed 9-18-70 Instru. 30604

(349) OAKDALE-SYLVAN ADDITION
Filed 11-3-76 Instru. 23706

(383) OAKDALE-SYLVAN NO.2 ADDITION
Filed 11-8-77 Instru. 30229

BASIS OF BEARINGS: Bearing of N 89°26'00" E for the center line of Sylvan Ave. (East-West quarter section line of Section 10, T.3 S. R.9 E. M.D.B.& M.), as per map filed 7-7-70, in Volume 12 of Record of Survey, Page 113, Stanislaus County Records.

APPROVED:
ON 11-25-85
BY [signature]

CITY OF MODESTO

SYLVAN AVE. NO. 4
GOVERNMENTAL REORGANIZATION

20.717 ACRES

MODESTO CITY COUNCIL
RESOLUTION NO. 86-131

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DON GROVER, ARCHITECT, A.I.A., & ASSOCIATES TO PROVIDE ARCHITECTURAL SERVICES FOR THE MCHENRY MANSION PLANS AND SPECIFICATIONS, PHASE II

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Don Grover, Architect, A.I.A., & Associates for the McHenry Mansion plans and specifications, Phase II, to provide architectural services for the elevator, restrooms, and lower level of the mansion

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 January, 19 86, 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. 86-132

A RESOLUTION APPROVING THE REQUEST OF ALPHA II FOR REFUND OF $1,568.66 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Alpha II for refund of $1,568.66 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 14th day of January, 1986, 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. 86-133

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 24-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-2.

WHEREAS, on January 21, 1986, the City Council introduced Ordinance No. 2400 C.S. giving approval to a project relating to an amendment to Section Map 24-3-8 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 at the southeast corner of Blue Gum Avenue and Morse 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 24-3-8 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 at the southeast corner of Blue Gum Avenue and Morse Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-134

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE FINANCE DEPARTMENT OF THE CITY OF MODESTO.

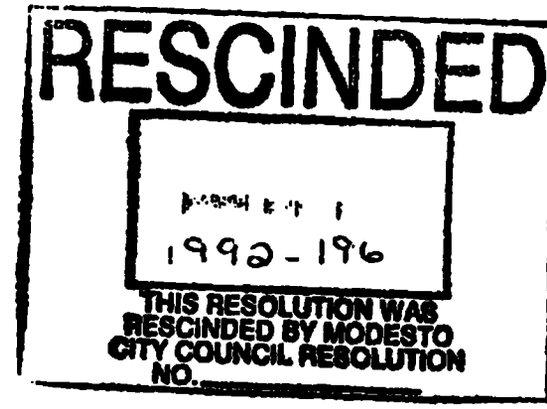
WHEREAS, a Conflict of Interest Code for the Finance Department of the City of Modesto was approved by Modesto City Council Resolution No. 77-483 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-544, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 77-1220, 81-443, 81-763, 82-349, and 84-207, and 85-710, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on January 21, 1986, 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 Finance Department of the City of Modesto is hereby amended, as attached hereto, to add Senior Buyer, with Disclosure Categories 2 and 3, and to change the Senior Accountant to Supervising Accountant, with Disclosure Categories 1 and 2, 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 21st day of January, 1986, 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"

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 I and II	2, 3
Purchasing Officer	1, 2, 3
Senior Buyer	2, 3
Supervising Accountant	1, 2
Warehouse Supervisor	2

MODESTO CITY COUNCIL
RESOLUTION NO. 86-135

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE MANAGEMENT SERVICES DEPARTMENT 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 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 should be amended, and

WHEREAS, the Council held a public hearing on January 21, 1986, 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 Management Services Department of the City of Modesto is hereby amended, as attached hereto, to change Public Services Officer to Public Services Supervisor, with Disclosure Category 1, said amendment to be effective upon the adoption 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 January, 1986, 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

EXHIBIT "A"

Designated Positions	Disclosure Category
Assistant Risk Manager	1
Director of Management Services	1
Personnel Manager	1
Principal Management Analyst	1
Public Services Supervisor	1
Risk Manager	1
Assistant Public Services Officer	1

MODESTO CITY COUNCIL
RESOLUTION NO. 86-136

A RESOLUTION AMENDING THE CONFLICT OF INTEREST CODE OF THE PARKS AND RECREATION DEPARTMENT OF THE CITY OF MODESTO.

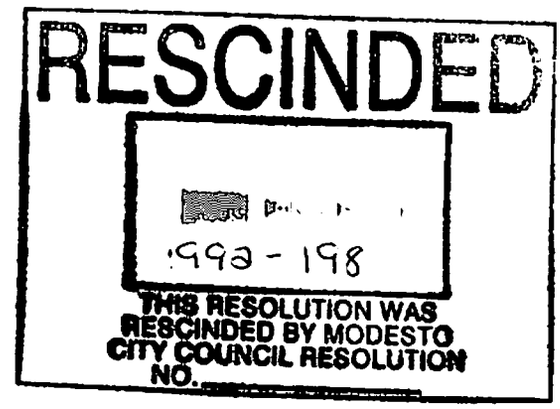
WHEREAS, a Conflict of Interest Code for the Parks and Recreation Department of the City of Modesto was approved by Modesto City Council Resolution No. 77-486 pursuant to Modesto City Council Resolution No. 77-27, as superseded by Resolution No. 84-544, designating the agencies of the City of Modesto required to adopt a Conflict of Interest Code, and

WHEREAS, due to changed circumstances said Code has been previously amended by Modesto City Council Resolutions No. 78-382, 79-43, 80-836, and 84-211, and

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on January 21, 1986, 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 Parks and Recreation Department of the City of Modesto is hereby amended, as attached hereto, to add Assistant Director - Community Center, with Disclosure Categories 1 and 2, said amendment to be effective upon the adoption 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 January, 1986, 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

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
Historical Buildings Supervisor	2
Landscape Designer	2
Museum Supervisor	2
Parks Superintendent	1, 2
Recreation Superintendent	1, 2
Recreation Supervisor	2
Park Maintenance Supervisor II	2
Park Maintenance Supervisor I	2

MODESTO CITY COUNCIL
RESOLUTION NO. 86-137

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

WHEREAS, due to additional changed circumstances said Code should be further amended, and

WHEREAS, the Council held a public hearing on January 21, 1986, 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 Solid Waste Program Manager, with Disclosure Category 41, 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 21st day of January, 1986, 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

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
Plan Mechanical Maintenance Supervisor	4j
Property Agent	1, 2, 3, 4a, 4b, 4k
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. 86-138

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF PUMP STATION NO. 45

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 11, 1986, 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 21st day of January, 1986, 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. 86-139

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RECONSTRUCTION OF PUMP STATION NO. 34

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 11, 1986, 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 21st day of January, 1986, 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. 86-140

A RESOLUTION ACCEPTING THE BID OF DOW-HAMMOND TRUCKS COMPANY FOR FURNISHING ONE NEW ALLISON TRANSMISSION

WHEREAS, Resolution No. 85-942, adopted by the Council of the City of Modesto on December 17, 1985 , approved the plans and specifications for the purchase of one new Allison transmission

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one new Allison transmission

were opened at 3:10 p.m. on January 7, 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 Dow-Hammond Trucks Co. in the amount of $11,311.42

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 Trucks Co. in the amount of $11,311.42

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 January , 1986 , 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. 86-141

A RESOLUTION ACCEPTING THE BID OF TREE HAVEN NURSERY FOR FURNISHING GOLF COURSE REPLACEMENT TREES

WHEREAS, Resolution No. 85-943, adopted by the Council of the City of Modesto on December 17, 1985, approved the plans and specifications for the furnishing of golf course replacement trees and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of golf course replacement trees were opened at 3:00 p.m. on January 14, 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 Tree Haven Nursery in the amount of $4,674.60 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Tree Haven Nursery in the amount of $4,674.60 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 21st day of January, 1986, 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. 86-142

A RESOLUTION ACCEPTING THE BID OF BOETHING NURSERY FOR FURNISHING GOLF COURSE REPLACEMENT TREES

WHEREAS, Resolution No. 85-943, adopted by the Council of the City of Modesto on Dedember 17, 1985, approved the plans and specifications for the furnishing of golf course replacement trees

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of golf course replacement trees

were opened at 3:00 p.m. on January 14, 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 Boething Nursery in the amount of $5,406.00

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Boething Nursery in the amount of $5,406.00

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 21st day of January, 19 86, 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. 86-143

A RESOLUTION ACCEPTING THE BID OF LANG'S ENTERPRISES FOR THE REPLACEMENT OF THE STAIRWAY AT THE WOODLAND AVENUE SEWER LIFT STATION

WHEREAS, Resolution No. 85-940, adopted by the Council of the City of Modesto on December 17, 1985, approved the plans and specifications for the replacement of the stairway at the Woodland Avenue sewer lift station and authorized the calling for bids; and

WHEREAS, the bids received for the replacement of the stairway at the Woodland Avenue sewer lift station were opened at 11:00 a.m. on January 14, 1986, 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 Lang's Enterprises in the amount of $11,859 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Lang's Enterprises in the amount of $11,859 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 January, 19 86, 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. 86-144

A RESOLUTION ACCEPTING THE RE- **/CONSTRUCTION OF** TUOLUMNE RIVER REGIONAL PARK PARKING LOTS AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the** re- **/constructicn of** the Tuolumne River Regional Park parking lots **has been ccmpleted by** George Reed, Inc.

in accordance with the contract agreement dated April 9, 1985.

NOW, THEREFORE, BE IT RESOLVED that the constructicn of the Tuolumne River Regional Park parking lots **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 $158,241.30 **as provided in the contract, be authorized.**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st **day of** January, **19** 86, **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. 86-145

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE WATERLINE EXTENSION IN MCHENRY AVENUE NORTH OF CORALWOOD

WHEREAS, a repcrt has been filed by the Director of Engineering **that the construction of** the waterline extension in McHenry Avenue **has been ccmpleted by** Joe Martin Pipeline, Inc.

in accordance with the contract agreement dated October 22, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the waterline extension in McHenry Avenue **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 $37,341.86 **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** January, 19 86, **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. 86-146

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF TRAFFIC LINE PAINT FROM JANUARY 22, 1986, TO NOVEMBER 29, 1986, 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 is hereby waived.

BE IT FURTHER RESOLVED that purchase of traffic line paint through the State of California's Cooperative Purchasing Program for an estimated cost of $58,842 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 January, 1986, 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. 86-147

A RESOLUTION OF THE MODESTO CITY COUNCIL PROTESTING THE EXECUTION OF AN OPEN SPACE CONTRACT APPLICATION NO. 86-4063 (JOHN AND SUSAN STEPHENS).

WHEREAS, an Open Space Contract Application has been referred to the City of Modesto by the County of Stanislaus, and

WHEREAS, the effect of said application on the City of Modesto has been fully considered, and

WHEREAS, the City Staff has recommended that the City protest the execution of said Open Space Contract because it is in the City's urban area and can be served by a full range of urban services, including sewer service.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby protest the execution of an Open Space Contract on Application No. 86-4063 (John and Susan Stephens) for the reason stated above, and urge that the Board of Supervisors and the Local Agency Formation Commission not approve this Williamson Act Contract,

BE IT FURTHER RESOLVED that this protest be filed with the Stanislaus County Board of Supervisors and the Stanislaus County Local Agency Formation Commission and the Local Agency Formation Commission is hereby requested to hold a hearing and consider this protest as provided for in Section 51243.5 of the Government Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1986, 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. 86-148

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

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and WestAir Commuter Airlines, Inc. for their operation 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 21st day of January, 19 86, 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: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-149

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE PUBLIC EMPLOYEES'RETIREMENT SYSTEM FOR AN ACTUARIAL VALUATION OF LOCAL SAFETY MEMBERS (POLICE) FOR PROPOSED BENEFIT FORMULA OF 2% AT 50

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Public Employees' Retirement System for an actuarial valuation of local safety members (Police) for proposed benefit formula of 2% at 50

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 January, 19 86, 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. 86-150

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALIFORNIA WESTERN STATES LIFE INSURANCE COMPANY TO RENEW THE $50,000 SPECIFIC STOP LOSS COVERAGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and California Western States Life Insurance Company to renew the $50,000 specific stop loss coverage for the period of February 1, 1986 to January 31, 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 21st day of January, 19 86, 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. 86-151

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $25,000 FOR REPLACEMENT OF FIRE STATION NO. 1 EMERGENCY GENERATOR

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

FROM:	Contingency Reserve	$25,000
TO:	Emergency Generator	$25,000

A replacement emergency generator is needed since the current one is war surplus and parts are not available and have to be made. This makes the generator extremely unreliable.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st **day of** January, 19 86, **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. 86-152

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 AND SUPERCEDING RES.NO. 85-48 (BILL WEINMASTER - 725 CALIFORNIA AVE. - $1,416)

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 February 14, 1984, adopt its Resolution No. 84-76, 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 22, 1985, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of 1,416.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,416, be assessed in ten 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:

All that portion of Lot 13 of Spencer Colony as per map filed 12/16/04 in Vol. 2 of Maps, Pg. 3, Stan. Cty. Records, described as follows:

Beginning at the S/E corner of said Lot 13; thence W. 400.00' and N.30.00' to the true point of beginning; thence N.210.64'; thence E. 95.00'; thence S. 210.64'; thence W. 95.00' to the point of beginning.
(Stan. Cty. Assessor's Parcel No. 30-08-18)

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 21st day of January, 19 86, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-153

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AMENDMENTS, ADDITIONS, AND DELETIONS TO THE ZONING REGULATIONS (OMNI 9 REFINEMENTS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 18, 1986, 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, additions, and deletions to the Zoning Regulations (Omni 9 refinements).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 19 86, 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. 86-154

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO REVIEW MONTHLY SEWER CHARGES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 4, 1986, 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 review of monthly sewer charges.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1986, 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. 86-155

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO EXECUTIVE AIR CHARTER, INC. DBA SKYTREK AVIATION FOR THE LEASE OF OFFICE BUILDING NO. 1, HANGAR 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 Skytrek 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 21st day of January, 19 86, 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: Norraine Coyle
NORRAINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-156

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:

Instrument Repair Technician

Parks and Recreation Office 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 4. EFFECTIVE DATE. This resolution shall become effective on and after January 21, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1986, 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

INSTRUMENT REPAIR TECHNICIAN

DEFINITION:

Under general supervision, performs a wide variety of skilled precision work at the journey level in the installation, maintenance and repair of electronic, electrical, pneumatic, hydraulic, and mechanical process instrumentation system components for the City of Modesto water and wastewater systems; and does other related work as required.

EXAMPLES OF DUTIES:

Installs, maintains, repairs and adjusts computer system hardware, digital data multiplexing equipment used for indicating, telemetering, measuring and controlling flow, temperature, motion, force, and chemical composition; assembles, disassembles and reassembles instruments and test the units for performance based upon specifications; inspects instruments and makes minor calibration adjustments; adjusts and repairs automatic control valves and positioners; installs, repairs and maintains distributed digital and programmable controllers; performs loop tests on electrical and electronic control systems and documents all changes and modifications.

EMPLOYMENT STANDARDS:

Experience:

One year experience as an Electrician with the City of Modesto.

or

Two years experience in electrical and electronic repair and maintenance.

Knowledge of:

Basic electronic circuitry;
Instrumentation equipment and precision tools;
Standard practices, tools, materials, and equipment of the electrical trade;
Installation and maintenance of various types of electronic, electrical, pneumatic, hydraulic and mechanical instruments, equipment and apparatus;
Laws, codes and ordinances governing electrical work within specified standards;
Safe work practices.

and

Ability to:

Install, repair, calibrate and maintain electronic, electrical, pneumatic, hydraulic and mechanical equipment;
Assemble, disassemble, inspect, adjust and repair analog recording and digital control instrumentation;
Understand and carry out written and oral instructions;
Read and write the English language clearly and concisely;
Perform mathematical computations as required in electronic and electrical circuitry;
Read and work from layouts, sketches, plans, specifications, schematics and diagrams;
Diagnose problems and perform or recommend corrective action;
Use electrical and piping hand tools and equipment skillfully and safely;
Perform work requiring strength in lifting and carrying objects and equipment of up to fifty (50) pounds;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

License: Possession of a valid California Class 3 driver's license within one month of appointment.

Annual Physical Examination: Must pass an annual physical examination as given by the City of Modesto physician.

PARKS & RECREATION OFFICE SUPERVISOR

DEFINITION

Under direction, supervises, coordinates, plans and evaluates all clerical functions of the department; performs a wide variety of difficult and responsible administrative and secretarial duties for the Director and Assistant Directors of the Parks and Recreation Department; and does related work as required.

DISTINGUISHING CHARACTERISTICS

The position 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 Director and Assistant Directors of the Parks and Recreation Department.

EXAMPLES OF DUTIES

Assists the Director and Assistant Directors of the Parks and Recreation Department in the relief of substantial administrative details; reviews, coordinates and assigns work to be done by volunteers and for volunteer groups; 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 the Director and Assistant Directors of the Parks and Recreation Department; may assist in the preparation and administration of budget and fiscal control systems.

EMPLOYMENT STANDARDS

Experience:

Four (4) 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.)

and

Skills: Possesses 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.

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 Director and Assistant Directors of Parks and Recreation 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 an appropriate 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.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-157

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 85-422 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. 85-422. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", attached to Resolution No. 85-422, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classifications of Instrument Repair Technician, Range 125.5 and Parks and Recreation Office Supervisor, Range 422.0

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after January 21, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of January, 1986, 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

(Effective 6-25-85, Amended 8-27-85, 9-10-85, 12-3-85, 12-24-85, 1-21-86)

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
426.0	Administrative Analyst
422.0	Administrative Assistant
117.5	Administrative Clerk
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
434.0	Chief Building Official
429.0	Chief Electrician

Range No.	Title of Classification
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
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services
117.5	Drafting Technician

Exhibit "H"

Range No.	Title of Classification
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
119.0	Equipment Service Worker
118.5	Evidence and Property Specialist
424.0	Executive Assistant
420.5	Executive Secretary (Admin. Mgt.)
420.6	Executive Secretary (Conf.)
432.0	Finance Division Manager
531.0	Fire Battalion Chief
N/A	Fire Chief
211.0	Fire Engineer
123.0	Fire Equipment Mechanic
210.0	Fire Fighter
208.0	Fire Fighter Trainee
213.0	Fire Lieutenant
123.5	Fire Prevention 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
122.0	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
120.5	Maintenance Mechanic - Pumps
116.5	Maintenance Worker I
118.5	Maintenance Worker II
113.5	Maintenance Worker Trainee
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
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

Range No.	Title of Classification
122.5	Plant Mechanic
425.0	Plant Mechanical Maintenance Supervisor
632.0	Police Captain
114.5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
425.0	Police Records Supervisor
628.0	Police Sergeant
430.0	Principal Management Analyst
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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 Treatment 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
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 Specialist
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
195 Other
209

MODESTO CITY COUNCIL
RESOLUTION NO. 86-158

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF IMPROVEMENTS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (E. CURTIS AND LOIS A. CAMP, 306 CONEJO 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 17, 19 85, adopt its Resolution No. 85-961, 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 January, 19 86, 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, which hearing was continued to January 28, 1986, at 7:30 p.m.; and

WHEREAS, the Superintendent of Streets has caused notices to be given as directed by said Resolution No. 85-961; 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. 85-961 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 28th day of January, 19 86, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

N O T I C E

NOTICE IS HEREBY GIVEN:

NAME: E. Curtis and Lois A. Camp

ADDRESS: 306 Conejo Avenue, Modesto, California 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:

The South 85 feet of the North 110.00 feet of the East 131.52 feet of the West 160.00 feet 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

Stanislaus County Assessor's Parcel No. 116-07-35

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:

85.00 lineal feet of 6" vertical curb and 4 foot wide sidewalk along the street frontage abutting Conejo Avenue on the West side of Block 2184-A 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 14th day of January, 1986 , 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 19th day of December, 1985

ALFRED KAUFMAN
Superintendent of Streets
City of Modesto

110984

ES14/757dj

MODESTO CITY COUNCIL
RESOLUTION NO. 86-159

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 R-3 TO P-O.

WHEREAS, on January 28, 1986, the City Council introduced Ordinance No. 2402-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 Medium-High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the northeast corner of Poplar Avenue and Needham 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 Medium-High Density Residential Zone, R-3, to Professional Office Zone, P-O, property located on the northeast corner of Poplar Avenue and Needham Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of January, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-160

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF FAIRWAY NEIGHBORHOOD PARK/ SOCCER FIELD (LWCF PROJECT NO. 06-01104)

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

SECTION 1. The plans and specifications for the construction of Fairway Neighborhood Park/Soccer 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 February 25, 1986, 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 January, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-161

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING THREE DESK-TOP LASER PRINTERS

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

SECTION 1. The plans and specifications for the purchase of three desk-top laser 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 February 25, 1986, 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 January, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-162

A RESOLUTION ACCEPTING THE BID OF THE TIRE STORE FOR FURNISHING THE CITY'S ANNUAL TIRE RECAPPING REQUIREMENTS

WHEREAS, Resolution No. 85-965, adopted by the Council of the City of Modesto on December 23, 1985, 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 the City's annual tire recapping requirements were opened at 3:15 p.m. on January 14, 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 The Tire Store in the amount of $19,970 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of The Tire Store in the amount of $19,970 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 January, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-163

A RESOLUTION CERTIFYING COMPLETION OF A FINAL ENVIRONMENTAL IMPACT REPORT FOR THE PROPOSED ENTERPRISE ZONE.

WHEREAS, on October 22, 1985, by Resolution No. 85-818, the City Council of the City of Modesto recommended to the Economic Development Department of the City of Modesto that a final application and Draft Environmental Impact Report for a proposed Enterprise Zone be submitted to the Department of Commerce and Office of Planning and Research, and

WHEREAS, an environmental impact report entitled "Enterprise Zone Designation Final Application" was prepared by the City of Modesto pursuant to the California Environmental Quality Act (Public Resources Code Section 21000 et seq.), the Guidelines for Implementation of the California Environmental Quality Act (14 Cal.Adm.Code Section 15000 et seq., hereafter the "State CEQA Guidelines") and local procedures adopted by the City pursuant thereto, and

WHEREAS, the City forwarded the Draft EIR to interested persons and agencies and sought the comments of such persons and agencies, and

WHEREAS, the Draft EIR was thereafter revised and supplemented to adopt changes suggested, to incorporate comments received and the City's response to said comments, and as so revised and supplemented, a Final EIR was prepared and submitted to the City Council of the City of Modesto, and

WHEREAS, the Final EIR consists of the Draft EIR, as revised and supplemented, incorporating all comments received and the response of the City thereto as of the date hereof,

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

SECTION 1. The Council hereby certifies that the Final Environmental Impact Report for the Proposed Enterprise Zone has been completed in compliance with the California Environmental Quality Act, the State CEQA Guidelines and local procedures adopted pursuant thereto by the City of Modesto, and that the Council has reviewed and considered the information contained in the Final Environmental Impact Report.

SECTION 2. The City Clerk of the City of Modesto is hereby directed to file a Notice of Determination regarding said Final Environmental Impact Report with the County Clerk of Stanislaus County and the Secretary of the Resources Agency pursuant to the provisions of Section 21152 of the Public Resources Code and the State CEQA Guidelines adopted pursuant thereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of January, 1986, 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, Acting Mayor Whiteside

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. 86-164

A RESOLUTION ACCEPTING IMPROVEMENTS IN NARAGHI LAKES NO. 1 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Naraghi Farms, subdividers of Naraghi Lakes No. 1 Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of $2,111,200 and $1,055,600 respectively to guarantee improvements in Naraghi Lakes No. 1; and

WHEREAS, the Director of Public Works in a memorandum dated January 21, 1986, 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 Naraghi Lakes No. 1 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $2,111,200 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 $1,055,600 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 28th day of January, 1986 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-165

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NARAGHI FARMS FOR STORM DRAINAGE MAINTENANCE AT NARAGHI LAKES NO. 1 SUBDIVISION LOCATED BETWEEN SYLVAN AVENUE AND FLOYD AVENUE, WEST OF OAKDALE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Naraghi Farms for storm drainage maintenance at Naraghi Lakes No. 1 Subdivision located between Sylvan Avenue and Floyd Avenue, west of Oakdale 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 28th day of January, 19 86, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Maurine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-166

A RESOLUTION OF APPLICATION BY THE COUNCIL OF THE CITY OF MODESTO REQUESTING THE LOCAL AGENCY FORMATION COMMISSION TO TAKE PROCEEDINGS FOR THE YOSEMITE-CLAUS REORGANIZATION TO THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto desires to initiate proceedings pursuant to the Cortese-Knox Local Government Reorganization Act of 1985, Division 3, commencing with Section 56000 of the California Government Code, for the Yosemite-Claus Reorganization to the City of Modesto, and

WHEREAS, the territory proposed to be included in the Yosemite-Claus Reorganization to the City of Modesto is uninhabited, and a description of the boundaries of the territory is set forth in Exhibit A attached hereto and by this reference incorporated herein, and

WHEREAS, this proposal is consistent with the sphere of influence of the City of Modesto, and

WHEREAS, all owners of land within the territory proposed to be reorganized have signed petitions requesting the reorganization, and

WHEREAS, the reason for this proposed Yosemite-Claus Reorganization to the City of Modesto is to make the full range of urban services available to allow urbanization of the territory in accordance with the Modesto Urban Area General Plan.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that this Resolution of Application is hereby adopted and approved and the Local Agency Formation Commission of Stanislaus County is hereby requested to

take proceedings for the reorganization of the territory described in Exhibit A, in the manner provided by the Cortese-Knox Local Government Reorganization Act of 1985.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby requests that the Local Agency Formation Commission of Stanislaus County authorize the Council to conduct proceedings for the reorganization without notice, hearing, or an election in accordance with Section 56837 of the California Government Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of January, 1986, 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
Acting Mayor Whiteside

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. Gustafson
Department of Engineering Services

YOSEMITE-CLAUS REORGANIZATION

All that real property in the State of California, County of Stanislaus, being portions of the Southeast quarter of Section 24, Township 3 South, Range 9 East; of Section 25, Township 3 South, Range 9 East; of the North half of Section 36, Township 3 South, Range 9 East; of the Southwest quarter of Section 19, Township 3 South, Range 10 East; the West half of Section 30, Township 3 South, Range 10 East; and the Northwest quarter of Section 31, Township 3 South, Range 10 East, Mount Diablo Base and Meridian; described as follows:

Beginning at a point on the existing City Limits as established by the Southeastern corner of the LINCOLN NO. 4 ADDITION (345), as per description filed August 19, 1976, as Instrument 8707, Stanislaus County Records, said point being on the Southern line of 66.00 foot Yosemite Boulevard;

1. thence along the existing City Limits on the Eastern line of said ADDITION (345), North 00° 16' 32" West, 3009.80 feet, to the Northeastern corner of said ADDITION (345) and the Southeastern corner of the CAPITOL DRIVE ADDITION (354), as per description filed March 25, 1977, as Instrument 52818, Stanislaus County Records;

2. thence continuing along the existing City Limits on the Eastern line of said ADDITION (354), North 00° 14' 25" West, 992.27 feet, to the Northeastern corner of said ADDITION (354) and a point on a Southern line of the LINCOLN NO. 2 ADDITION (324), as per description filed November 19, 1974, as Instrument 19676, Stanislaus County Records;

3. thence continuing along the existing City Limits on said Southern line of ADDITION (324), Easterly to the centerline of McClure Road;

4. thence continuing along the existing City Limits on an Eastern line of said ADDITION (324), said line being the centerline of McClure Road and the North-South quarter section line of said Section 25, Northerly to a point on a Southern line of said ADDITION (324) and the Southern line of the 75.00 foot Modesto Irrigation District Lateral No. 2;

5. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (324) and said Southern line of the Modesto Irrigation District Lateral No. 2, Easterly to a Southeastern corner of said ADDITION (324) and the Southwestern corner of the McCLURE NO. 1 ADDITION (341), as per description filed February 24, 1976, as Instrument 38285, Stanislaus County Records;

6. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (341), Easterly to the Southeastern corner of said ADDITION (341), said point being on the East line of said Section 25 and the centerline of Claus Road;

7. thence continuing along the existing City Limits on the Eastern line of said ADDITION (341), said East line of Section 25 and said centerline of Claus Road, Northerly to the Northeastern corner of said ADDITION (341), said point being the section corner common to said Sections 19, 24, 25, and 30;

8. thence continuing along the existing City Limits on the Northern line of said ADDITION (341) and the North line of Section 25, South 89° 51' 35" West, 50.00 feet;

9. thence leaving the existing City Limits and on the Eastern boundary of Claus Road the following bearings and distances, North 00° 16' 25" West, 830.07 feet;

10. thence North 89° 43' 35" East, 10.00 feet;

11. thence North 00° 16' 25" West, 200.00 feet;

12. thence South 89° 43' 35" West, 50.00 feet;

13. thence North 00° 16' 25" West, 544.51 feet, to the Southern line of the McHENRY-DRY CREEK MUNICIPAL REORGANIZATION (454), as per description filed September 1, 1983, as Instrument 12697, Stanislaus County Records;

14. thence along the existing City Limits on the Southern line of said MUNICIPAL REORGANIZATION (454), North 89° 43' 35" East, 90.00 feet, to the Southeastern corner of said MUNICIPAL REORGANIZATION (454) and the Southeastern corner of the CLAUS-DRY CREEK GOVERNMENTAL REORGANIZATION (415), as per description filed April 4, 1980, as Instrument 62872, Stanislaus County Records;

15. thence continuing along the existing City Limits on a Southern line of said GOVERNMENTAL REORGANIZATION (415), North 89° 43' 35" East, 90.00 feet;

16. thence leaving the existing City Limits and along the Eastern line of Claus Road, South 00° 16' 25" East, 560.81 feet, to the Southern line of 30.00 foot Gomes Road.

17. thence along said Southern line of Gomes Road, South 84° 34' 35" West, 10.42 feet;

18. thence Southwesterly along a tangent curve concave to the Southeast, having a Radius of 60.00 feet, a Central Angle of 84° 51' and an Arc Length of 54.84 feet, to its point of tangency on the Eastern line of Claus Road;

19. thence along said Eastern line of Claus Road, South 00° 16' 25" East, 953.17 feet, to the South line of said Section 19;

20. thence continuing along the Eastern line of Claus Road, South 00° 21' 05" East, 2325.50 feet;

21. thence North 89° 57' 34" East, 10.00 feet, to the Eastern line of said Claus Road;

22. thence along said Eastern line of Claus Road, South 00° 21' 05" East, 321.21 feet, to a point on the East-West quarter section line of said Section 30;

23. thence continuing along said Eastern line of Claus Road, South 00° 20' 39" East, 495.00 feet;

24. thence South 89° 55' 30" West, 10.00 feet, to the Eastern line of 50.00 foot Claus Road;

25. thence along said Eastern line of 50.00 foot Claus Road, South 00° 20' 39" East, 1519.62 feet;

26. thence North 89° 51' 21" East, 5.25 feet, to a point on a non-tangent curve from which point a radial line bears North 89° 04' 32" East to the center;

27. thence Southerly along said non-tangent curve concave to the East, having a Radius of 4950.00 feet, a Central Angle of 1° 19' 48" and an Arc Length of 114.70 feet;

28. thence along a tangent line, South 2° 15' 16" East, 427.27 feet;

29. thence Southeasterly along a tangent curve concave to the Northeast, having a Radius of 25.00 feet, a Central Angle of 87° 56' 50" and an Arc Length of 38.37 feet, to its point of tangency on the Northern line of 100.00 foot Yosemite Boulevard;

30. thence along a radial line, South 00° 12' 06" East, 100.00 feet, to the Southern line of 100.00 foot Yosemite Boulevard;

31. thence along said Southern line of Yosemite Boulevard, South 89° 47' 54" West, 71.67 feet, to the West line of said Section 36;

32. thence continuing along the Southern line of Yosemite Boulevard, South 89° 54' 04" West, 2620.68 feet, to the North-South quarter section line in said Section 36;

33. thence continuing along the Southern line of Yosemite Boulevard, South 89° 54' 03" West, 883.73 feet, to the point of beginning, containing 380.5 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-167

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR MONO-KERR REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Mono-Kerr 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 January, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

CITY ANNEXATION QUESTIONNAIRE

1. Name of City Modesto

2. Name of Proposed Annexation Mono-Kerr Reorganization

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

Yes

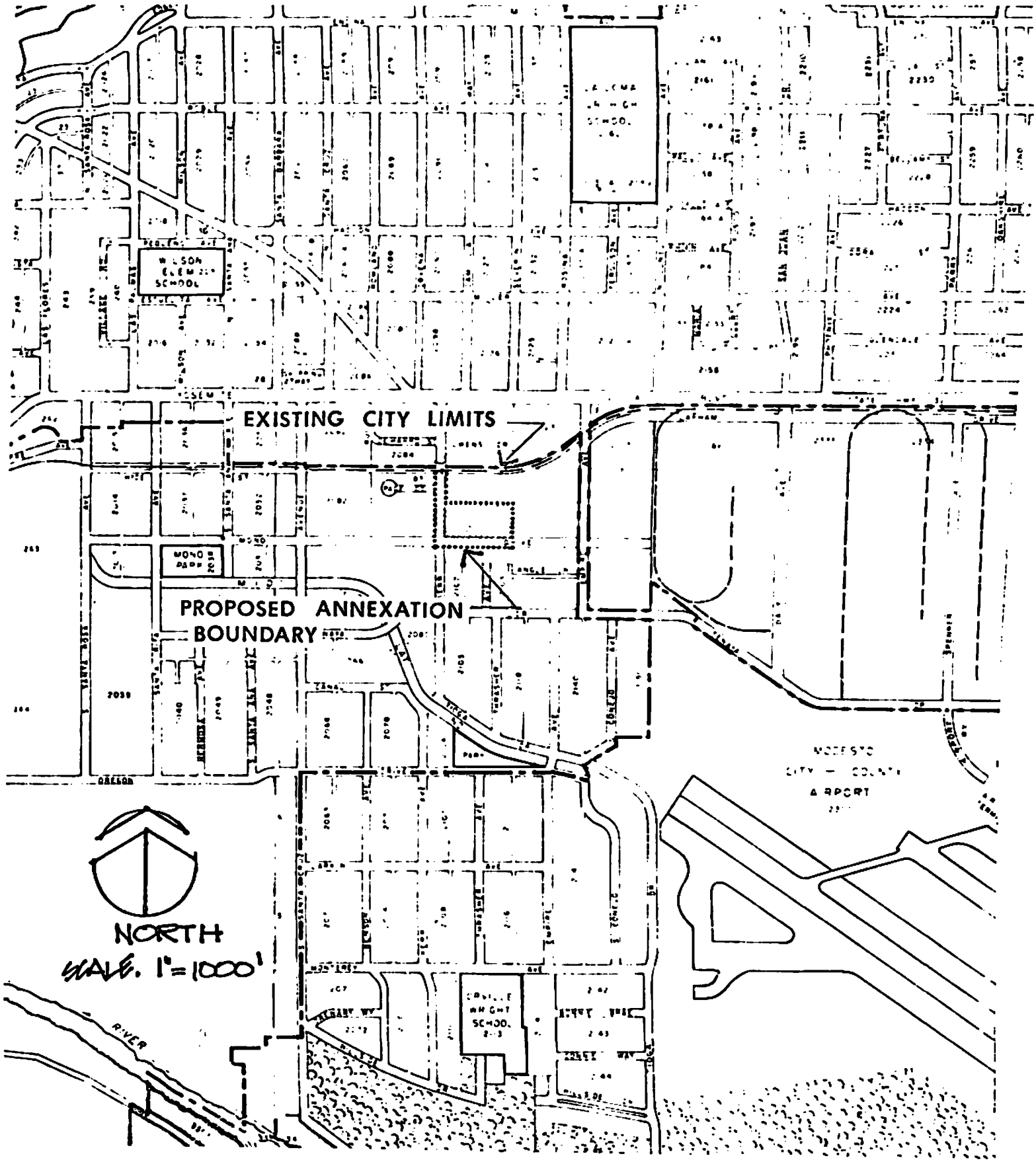
4. If the proposal is approved, are there any conditions the city would like LAFCO to impose?

None

5. Other comments the city would like to make.

The City of Modesto has received a petition signed by the owner of all the land within the proposal and therefore requests that LAFCO authorize the City Council to proceed with the Reorganization without notice, hearing, or election.

PROPOSED
MONO-KERR
REORGANIZATION



MODESTO CITY COUNCIL
RESOLUTION NO. 86-168

A RESOLUTION RE-APPOINTING MEMBER OF THE HUMAN RELATIONS COMMISSION (HELEN WHITE)

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

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

Helen White - term to expire 1/1/90

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 28th day of January, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 86-169

A RESOLUTION RE-APPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT (JOYCE CARRILLO)

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:

Joyce Carrillo
Term to expire 1/1/90

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly 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 28th day of January, 19 86, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-170

A RESOLUTION APPOINTING/MEMBERS OF THE PLANNING COMMISSION (GORDON HART AND BALVINO IRIZARRY)

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** Planning Commission **for the respective term as indicated:**

Gordon Hart and Balvino Irizarry

Terms to expire 1/1/90

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 28th **day of** January, 19 86, **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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-171

A RESOLUTION AMENDING SECTION 1 OF MODESTO CITY COUNCIL RESOLUTION NO. 81-1031, APPROVING A NEW DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(30), TO ALLOW A 27,000 SQUARE-FOOT THREE-STORY ADDITION ATOP AN EXISTING ONE-STORY BUILDING, PROPERTY LOCATED ON THE EAST SIDE OF COFFEE ROAD, NORTH OF LUCERN AVENUE, AND TO ALLOW AN OFF-STREET PARKING AREA AT THE SOUTHWEST CORNER OF COFFEE ROAD AND LUCERN AVENUE (GOULD MEDICAL GROUP).

WHEREAS, City Council Ordinance No. 829-C.S., which became effective on June 21, 1967, rezoned property located at the northeast corner of Coffee Road and Lucern Avenue to Planned Development Zone, P-D(30), to allow expansion of an existing medical clinic, and

WHEREAS, City Council Resolution No. 67-352 adopted by the City Council on May 8, 1967, approved the development plan for P-D(30) and contained conditions of approval thereof, and

WHEREAS, Ordinance No. 1167-C.S. which became effective on January 26, 1972, and Resolution No. 71-1131 adopted by the City Council on December 20, 1971, amended Planned Development Zone, P-D(30) to permit additional uses, and

WHEREAS, an expansion of Planned Development Zone, P-D(30) was approved by the City Council by Ordinance No. 2096-C.S. which became effective on January 7, 1982, and Resolution No. 81-1031 adopted on November 24, 1981, approved additional medical/professional facilities including parking areas and ancillary buildings on property located east of Coffee Road and south of Locke Road, and

WHEREAS, Planning Commission Resolution No. 82-180 adopted November 15, 1982, approved a revised plot plan for P-D(30), and

WHEREAS, a verified application for an amendment to P-D(30) was filed by Gould Medical Group on November 27, 1985, to allow a 27,000 square-foot three-story addition atop an existing one-story building, property located on the east side of Coffee Road, north of Lucern Avenue, and for an amendment to Section 28-3-9 of the Zoning Map to rezone from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(30), to allow an expansion of P-D(30) to provide an off-street parking area at the southwest corner of Coffee Road and Lucern Avenue, property described as follows:

> All that portion of Lot 43 of Broughton Colony Tract, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County on March 17, 1904, in Volume 1 of Maps, at page 78, described as follows:
>
> Beginning at the Northeast corner of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, thence Northwesterly along the North line of said Section 28, 344.90 feet to the centerline of 50.00 foot wide Milo Street; thence Southerly along said centerline and parallel to the East Section line of said Section 28, 307.50 feet; thence Easterly and parallel to the North line of said Section 28, 162.90 feet; thence Northerly and parallel to the East line of said Section 28, 137.00 feet; thence easterly and parallel to the North line of said Section 28, 182.00 feet to the East line of said Section 28, which is also the centerline of 90.00 foot wide Coffee Road; thence along said centerline and section line, Northerly 307.50 feet, to the Northeast corner of said Section 28 and the point of beginning.

and

WHEREAS, a public hearing was held by the Planning Commission on January 6, 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, the Planning Commission, by Resolution No. 86-5 which was adopted on January 6, 1986, found and determined that rezoning of the above described property and an amendment to Planned Development Zone, P-D(30), as requested, is required by public necessity, convenience and general welfare for the following reasons:

1. P-D(30) is an existing medical clinic which desires to expand its building and parking facilities.

2. The proposed parking area is located at a signalized major/collector street intersection.

3. The P-D zone and conditions of approval insure a degree of compatibility with surrounding properties.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 1 of Modesto City Council Resolution No. 81-1031 entitled "A Resolution Amending Sections 1 and 2 of Resolution No. 68-352 entitled 'A Resolution Approving a Development Plan for Planned Development Zone, P-D(30)', as Amended by Modesto City Council Resolution No. 71-1131, to Permit an Expansion on Locke Road, Sunnyside Avenue and Lucern Avenue" is hereby amended to read as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(30), is hereby approved subject to the following conditions:

1. 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 City Council on February 4, 1986.

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 southerly and Milo Street property lines. Landscaping along Milo Road shall total 15 feet in width, including the ten-foot setback between property line and the required fencing and five feet between the required fencing and adjacent parking area.

3. The parking area located at the southwest corner of Coffee Road and Lucern Avenue shall be for employees of the Gould Medical Group only and said parking area shall be signed as such.

4. Fencing shall be constructed prior to occupancy and shall be as follows:

   a. Six-foot double alternating-board fence with decorative masonry pilasters along the southerly property lines.

   b. Six-foot double alternating-board fence with decorative masonry pilasters along the Milo Street frontage at a ten-foot setback from the 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 and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Lucern Avenue to a collector street standard including dedication required to provide the transition width for the collector street-major street intersection configuration prior to occupancy or upon demand by the City, whichever occurs first.

7. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Coffee Road to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.

8. The developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Milo Street to a residential street standard including the dedication of a 15.00-foot radius corner cutoff at the southeast corner of Lucern Avenue and Milo Street prior to occupancy or upon demand by the City, whichever occurs first.

9. 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.

10. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.

11. 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.

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. 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 the same building materials used in the major buildings as determined 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. 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 street trees, the number as determined by the Director of Engineering Services.

19. The developer shall dedicate to the City of Modesto a street tree planting easement along the Milo Road frontage as required by the Director of Parks and Recreation.

20. All conditions of Modesto City Council Resolution No. 81-1031 not in conflict with this action shall remain in full force and effect.

21. All curbcuts serving two-way driveways shall be widened to 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. All of the provisions of Modesto City Council Resolutions No. 67-352, 71-1131 and 81-1031 that are not amended nor affected by the provisions of this resolution shall remain in full force and effect.

SECTION 2. 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 3. 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 4. EFFECTIVE DATE. This resolution shall not become effective unless and until Ordinance No. 2403-C.S. becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1986, 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

APPROVED AS TO DESCRIPTION:

By William Brinds
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-172

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-2 TO P-D(30) AND FOR AN AMENDMENT TO P-D(30).

WHEREAS, on February 4, 1986, the City Council introduced Ordinance No. 2403 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 Density Residential Zone, R-2, to Planned Development Zone, P-D(30), property located on the southwest corner of Coffee Road and Lucern Avenue and for an amendment to P-D(30), property located on the east side of Coffee Road, north of Lucern 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 Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(30), property located on the southwest

corner of Coffee Road and Lucern Avenue and for an amendment to P-D(30), property located on the east side of Coffee Road, north of Lucern Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1986, 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. 86-173

A RESOLUTION ESTABLISHING SEWER SERVICE CHARGES AND SUPERSEDING RESOLUTION NO. 85-100.

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, 1986.

(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	$4.75
Each dwelling unit in a duplex	3.30
One additional dwelling unit or mobile home on a lot	3.30
Each dwelling unit in an apartment building or dwelling group or mobile home space in a mobile home park	2.65

(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, 1986:

(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 Combined B.O.D. and S.S. measured in mg/l is 400mg/l or less	41¢
Group 2 Combined B.O.D. and S.S. measured in mg/l is in the range of 401mg/l to 900 mg/l	46¢
Group 3 Combined B.O.D. and S.S. measured in mg/l is in the range of 901mg/l to 1400 mg/l	56¢
Group 4 Combined B.O.D. and S.S. measured in mg/l is over 1401 mg/l	66¢

(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, 1986:

(a) The monthly sewer service charges for industrial users shall be at the rate of $375.00 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 $36.41 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 $35.72 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 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, 1986, and the Residential Sewer Service Charges established by this resolution shall become effective and apply on and after April 1, 1986.

SECTION 7. SUPERSEDES PRIOR RESOLUTION. This resolution supersedes Modesto City Council Resolution No. 85-100.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 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, 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. 86-174

A RESOLUTION ACCEPTING THE BID OF W.D. CAMP FOR PURCHASE OF STRUCTURE AT 321 NEECE DRIVE

WHEREAS, Resolution No. 85-944, adopted by the Council of the City of Modesto on December 17, 1985, approved the plans and specifications for the sale of structure at 321 Neece Drive and authorized the calling for bids; and

WHEREAS, the bids received for the sale of structure at 321 Neece Drive were opened at 11:00 a.m. on February 4, 1986, 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 W.D. Camp in the amount of $9,500 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of W.D. Camp in the amount of $9,500 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-175

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF PASSENGER TERMINAL ACCESS ROAD, T-HANGAR RECONSTRUCTION AND HELICOPTER LANDING PAD AT MODESTO CITY-COUNTY AIRPORT

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

SECTION 1. The plans and specifications for construction of passenger terminal access road, T-hangar reconstruction and helicopter landing pad at Airport copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 4, 1986, 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 4th day of February, 1986, 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. 86-176

A RESOLUTION ACCEPTING THE BID OF CLYDE WHEELER PIPELINE FOR THE CONSTRUCTION OF PRESCOTT ROAD SEWER AND WATERLINE EXTENSION

WHEREAS, Resolution No. 86-5 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the construction of Prescott Road sewer and waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Prescott Road sewer and waterline extension were opened at 11:00 a.m. on January 28, 1986 , 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 in the amount of $109,856 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 in the amount of $109,856 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February , 19 86, 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. 86-177

A RESOLUTION ACCEPTING THE BID OF SMARTT CONSTRUCTION FOR THE CONSTRUCTION OF CURB, GUTTER AND SIDEWALK ON SCENIC DRIVE

WHEREAS, Resolution No. 86-4 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the construction of curb, gutter and sidewalk on Scenic Drive and authorized the calling for bids; and

WHEREAS, the bids received for the construction of curb, gutter and sidewalk on Scenic Drive were opened at 11:05 a.m. on January 28, 1986, 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 Smartt Construction in the amount of $30,908.20 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Smartt Construction in the amount of $30,908.20 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 4th day of February, 1986, 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. 86-178

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE OF CEMENT CONCRETE PIPE FOR THE EMERGENCY REPAIR OF THE EMERALD TRUNK SEWER IN THE AREA OF THE EMERALD AVENUE LIFT STATION AND MAZE BOULEVARD

WHEREAS, the existing Emerald trunk sewer cement concrete pipe has been eroded causing a collapse of the City street which is Emerald Avenue between Maze and MID Lateral No. 4; and

WHEREAS, the repair of this sewer trunk can be classified as an emergency in order to keep the street open, and to protect public health ; and

WHEREAS, it is proposed that formal bids be waived and the cement concrete pipe be purchased from Gladding McBean, as they have the needed pipe in stock.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of pipe for the emergency repair of the Emerald trunk sewer in the area of the Emerald Avenue lift station and Maze Boulevard is hereby waived.

BE IT FURTHER RESOLVED that the purchase of cement concrete pipe from Gladding McBean in the estimated amount of $25,000 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1986, 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. 86-179

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE EMERGENCY REPAIR OF THE EMERALD TRUNK SEWER IN THE AREA OF THE EMERALD AVENUE LIFT STATION AND MAZE BOULEVARD

WHEREAS, the existing Emerald trunk sewer cement concrete pipe has been eroded causing a collapse of the City street which is Emerald Avenue between Maze and MID Lateral No. 4; and

WHEREAS, the repair of this sewer trunk can be classified as an emergency in order to keep the street open, and to protect public health; and

WHEREAS, it is proposed that formal bids be waived and the contract be let to Conco West, Inc. to install the pipe, as other contractors have been contacted, but are not interested in the work.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the emergency repair of the Emerald trunk sewer in the area of the Emerald Avenue lift station and Maze Boulevard is hereby waived.

BE IT FURTHER RESOLVED that the emergency repair of the Emerald trunk sewer in the area of the Emerald Avenue lift station and Maze Boulevard by Conco-West, Inc. in the estimated amount of $35,000 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of February, 1986, 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. 86-180

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF RICHARD MICHEL FROM THE FARM-CITY COMMITTEE EFFECTIVE FEBRUARY 4, 1986

WHEREAS, Richard Michel was appointed a member of the Farm-City Advisory Committee on October 16, 1984; and

WHEREAS, Richard Michel has tendered his resignation from the Farm-City Committee effective February 4, 1986; and

WHEREAS, Richard Michel 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 Richard Michel from the Farm-City Advisory 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 Richard Michel 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 February, 1986, 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. 86-181

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM BY STEWART N. TABAK, ON BEHALF OF JENNIFER HUMPHREY, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim by Stewart M. Tabak, on behalf of Jennifer Humphrey, against the City of Modesto was received on January 28, 1986, 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 Stewart N. Tabak, on behalf of Jennifer Humphrey, against the City of Modesto, received on January 28, 1986, 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 4th day of February, 1986, 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. 86-182

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WALKER D. AND PAULINE JENSEN HALLIDAY FOR THE ACQUISITION OF EASEMENTS ACROSS THEIR PROPERTY FOR THE INSTALLATION OF A PARALLEL OUTFALL LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Walker D. and Pauline Jensen Halliday for the acquisition of easements across their property for the installation of a parallel outfall line

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 February, 19 86, 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. 86-183

A RESOLUTION CHANGING THE NAME OF CEDAR CREEK DRIVE TO HELD DRIVE IN THE CITY OF MODESTO.

WHEREAS, the Lakewood East Neighborhood Zoning and Development Plan, adopted by the Planning Commission of the City of Modesto, includes a 60-foot collector street which extends south from Parker Road, then curves west to intersect Claus Road opposite Cedar Creek Court, and

WHEREAS, the collector street would align with Cedar Creek Court and therefore was named Cedar Creek Drive, and

WHEREAS, approximately one-quarter mile of the street has been dedicated and improved in Dry Creek Mobile Estates mobilehome park south of Parker Road, and

WHEREAS, recent action by the Council of the City of Modesto terminated the collector street in Bluff Creek Estates Subdivision, approximately 600 feet south of the mobilehome park, and therefore the collector street in Bluff Creek Estates Subdivision will not connect with Cedar Creek Court at Claus Road, and

WHEREAS, it is City policy to avoid duplication of street names to eliminate confusion in dispatching emergency vehicles and mail delivery, and Section 34091.1 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, the Department of Planning and Community Development has contacted the owner of Dry Creek Mobile Estates mobilehome park relating to changing the city street name, and said owner has consented to change the street name from Cedar Creek Drive to Held Drive, and

WHEREAS, the proposed name, Held Drive, has been checked with the Planning Department of Stanislaus County and there is no conflict with the proposed name in relation to other street names in the County, and

WHEREAS, said matter was considered by the City Council on February 4, 1986, 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 Cedar Creek Drive to Held Drive 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 Cedar Creek Drive be changed to Held Drive 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 4th day of February, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-184

A RESOLUTION INITIATING PROCEEDINGS FOR THE EL VISTA NO. 4 REORGANIZATION TO THE CITY OF MODESTO AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO. (PETITION INITIATED)

WHEREAS, the El Vista No. 4 Reorganization was pending on January 1, 1986, and therefore, pursuant to the provisions of Section 56101 of the Government Code of the State of California (as enacted by AB 115, Chapter 541, Statutes of 1985) it is being completed under, and in accordance with, the laws existing prior to January 1, 1986, and all references hereinafter in this resolution refer to provisions of the Government Code as they existed prior to January 1, 1986, and

WHEREAS, a petition signed by all of the owners of land within that certain territory known as the El Vista No. 4 Reorganization was filed with the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission by Resolution No. 86-1, dated January 22, 1986, approved said reorganization to the City of Modesto upon condition that it be processed as a reorganization pursuant to the provisions of Division 1 of Title 6 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 Empire 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:

Name	Address
Raymond Nelson	600 Trask Lane, Modesto, CA 95351
Cheryl O'Sullivan	562 Trask Lane, Modesto, CA 95351
Dennis E. Callahan	608 Trask Lane, Modesto, CA 95351

and

WHEREAS, the reason or reasons for the proposed reorganization, as set forth in the application submitted to the Commission, is:

> "We would like annexation so we might have the services that the City of Modesto offers such as sewer, police protection, garbage pickup, etc. . . ."

and

WHEREAS, the Stanislaus County Local Agency Formation Commission designated the proposed reorganization as the El Vista No. 4 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 February, 1986, 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 4th day of February, 1986, 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, Pattesron, 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 John K. Christensen
Department of Engineering Services

EL VISTA NO. 4 GOVERNMENTAL REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northwestern corner of the HADDON-EL VISTA ANNEXATION (448), as per description filed January 7, 1982, as Instrument 37153, Stanislaus County Records, said point also being on the Eastern line of the EL VISTA SCHOOL ADDITION (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of ADDITION (232), and the centerline of 60.00 foot Colfax Avenue, North 00° 36' West, 710.06 feet, to the Northeastern corner of ADDITION (232) and the Southeastern corner of the EL VISTA NO. 3 ADDITION (240), as per description filed September 25, 1969, as Instrument 32411, Stanislaus County Records, and a point on the East-West quarter section line of said Section 26;

2. thence continuing along the existing City Limits on the boundary of said ADDITION (240) the following bearings and distances, North 05° 05' 48" West, 37.65 feet;

3. thence North 89° 58' West, 470.50 feet;

4. thence North 00° 36' West, 592.38 feet;

5. thence North 89° 58' West, 183.50 feet, to a point on the West line of Section 26, the centerline of El Vista Avenue and a point on the most Easterly line of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;

6. thence continuing along the existing City Limits on said Easterly line of ADDITION (197), North 00° 36' West, 956.89 feet, to a Northeastern corner of ADDITION (197) and the Southeastern corner of the DRY CREEK NO. 2 ADDITION (208), as per description filed January 15, 1968, as Instrument 1416, Stanislaus County Records;

7. thence continuing along the existing City Limits on the Eastern line of said ADDITION (208), said West line of Section 26 and said centerline of El Vista Avenue, North 00° 36' West, 454.04 feet, to the Southwestern corner of the DRY CREEK PARK NO. 3 ADDITION (313), as per description filed January 21, 1974, as Instrument 27802, Stanislaus County Records;

8. thence continuing along the existing City Limits on the boundary of said ADDITION (313) the following bearings and distances, North 89° 28' 40" East, 118.65 feet;

9. thence South 83° 22' 35" East, 480.98 feet;

10. thence South 71° 37' 13" East, 413.26 feet;

11. thence South 59° 06' 00" East, 379.36 feet;

12. thence South 59° 06' 20" East, 499.70 feet, to the Northwestern corner of the RIVERSIDE ADDITION (228) as per description filed March 24, 1969, as Instrument 9772, Stanislaus County Records;

13. thence continuing along the existing City Limits on the boundary of said ADDITION (228) the following bearings and distances, South 00° 50' 50" East, 746.09 feet;

14. thence South 00° 35' 00" East, 265.18 feet;

15. thence North 89° 58' West, 425.00 feet;

16. thence South 00° 35' East, 432.02 feet, to the Northwestern corner of the RIVERSIDE NO. 5 ADDITION (269), as per description filed May 5, 1971, as Instrument 16247, Stanislaus County Records;

17. thence continuing along the existing City Limits on the Western line of said ADDITION (269) and the centerline of 60.00 foot Trask Lane, South 00° 35' East, 623.18 feet, to a Northwestern corner of said ANNEXATION (448);

18. thence continuing along the existing City Limits on a Western line of ANNEXATION (448) and said centerline of Trask Lane, South 00° 35' East, 50.19 feet, to a Northern line of ANNEXATION (448) and the centerline of 60.00 foot Roble Avenue;

19. thence continuing along the existing City Limits on said Northern line of ANNEXATION (448) and said centerline of Roble Avenue, North 89° 56' 15" West, 656.83 feet, to the point of beginning, containing 76.824 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-185

A RESOLUTION APPROVING THE FINAL MAP OF THE OLYMPIC VILLAGE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, R. L. SESSIONS DEVELOPMENT CO., a California Corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.9823 acres, known as the OLYMPIC VILLAGE 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 May, 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 OLYMPIC 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 4th day of February, 19 86, by Councilmember Patterson, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-186

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO IRRIGATION DISTRICT TO PROVIDE AN EASEMENT FOR CROSSING M.I.D. LATERAL NO. 6 AT MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Irrigation District to provide an easement for crossing M.I.D. Lateral No. 6 at 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 4th day of February, 1986, 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. 86-187

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULTS OF SPECIAL MUNICIPAL ELECTION HELD ON TUESDAY, FEBRUARY 4, 1986.

WHEREAS, on Tuesday, the 4th day of February, 1986, a Special Municipal Election was held in the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County, to elect one member to the Modesto Board of Education for a term of four years, and

WHEREAS, said Special Municipal Election was held on Tuesday, February 6, 1986, 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 February 10, 1986,

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:

(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. At said Special Municipal Election the following named person received the largest number of votes for the following office, and was therefore duly elected to the office for which he was a candidate, and said person 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 and the City Clerk is hereby directed to issue a Certificate of Election to said person, certifying his election to the office appearing after his name, and to administer to said person the oath of office prescribed by the Constitution and laws of the state of California, and the Charter of said City, to wit:

Axel Hedberg	Member, Board of Education, for a term expiring on November 10, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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

CERTIFICATE OF CANVASS
AND STATEMENT OF VOTE

CITY OF MODESTO SPECIAL MUNICIPAL ELECTION

February 4, 1986

I, NORRINE COYLE, CITY CLERK OF THE CITY OF MODESTO, DO HEREBY CERTIFY THAT I CAUSED THE STANISLAUS COUNTY CLERK'S OFFICE ON FEBRUARY 6, 1986, TO PUBLICLY CANVASS THE RETURNS OF THE CITY OF MODESTO SPECIAL MUNICIPAL ELECTION HELD ON FEBRUARY 4, 1986, IN ACCORDANCE WITH MODESTO CITY COUNCIL RESOLUTION NO. 67-36, AND THAT THE ATTACHED IS THE RESULT OF SAID ELECTIION.

NORRINE COYLE
City Clerk & Auditor
City of Modesto

February 10, 1986

	REGISTERED VOTERS	BLTS CAST		ABSENTEE DIST	L HEDBERG	D RAMCZYK	ERT DUNBAR	IEL MARSH
EMPIRE 5	776	53		25		1	26	1
EMPIRE 7	81	10		3		3	3	1
MCHENRY 3	893	54		40		1	12	1
MODESTO 70	693	97		44		5	46	2
MODESTO 92	37	4		1		1		2
PARADISE 9	41	9		4			5	
SALIDA 1	1025	45		19	5		21	
SPECIAL 101	1138	41		20	3		13	5
SPECIAL 102	1867	34		17	3		12	2
SPECIAL 103	2233	26		19	2		3	2
SPECIAL 104	1293	77		50			27	
SPECIAL 105	1960	107		59	4		43	
SPECIAL 106	1754	94		51	2		40	1
SPECIAL 107	1244	46		20	8		12	1
SPECIAL 108	1555	47		19	12		13	6
SPECIAL 109	1094	74		46	7		17	3
SPECIAL 110	1765	89		61	4		23	4
SPECIAL 111	1632	51		29	7		13	1
SPECIAL 112	1647	55		26	6		19	2
SPECIAL 113	1318	64		33	10		19	4
SPECIAL 114	1125	103		57	21		22	2
SPECIAL 115	1910	114		81	9		19	3
SPECIAL 116	1560	119		64	11		41	5
SPECIAL 117	1322	59		23	12		23	3
SPECIAL 118	2056	140		91	10		39	1
SPECIAL 119	1472	84		58	5		20	
SPECIAL 120	1365	141		76	8		49	1
SPECIAL 121	1011	74		33	8		25	8
SPECIAL 122	1245	145		80	9		55	8
SPECIAL 123	1696	80		45	9		22	1
SPECIAL 124	1656	136		85	7		38	4
SPECIAL 125	1026	75		42	5		24	6
SPECIAL 126	1071	145		92	8		45	4
SPECIAL 127	1265	151		105	10		32	
SPECIAL 128	1172	131		90	6		28	4
SPECIAL 129	1914	255		144	22		81	7
SPECIAL 130	1037	93		51	4		32	8
SPECIAL 131	1148	83		45	7		26	6
SPECIAL 132	1825	153		108	3		42	5
SPECIAL 133	1619	284		136	3		145	
SPECIAL 134	1723	159		98	4		55	2
SPECIAL 135	1580	116		64	10		35	7
SPECIAL 136	1624	115		60	5		48	2
SPECIAL 137	1791	54		34	6		13	1
SPECIAL 138	1262	118		70	5		39	4
SPECIAL 139	2535	94		50	8		33	3
SPECIAL 140	799	37		21	1		13	2
SPECIAL 141	1036	28		12	6		9	1
SPECIAL 142	1572	55		25	8		18	4
SPECIAL 143	1264	47		28	3		14	2
SPECIAL 144	1850	86		43	3		38	2
SPECIAL 145	1051	49		24	5		19	1
SPECIAL 146	2364	85		56	6		21	2
SPECIAL 147	1827	127		66	7		50	4
SPECIAL 148	756	48		24	5		16	3
SPECIAL 149	1384	87		50	12		23	2
ABSENTEE STYLE 01		736		465	40		200	31
**** T O T A L S ****	76959	6469	7.4	3282	395	1819		187

MODESTO CITY COUNCIL
RESOLUTION NO 86-188

A RESOLUTION APPROVING THE CHARGE FOR
THE INTERNATIONAL FRIENDSHIP COMMITTEE

WHEREAS, the City Council deems it desirable to adopt a charge for The International Friendship Committee to follow

BE IT HEREBY RESOLVED that the City Council of the City of Modesto does hereby adopt the charge entitled, "International Friendship Committee Charge" as follows:

INTERNATIONAL FRIENDSHIP COMMITTEE CHARGE

The Committee shall serve in an advisory capacity to the Modesto City Council on matters involving international friendship. The charge of the Committee shall be as follows:

To create a favorable climate for the exchange of information and cultural experiences between Modesto and international cities.

To strengthen the relationship between Modesto and our Sister Cities.

To encourage understanding of other countries to enhance trade and economic development.

To focus and coordinate the activities and inquiries that are international but of a non-official, non-governmental nature.

To identify and maintain an inventory of community resources available to promote international friendship.

To assist City of Modesto officials in planning receptions and other special events for international visitors.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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. 86-189

A RESOLUTION GRANTING THE APPEAL OF STEINPRESS DEVELOPMENT, ON BEHALF OF TRANSWORLD FINANCIAL CORPORATION, TO THE DECISION OF THE PLANNING COMMISSION RELATING TO AN AMENDMENT TO SECTION 14-3-9 OF THE ZONING MAP TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE, P-D(396), PROPERTY LOCATED ON THE EAST SIDE OF OAKDALE ROAD SOUTH OF FLOYD AVENUE, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Transworld Financial Corporation on November 27, 1985, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, property located on the east side of Oakdale Road south of Floyd Avenue described as follows:

R-1 to P-D

Parcel "A" as shown and designated on that certain Parcel Map filed in the Office of the County Recorder of Stanislaus County, California, on December 30, 1977 in Volume 26 of Parcel Maps, at page 48, and being a portion of Lot 9 of the OREGON COLONY, as filed in Volume 4 of Maps, page 48.

Including also, the easterly 50 feet of Oakdale Road adjacent to the above described property.

and

WHEREAS, a public hearing was held by the Planning Commission on January 6, 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, 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. 86-10, and

WHEREAS, an appeal to the decision of the Planning Commission's denial of the request to rezone the property from Low Density Residential Zone, R-1, to Planned Development Zone, property located on the east side of Oakdale Road south of Floyd Avenue, was filed with the Office of the City Clerk by Steinpress Development, on behalf of Transworld Financial Corporation, by letter dated January 8, 1986, 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 11, 1986, 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, should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. The property across the street and at the intersection of Oakdale Road and Floyd Avenue is zoned for commercial development and property to the north is designated for commercial development on the neighborhood plan.

2. Conditions of approval of the P-D zoning will insure compatibility with adjacent development.

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

SECTION 1. APPEAL GRANTED. The appeal of Steinpress Development, on behalf of Transworld Financial Corporation, to the decision of the Planning Commission denying an amendment to Section 14-3-9 of the Zoning Map to rezone the above described property from Low Density Residential Zone, R-1, to Planned Development Zone, is hereby granted for the reasons set forth above,

and the decision of the Planning Commission denying said rezoning is hereby overruled.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(396), is hereby approved subject to the following conditions:

1. All development shall conform to the plans as amended in red, stamped approved by the City Council on February 11, 1986.

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:

   Decorative masonry walls, a minimum of 7 feet in height, along the north, east, and south property lines, and along the Oakdale Road frontage as shown on the development 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 and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Oakdale Road to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.

6. The required public street improvements shall be constructed prior to occupancy of any structures.

7. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.

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

and the decision of the Planning Commission denying said rezoning is hereby overruled.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(396), is hereby approved subject to the following conditions:

1. All development shall conform to the plans as amended in red, stamped approved by the City Council on February 11, 1986.

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 east and south property lines.

3. Fencing shall be constructed prior to occupancy and shall be as follows:

   Decorative masonry walls, a minimum of 7 feet in height, along the north, east, and south property lines, and along the Oakdale Road frontage as shown on the development 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 and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Oakdale Road to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.

6. The required public street improvements shall be constructed prior to occupancy of any structures.

7. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.

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 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. The development shall be served by positive storm drainage as required by the Director of Engineering Services. Drainage fees shall be paid as established for the Orchard Drainage District.

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 the same building materials used in the major buildings as determined by the Director of Planning and Community Development.

13. All utilities shall be underground.

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. All activities in the mini-storage area may be conducted only between the hours of 7 a.m. and 7 p.m. seven days per week. An attendant shall be on duty and the main gate shall be kept open during these hours.

16. All signs shall comply with the sign requirements of the C-3 Zone.

17. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.

18. All curbcuts serving two-way driveways 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.

20. The mini-storage area shall be used for storage only and no use of the buildings or grounds shall be for shop work, music rehearsal or performance, or any other unauthorized purposes.

21. 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 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(396):

> All development shall be accomplished in one phase, construction to start on or before February 25, 1988; completion to be by not later than February 25, 1989.

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(396), set forth in Sections 2 and 3 above, shall not become effective unless and until Ordinance No. 2404-C.S., introduced on the 11th day of February, 1986, reclassifying the property to Planned Development Zone, P-D(396), 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 February, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-190

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(396).

WHEREAS, on February 11, 1986, the City Council introduced Ordinance No. 2404-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(396), property located on the east side of Oakdale Road 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 Low Density Residential Zone, R-1, to Planned Development Zone, P-D(396), property located on the east side of Oakdale Road south of Floyd Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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. 86-191

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 AND R-2 TO R-1.

WHEREAS, on February 11, 1986, the City Council introduced Ordinance No. 2405 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, and Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located between Floyd Avenue and Belharbour Drive west of Roselle 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 High Density Residential Zone, R-3, and Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located between Floyd Avenue and Belharbour Drive west of Roselle Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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, 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. 86-192

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 the purchase of 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 March 11, 1986, 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 11th day of February, 1986, 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. 86-193

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE STRENGTHENING OF THE WATER SYSTEM ON WRIGHT AVENUE

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

SECTION 1. The plans and specifications for the strengthening of the water system on Wright 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 4, 1986, 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 11th day of February, 1986, 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. 86-194

A RESOLUTION ACCEPTING THE BID OF MODESTO AUTO AIR FOR FURNISHING SEVEN ROOF MOUNTED AUTO AIR CONDITIONING UNITS

WHEREAS, Resolution No. 86-2 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the purchase of seven roof mounted air conditioning units

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of seven roof mounted air conditioning units

were opened at 3:00 p.m. on January 28, 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 Modesto Auto Air in the amount of $11,662

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 Auto Air in the amount of $11,662

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 February , 1986 , 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. 86-195

A RESOLUTION ACCEPTING THE REROOFING OF AMERICAN LEGION HALL AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the reroofing of American Legion Hall

has been completed by Sierra Roofing

in accordance with the contract agreement dated September 3, 1985.

NOW, THEREFORE, BE IT RESOLVED that the reroofing of American Legion Hall

be accepted from said contractor, Sierra Roofing;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $21,517 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 February, 19 86, 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. 86-196

A RESOLUTION ACCEPTING THE CRACK SEALING OF VARIOUS CITY STREETS - 1986

WHEREAS, a repcrt has been filed by the Director of Engineering **that the** crack sealing of various City streets - 1986 **has been ccmpleted by** Valley Slurry Seal Company **in accordance with the contract agreement dated** November 26, 1985.

NOW, THEREFORE, BE IT RESOLVED that the crack sealing of various City streets - 1986 **be accepted from said contractor,** Valley Slurry Seal Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $25,275.20 **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 11th **day of** February, 19 86, **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. 86-197

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING A PURCHASE ORDER TO BE ISSUED TO THE CITY AND COUNTY OF SAN FRANCISCO FOR THE RAISING OF HETCH HETCHY WATER AND POWER ELECTRICAL TOWERS ON PRESCOTT ROAD

WHEREAS, it is deemed necessary to extend Prescott Road from Standiford Avenue to Rumble Road; and

WHEREAS, in order to maintain a 30-foot clearance between the electrical lines and the proposed new street, Hetch Hetchy must raise two towers.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the raising of Hetch Hetchy water and power electrical towers on Prescott Road is hereby waived.

BE IT FURTHER RESOLVED that a purchase order to be issued to the City and County of San Francisco for the raising of Hetch Hetchy water and power electrical towers on Prescott Road in the amount of $24,700 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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. 86-198

A RESOLUTION APPOINTING EDWARD WALKER, DIRECTOR OF UTILITY SERVICES, AS THE CITY OF MODESTO'S REPRESENTATIVE TO SERVE ON THE BOARD OF TRUSTEES OF RECLAMATION DISTRICT NO. 2091 AND RESCINDING RESOLUTION NO. 68-645.

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, the City of Modesto's land ownership in Reclamation District No. 2091 makes it eligible to have a representative serve on the Board of Trustees of Reclamation District No. 2091, and

WHEREAS, Elwyn L. Johnson, City Attorney, was designated in 1968 by Modesto City Council Resolution No. 68-645 to serve as the City's representative on the Board of Trustees of Reclamation District No. 2091, and

WHEREAS, Elwyn L. Johnson has informed the City Council that he plans on submitting his resignation from the Board of Trustees of Reclamation District No. 2091 effective February 12, 1986, and has recommended that Edward Walker, Director of Utility Services, be designated by the City Council as the City's new representative to serve on the Board of Trustees of Reclamation District No. 2091,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby designate Edward Walker, Director of Utility Services, as the City of Modesto's representative to serve on the Board of Trustees of Reclamation District No. 2091.

BE IT FURTHER RESOLVED that Resolution No. 68-645 adopted on July 8, 1968, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-199

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO IRRIGATION DISTRICT FOR CONSENT TO COMMON USE OF THE AREA AT BRIDGE CROSSING AT MID LATERAL NO. 6 AT TULLY ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Modesto Irrigation District for consent to common use of the area at the bridge crossing at MID Lateral No. 6 at Tully 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 11th day of February, 1986, 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: Maxine Cole
NORRINE COLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-200

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUNDS FOR THE LAKEWOOD NEIGHBORHOOD PARK RESTROOM/UTILITY BUILDING 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 subdivisions 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, the proposed Lakewood Neighborhood Park Restroom/Utility Building 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: Park and Recreation Facilities Fund, 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 11th day of February, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-201

A RESOLUTION APPROVING THE REQUEST OF KITS AUTO REPAIR FOR REFUND OF $599.99 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Kits Auto Repair for refund of $599.99 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 11th day of February, 1986, 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. 86-202

A RESOLUTION AUTHORIZING RIGHT OF WAY CERTIFICATE FOR PROPOSED TULLY ROAD/MID LATERAL NO. 6 BRIDGE REPLACEMENT PROJECT

WHEREAS, the City of Modesto has acquired the required right of way needed for the proposed Tully Road/MID Lateral No. 6 bridge replacement project; and

WHEREAS, it is necessary for the City of Modesto to make a certification to the State of California that the right of way has been acquired for the proposed Tully Road/MID Lateral No. 6 bridge replacement project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager and City Clerk are hereby authorized to sign a Right of Way Certificate setting forth the status of the right of way acquisition for the Tully Road/MID Lateral No. 6 bridge replacement project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of February, 1986, 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. 86-203

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF G.F.F. & R NO. 2, TO THE DECISION OF THE PLANNING COMMISSION RELATING TO AN AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE, P-D(394), PROPERTY LOCATED ON THE WEST SIDE OF OAKDALE ROAD NORTH OF WYLIE DRIVE, 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 G.F.F. & R. No. 2 on December 2, 1985, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, property located on the west side of Oakdale Road north of Wylie Drive described as follows:

R-1 to P-D

All that certain real property situate in a portion of the East half of Section 22, 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 Southeast corner of Parcel "3", as shown on the Official Map filed in Book 36 of Parcel Maps, at Page 95, Stanislaus County Records, said corner lies on the West right-of-way line of Oakdale Road; thence West 343.0 feet; thence North 0°45'00" West, 182.0 feet; thence East 343.0 feet to a point on the said West right-of-way line of Oakdale Road; thence South 0°27'05" East, continuing along said West right-of-way line of Oakdale Road, 182.0 feet to the point of beginning.

Including also all of that portion of Oakdale Road situated between the above described property and the East line of aforementioned Section 22.

and

WHEREAS, a public hearing was held by the Planning Commission on January 6, 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, 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. 86-9, and

WHEREAS, an appeal to the decision of the Planning Commission's denial of the request to rezone the property from Low Density Residential Zone, R-1, to Planned Development Zone, property located on the west side of Oakdale Road north of Wylie Drive, was filed with the Office of the City Clerk by Mid-Valley Engineering, on behalf of G.F.F. & R. No. 2, by letter dated January 7, 1986, 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 4, 1986, and thereafter continued to February 18, 1986, 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, should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. The proposed P-D Zone is to contain a tire store, a C-2 Zone use not typically found in shopping centers.

2. The tire store is an auto-related use which is locating adjacent to other existing auto-related uses.

3. A tire store is a relatively low traffic generator.

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

SECTION 1. APPEAL GRANTED. The appeal of Mid-Valley Engineering, on behalf of G.F.F. & R. No. 2, to the decision of the Planning Commission denying an amendment to Section 22-3-9 of the Zoning Map to rezone the above described property from Low Density Residential Zone, R-1, to Planned Development Zone, is hereby granted for the reasons set forth above, and the decision of the Planning Commission denying said rezoning is hereby overruled.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(394), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Site Plan to accompany the P-D application for Charles Fenley" as amended in red, stamped approved by the City Council on February 4, 1986.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. Parking area landscaping shall be in accordance with Article 20 of the Zoning Regulations including the provision of trees in the on-site parking area.

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

4. The required public street improvements shall be constructed prior to occupancy of any structures.

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

6. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for on-site traffic circulation for the benefit of adjacent properties, substantially as shown in red on the plot plan.

7. All signs shall comply with the sign requirements of the C-3 Zone.

8. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.

9. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.

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 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(394):

All development shall be accomplished in one phase, construction to start on or before February 3, 1988; completion to be by February 3, 1989.

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(394), set forth in Sections 2 and 3 above, shall not become effective unless and until Ordinance No. 2406-C.S., introduced on the 18th day of February, 1986, reclassifying the property to Planned Development Zone, P-D(394), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 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

NOES: Councilmembers: Sutton, Whiteside, Mayor Mensinger

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 Rivera
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-204

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(394).

WHEREAS, on February 18, 1986, the City Council introduced Ordinance No. 2406-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(394), property located on the west side of Oakdale Road north of Wylie 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 22-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, Planned Development Zone, P-D(394), property located on the west side of Oakdale Road north of Wylie Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 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

NOES: Councilmembers: Sutton, Whiteside, Mayor Mensinger

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. 86-205

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(104).

WHEREAS, a verified application for an amendment to Section 15-3-9 of the Zoning Map was filed by KOSO Radio on January 6, 1986, to reclassify from Professional Office Zone, P-O, to Planned Development Zone, P-D(104), as an addition to the existing P-D(104) to allow a radio broadcasting studio in the existing radio station office building on property located on the northwest corner of Lancey Drive and Oakdale Road, described as follows:

P-O to P-D(104)

All that certain real property situate in a portion of the southeast quarter of Section 15, 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:

All of Parcel 2 as shown on that certain parcel map filed in the Office of the Recorder of Stanislaus County, California, on June 6, 1979, in Volume 29 of Parcel Maps, page 27.

Also including the northern 40.00 feet of Lancey Drive and the western 50.00 feet of Oakdale Road immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on February 3, 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. 86-19, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The broadcasting studio addition involves an interior remodeling only and occupies a relatively small portion of the existing KOSO office building.

2. There are no additional external impacts by the proposed broadcasting function such as additional traffic not associated with regular office use and there will be no air-wave impacts such as neighborhood radio and television interference.

3. Planned Development zoning is the best form of land-use administration for KOSO and is consistent with P-D zoning granted to other radio stations in recent years past.

and

WHEREAS, after a public hearing held on February 3, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of KOSO Radio 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. 86-19 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2407 -C.S. on the 18th day of February, 1986, reclassifying the above-described property from Professional Office Zone, P-O, to Planned Development Zone, P-D(104).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for that portion of Planned Development Zone, P-D(104), lying north of Lancey Drive, is hereby approved subject to the following conditions:

1. That all development of that portion of P-D(104) lying north of Lancey Drive shall be in accordance with the plans titled "Professional Office Building, 2101 Lancey Drive, Modesto, California," as amended in red, stamped approved by the Board of Zoning Adjustment on February 28, 1980, and the Planning Commission on February 3, 1986, and on file in the office of the Director of Planning and Community Development.

2. That the portion of P-D(104) lying north of Lancey Drive shall conform to all conditions of Board of Zoning Adjustment Resolution No. 912 adopted February 28, 1980.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for that portion of Planned Development Zone, P-D(104), lying north of Lancey Drive:

The entire construction program be accomplished in one phase, construction having begun, completion to be not later than February 3, 1987.

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(104) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-206

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 15-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-O TO P-D(104).

WHEREAS, on February 18, 1986, the City Council introduced Ordinance No. 2407 -C.S. giving approval to a project relating to an amendment to Section Map 15-3-9 of the Zoning Map of the City of Modesto to reclassify from Professional Office Zone, P-O, to Planned Development Zone, P-D(104), property located on the northwest corner of Lancey Drive and Oakdale 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 15-3-9 of the Zoning Map of the City of Modesto to reclassify from Professional Office Zone, P-O, Planned Development Zone, P-D(104), property located on the northwest corner of Lancey Drive and Oakdale Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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. 86-207

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 SECTIONS 10-2.502, 10-2.504, 10-2.604, 10-2.903, 10-2.904, 10-2.905, 10-2.1203, 10-2.1204, 10-2.1207, 10-2.1710, 10-2.1806, 10-2.2002, 10-2.2004, 10-2.2008, 10-2.2110, AND 10-2.2315 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO THE ZONING REGULATIONS.

WHEREAS, on February 18, 1986, the City Council introduced Ordinance No. 2408-C.S. giving approval to a project relating to an amendment to Sections 10-2.502, 10-2.504, 10-2.604, 10-2.903, 10-2.904, 10-2.905, 10-2.1203, 10-2.1204, 10-2.1207, 10-2.1710, 10-2.1806, 10-2.2002, 10-2.2004, 10-2.2008, 10-2.2110, and 10-2.2315 of Chapter 2 of Title X of the Modesto Municipal Code relating to the Zoning Regulations, 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 an amendment to Sections 10-2.502, 10-2.504, 10-2.604, 10-2.903, 10-2.904, 10-2.905, 10-2.1203, 10-2.1204, 10-2.1207, 10-2.1710, 10-2.1806, 10-2.2002, 10-2.2004, 10-2.2008, 10-2.2110, and 10-2.2315 of Chapter 2 of Title X of the Modesto Municipal Code relating to the Zoning Regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

022186 19ATTY

MODESTO CITY COUNCIL
RESOLUTION NO. 86-208

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF SHADE STRUCTURES FOR PICNIC AREAS AT DAVIS AND DOWNEY PARKS

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

SECTION 1. The plans and specifications for the construction of shade structures for picnic areas at Davis and Downey Parks 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 4, 1986, 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 18th day of February, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-209

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR WATERLINE EXTENSION ON SEMALLON AVENUE

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

SECTION 1. The plans and specifications for a waterline extension on Semallon Avenue, between Perlette Way and Lindsay 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 11, 1986, 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 February, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-210

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

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 camera to be used by Records Center to firm records and reports 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 11, 1986, 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 18th day of February, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-211

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TABLES AND CHAIRS FOR THE TUOLUMNE RIVER REGIONAL PARK FACILITY

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

SECTION 1. The plans and specifications for the purchase of tables and chairs for use at the Tuolumne River Regional Park facility for public functions 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 18, 1986, 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 18th day of February, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-212

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING PROFESSIONAL SERVICES FOR STUDYING TARGET INDUSTRIES

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

SECTION 1. The plans and specifications for the purchase of professional services for studying target industries

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 18, 1986, 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 18th day of February, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-213

A RESOLUTION ACCEPTING THE BID OF CENTRAL PUMP CO. FOR THE CONSTRUCTION OF PUMP STATION NO. 45

WHEREAS, Resolution No. 86-138, adopted by the Council of the City of Modesto on January 21, 1986, approved the plans and specifications for the construction of Pump Station No. 45 and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Pump Station No. 45 were opened at 11:05 a.m. on February 11, 1986, 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 Co. in the amount of $76,963 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 Co. in the amount of $76,963 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-214

A RESOLUTION ACCEPTING THE BID OF CENTRAL PUMP CO. FOR THE RECONSTRUCTION OF PUMP STATION NO. 34

WHEREAS, Resolution No. 86-139, adopted by the Council of the City of Modesto on January 21, 1986, approved the plans and specifications for the reconstruction of Pump Station No. 34 and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of Pump Station No. 34 were opened at 11:00 a.m. on February 11, 1986, 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 Co. in the amount of $88,424 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 Co. in the amount of $88,424 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-215

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE MCHENRY AVENUE WATERLINE EXTENSION AT HETCH HETCHY TO MID LATERAL NO. 6 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of the McHenry Avenue waterline extension at Hetch Hetchy to MID Lateral No. 6 has been completed by Rolfe Construction

in accordance with the contract agreement dated November 5, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the McHenry Avenue waterline extension at Hetch Hetchy to MID Lateral No. 6 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 $42,278 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 18th day of February, 19 86, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-216

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING TRANSFER OF STOCK OF MODESTO GARBAGE CO., INC., OWNED BY JAKE AND LORRAINE STOKES, TO THEIR SON, GERALD L. STOKES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 4, 1986, 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 transfer of stock of Modesto Garbage Co., Inc., owned by Jake and Lorraine Stokes, to their son, Gerald L. Stokes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-217

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 ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classification:

Drafting Technician

SECTION 2. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classification:

Graphics and Drafting 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 3. EFFECTIVE DATE. This resolution shall become effective on and after February 18, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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, 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

GRAPHICS AND DRAFTING TECHNICIAN

DEFINITION

Under general supervision, prepares illustrations, signs, posters, charts, brochures and other art work for City Departments; prepares maps, diagrams and charts for City Departments; performs a variety of routine, repetitive clerical tasks; and does 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).

Designs, draws and letters illustrations, signs, posters, charts, brochures and other art work; sorts, indexes and files master plans, preliminary and original working drawings; updates a variety of information files and drawings; makes field surveys to update and verify data; runs bluelines, sepias, and mylars using a Diazo Printer; prepares multi-colored displays and graphics, as requested; makes preliminary and final sketches of streets and fire hydrant locations; lays out, draws, finishes, and updates maps; performs simple arithmetical calculations; assembles booklets, training manuals, slide presentations, reports and other office materials; operates office machines and equipment requiring limited training; may be assigned to act as receptionist, answer telephones, take and transmit messages; may operate a City automobile or light truck to deliver and obtain messages, mail, equipment, property and/or supplies.

EMPLOYMENT STANDARDS

Experience and Education:

Graduation from high school (or G.E.D.), supplemented by one year experience in graphic arts and drafting.

and

Knowledge of:

Nomenclature, symbols, methods, practices and techniques used in drafting and mapping;
Graphic presentation methods and materials;
Correct English spelling, punctuation and grammar;
Arithmetic (addition through percentages).

and

Ability to:

Understand and carry out oral and written directions;
Prepare drafting presentation of data, plans and maps;
Do freehand lettering;
Prepare neat and accurate illustrations, charts, graphs and other drawings;
Transpose accurate drawings and diagrams from previously compiled data;
Perform arithmetical computations neatly and accurately;
Read and write English at a level necessary for succesful job performance;
Learn and apply CAD (Computer Assisted Drawing) procedures;
Learn office methods, rules and policies;
Learn to operate office appliances;
Learn routine clerical work;
Learn safety practices and procedures;
Lift and carry packages and boxes that are thirty (30) to fifty (50) pounds in weight;
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 of appointment.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-218

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 85-422 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. 85-422. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", attached to Resolution No. 85-422, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Graphics and Drafting Technician, Range 117.5; and deletes the classification of Drafting Technician, Range 117.5.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after February 18, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of February, 1986, 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, 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

021486

2513CA

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1985-86
(Effective 6-25-85, Amended 8-27-85, 9-10-85, 12-3-85, 12-24-85, 1-21-86, 2-18-86)

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
426.0	Administrative Analyst
422.0	Administrative Assistant
117.5	Administrative Clerk
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
434.0	Chief Building Official
429.0	Chief Electrician

Range No.	Title of Classification
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
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services

Exhibit "H"

Range No.	Title of Classification
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
119.0	Equipment Service Worker
118.5	Evidence and Property Specialist
424.0	Executive Assistant
420.5	Executive Secretary (Admin. Mgt.)
420.6	Executive Secretary (Conf.)
432.0	Finance Division Manager
531.0	Fire Battalion Chief
N/A	Fire Chief
211.0	Fire Engineer
123.0	Fire Equipment Mechanic
210.0	Fire Fighter
208.0	Fire Fighter Trainee
213.0	Fire Lieutenant
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
122.0	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
120.5	Maintenance Mechanic - Pumps
116.5	Maintenance Worker I
118.5	Maintenance Worker II
113.5	Maintenance Worker Trainee
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
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

Range No.	Title of Classification
122.5	Plant Mechanic
425.0	Plant Mechanical Maintenance Supervisor
632.0	Police Captain
114.5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
425.0	Police Records Supervisor
628.0	Police Sergeant
430.0	Principal Management Analyst
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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 Treatment 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
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 Specialis
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
195 Other
209

MODESTO CITY COUNCIL
RESOLUTION NO. 86-219

DEOBLIGATION
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT REGARDING UNUSED RENTAL REHABILITION GRANT FUNDS OF $78,000 FROM FISCAL YEAR 1984-85

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the deobligation/agreement between the City of Modesto and the Department of Housing and Urban Development regarding unused Rental Rehabilitation Grant Funds of $78,000 from fiscal year 1984-85

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 February, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-220

DEOBLIGATION

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT REGARDING UNUSED RENTAL REHABILITATION GRANT FUNDS OF $26,000 FROM FISCAL YEAR 1985-86

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the deobligation agreement between the City of Modesto and the Department of Housing and Urban Development regarding unused Rental Rehabilitation Grant Funds of $26,000 from fiscal year 1985-86 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 February, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-221

A RESOLUTION ORDERING REORGANIZATION OF INHABITED TERRITORY AND CALLING A SPECIAL ELECTION PERTAINING TO EL VISTA NO. 4 REORGANIZATION.

WHEREAS, by Resolution No. 86-184, the Council of the City of Modesto initiated proceedings for the reorganization of certain inhabited territory known as the El Vista No. 4 Reorganization, and

WHEREAS, by said Resolution No. 86-184, the Council fixed the 25th day of February, 1986, 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 reorganization, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 86-184 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto, said publication having been 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 25th day of February, 1986, 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, the Council of the City of Modesto did hear and pass upon all protests made to the proposed reorganization, and

WHEREAS, written protests have been filed and not withdrawn by owners of land, who also own not less than twenty-five (25%) percent of the total assessed value of land within the territory prior to said hearing, and

WHEREAS, all proceedings have been held in accordance with said resolution and the District Reorganization Act of 1965, as amended, reference thereto hereby being made for further particulars, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on January 22, 1986, ordered that a negative declaration be filed as to the environmental effect of the subject reorganization.

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

SECTION 1. REORGANIZATION ORDERED. The territory hereinafter described is ordered reorganized, said reorganization consisting of (a) the annexation of said territory to the City of Modesto, (b) the detachment of said territory from the Empire Fire Protection District, and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, subject to submission to the qualified electors residing in said territory the question whether or not they confirm said reorganization and the property in said territory shall be subjected to taxation after reorganization equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

Said territory is described on Exhibit A attached hereto and incorporated herein by reference.

SECTION 2. ELECTION CALLED. A special election by mail ballot is hereby called to be held on the 24th day of June, 1986, within said territory.

SECTION 3. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said District Reorganization Act of 1965, as amended, at least once a week during the four (4) weeks prior to the date of the election in The Modesto Bee, a newspaper of general circulation, printed and published in the City of Modesto and in the County of Stanislaus, State of California, and being the official newspaper of the City of Modesto.

SECTION 4. FORM OF BALLOT. On the ballots to be used at said special election, in addition to all other matters required by law to be printed thereon, shall be printed the statement: "Shall the order adopted on February 25, 1986, by the City of Modesto ordering the El Vista No. 4 Reorganization consisting of (a) the annexation of said territory to the City of Modesto, (b) the detachment of said territory from the Empire Fire Protection District, and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, be confirmed?"

On the ballots, opposite the above-mentioned statement there shall be printed the words, "Yes" and "No", and to the right of each of these last two (2) words, there shall be a voting square.

SECTION 5. VOTING. Ballots shall be sent out only to the qualified voters of the territory designated as the El Vista No. 4 Reorganization. On the ballots, in addition to all other matters required by law to be printed thereon, shall appear the question set forth in Section 4 hereof.

If an elector shall write a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the reorganization of said territory to the City of Modesto; and if an elector shall write a cross (+) in the voting square after the printed word "No", the vote of such elector shall be counted against such reorganization.

In all particulars not herein recited, said election shall be held in conformity, as near as may be, with the laws of the State of California concerning mail ballot elections, pursuant to Sections 1340 et seq. of the California State Elections Code and the said District Reorganization Act of 1965, as amended.

SECTION 6. CONDUCT OF ELECTION. Said special 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 said special election shall be held as provided for in said District Reorganization Act of 1965, as amended, and otherwise in accordance with the Election Code of the State of California.

The clerk shall not commence to mail the sample ballot and mail ballot prior to the 29th day before the election and shall complete the mailing by the 10th day before the election. The clerk shall include in the mailing a printed notice to the voters informing the voters that they may return the voted ballot by certified or registered mail. The ballots shall be received by the County Elections Clerk no later than 12 o'clock midnight on June 24, 1986.

That portion of the county election precinct designated by said Board of Supervisors as the Empire 1 Precinct, lying within the territory

described on Exhibit A attached hereto and incorporated herein by reference, is hereby established as Special Election Precinct No. 1.

SECTION 7. CANVASS OF BALLOTS. The returns of the election shall be made out and signed by the election officers and shall be by them deposited with the City Clerk, together with the ballots cast at the election; and the City Clerk or a canvassing board appointed by the City Clerk is hereby ordered to and shall canvass said returns pursuant to the Elections Code of the State of California, Section 22930.5. Upon completion of the canvass, the City Clerk shall certify the results of the election to the Council and at the next regular meeting of the City Council occurring after the City Clerk's certification the Council shall cause to be included in its minutes a statement of the results of said special election as ascertained by said canvass. A majority of the votes cast at the special election shall be required to confirm the reorganization of said territory.

SECTION 8. SCHOOL DISTRICT BOUNDARIES. No change in school district boundaries shall be effected by reason of the reorganization of the hereinabove described area to the City of Modesto.

BE IT FURTHER RESOLVED that the negative declaration as to the environmental impact of the subject reorganization is hereby approved and 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 said reorganization.

BE IT FURTHER RESOLVED that that City Clerk shall transmit a certified copy of this resolution by registered mail to the executive officer of the Stanislaus County Local Agency Formation Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: 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 John L. Chatterton
Engineering Services Department

EL VISTA NO. 4 GOVERNMENTAL REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northwestern corner of the HADDON-EL VISTA ANNEXATION (448), as per description filed January 7, 1982, as Instrument 37153, Stanislaus County Records, said point also being on the Eastern line of the EL VISTA SCHOOL ADDITION (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of ADDITION (232), and the centerline of 60.00 foot Colfax Avenue, North 00° 36' West, 710.06 feet, to the Northeastern corner of ADDITION (232) and the Southeastern corner of the EL VISTA NO. 3 ADDITION (240), as per description filed September 25, 1969, as Instrument 32411, Stanislaus County Records, and a point on the East-West quarter section line of said Section 26;

2. thence continuing along the existing City Limits on the boundary of said ADDITION (240) the following bearings and distances, North 05° 05' 48" West, 37.65 feet;

3. thence North 89° 58' West, 470.50 feet;

4. thence North 00° 36' West, 592.38 feet;

5. thence North 89° 58' West, 183.50 feet, to a point on the West line of Section 26, the centerline of El Vista Avenue and a point on the most Easterly line of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;

6. thence continuing along the existing City Limits on said Easterly line of ADDITION (197), North 00° 36' West, 956.89 feet, to a Northeastern corner of ADDITION (197) and the Southeastern corner of the DRY CREEK NO. 2 ADDITION (208), as per description filed January 15, 1968, as Instrument 1416, Stanislaus County Records;

7. thence continuing along the existing City Limits on the Eastern line of said ADDITION (208), said West line of Section 26 and said centerline of El Vista Avenue, North 00° 36' West, 454.04 feet, to the Southwestern corner of the DRY CREEK PARK NO. 3 ADDITION (313), as per description filed January 21, 1974, as Instrument 27802, Stanislaus County Records;

8. thence continuing along the existing City Limits on the boundary of said ADDITION (313) the following bearings and distances, North 89° 28' 40" East, 118.65 feet;

9. thence South 83° 22' 35" East, 490.98 feet;

10. thence South 71° 37' 13" East, 413.26 feet;

11. thence South 59° 06' 00" East, 379.36 feet;

12. thence South 59° 06' 20" East, 499.70 feet, to the Northwestern corner of the RIVERSIDE ADDITION (228) as per description filed March 24, 1969, as Instrument 9772, Stanislaus County Records;

13. thence continuing along the existing City Limits on the boundary of said ADDITION (228) the following bearings and distances, South 00° 50' 50" East, 746.09 feet;

14. thence South 00° 35' 00" East, 265.18 feet;

15. thence North 89° 58' West, 425.00 feet;

16. thence South 00° 35' East, 432.02 feet, to the Northwestern corner of the RIVERSIDE NO. 5 ADDITION (269), as per description filed May 5, 1971, as Instrument 16247, Stanislaus County Records;

17. thence continuing along the existing City Limits on the Western line of said ADDITION (269) and the centerline of 60.00 foot Trask Lane, South 00° 35' East, 623.18 feet, to a Northwestern corner of said ANNEXATION (448);

18. thence continuing along the existing City Limits on a Western line of ANNEXATION (448) and said centerline of Trask Lane, South 00° 35' East, 50.19 feet, to a Northern line of ANNEXATION (448) and the centerline of 60.00 foot Roble Avenue;

19. thence continuing along the existing City Limits on said Northern line of ANNEXATION (448) and said centerline of Roble Avenue, North 89° 56' 15" West, 656.83 feet, to the point of beginning, containing 76.824 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-222

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 MAPS 2-3-8 AND 3-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM PORTIONS OF P-D(330) AND P-D(331) TO R-2.

WHEREAS, on February 25, 1986, the City Council introduced Ordinance No. 2410 C.S. giving approval to a project relating to an amendment to Section Maps 2-3-8 and 3-3-8 of the Zoning Map of the City of Modesto to reclassify from portions of Planned Development Zone P-D(330) and Planned Development Zone, P-D(331), to Medium High Density Residential Zone, R-3, property located on the northeast side of Sisk Road 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 Maps 2-3-8 and 3-3-8 of the Zoning Map of the City of Modesto to reclassify from portions of Planned Development Zone, P-D(330) and Planned Development Zone, P-D(331), to Medium High Density Residential Zone, R-3, property located on the northeast side of Sisk Road south of Pelandale Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-223

A RESOLUTION AMENDING SECTION 2 OF MODESTO CITY COUNCIL RESOLUTION NO. 84-853, APPROVING A NEW DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(363), TO ALLOW A 60-UNIT ELDERLY HOUSING DEVELOPMENT, PROPERTY LOCATED AT THE SOUTHWEST CORNER OF EAST ORANGEBURG AND NELSON AVENUES (FOURTH LEAF DEVELOPERS).

WHEREAS, City Council Ordinance No. 2299-C.S., which became effective on November 21, 1984, rezoned property located at the southwest corner of East Orangeburg and Nelson Avenues to Planned Development Zone, P-D(363), to allow a one-story, 49-unit elderly housing development, and

WHEREAS, City Council Resolution No. 84-853 adopted by the City Council on October 23, 1984, approved the development plan for P-D(363) and contained conditions of approval thereof, and

WHEREAS, a verified application for an amendment to P-D(363) was filed by Fourth Leaf Developers on December 15, 1985, to allow a 60-unit elderly housing development, property located at the southwest corner of East Orangeburg and Nelson Avenues, and

WHEREAS, a public hearing was held by the Planning Commission on January 20, 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, the Planning Commission, by Resolution No. 86-16 which was adopted on January 20, 1986, found and determined that an amendment to Planned Development Zone, P-D(363), 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 on a major street with bus service.

2. The P-D zone and conditions of approval insure a degree of compatibility consonant with the surrounding properties.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 2 of Modesto City Council Resolution No. 84-853 entitled "A Resolution Granting the Appeal Filed by Fourth Leaf Developers to the Decision of the Planning Commission Denying an Amendment to Section 21-3-9 of the Zoning Map of the City of Modesto to Rezone from Low Density Residential Zone, R-1, to Planned Development Zone; Overruling the Decision of the Planning Commission; and Approving a Development Plan for Planned Development Zone, P-D(363)" is hereby amended to read as follows:

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(363), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Sixty-Unit Elderly Housing Development" as amended in red, stamped approved by the Planning Commission on January 20, 1986.

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 property line.

3. Fencing shall be constructed prior to occupancy and shall be as follows:

    a. Six-foot board fence with decorative masonry pilasters along the west property line to within 15 feet of East Orangeburg Avenue.

b. Six-foot solid double alternating-board fence with decorative masonry pilasters along the south property line to within 15 feet of Nelson Avenue.

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 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.

6. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.

7. All 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 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 as amended in red. Two enclosures shall be provided along the north side of the southerly parking aisle between the two building wings. The proposed trash location along the south property line shall be replaced with two parking spaces. All trash enclosures shall be constructed of the same building materials used in the major buildings as determined 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. All signs shall comply with the sign requirements of the R-3 Zone.

14. The developer shall remove all existing private trees located in the public right-of-way and street tree easements as required by the Director of Parks and Recreation.

15. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.

16. The developer shall dedicate to the City of Modesto a street tree planting easement along the East Orangeburg and Nelson Avenue frontages as required by the Director of Parks and Recreation.

17. 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, their spouses, and persons who are physically handicapped.

18. All curbcuts serving two-way driveways shall be widened to 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.

20. All of the provisions of Modesto City Council Resolution No. 84-853 that are not amended nor affected by the provisions of this resolution shall remain in full force and effect.

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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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 J. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-224

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(363) PROPERTY LOCATED AT THE SOUTHWEST CORNER OF EAST ORANGEBURG AND NELSON AVENUES. (FOURTH LEAF DEVELOPERS)

WHEREAS, on February 24, 1986, the City Council introduced Resolution No. 86-223 giving approval to a project relating to an amendment to Planned Development Zone, P-D(363), property located at the southwest corner of East Orangeburg and Nelson 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 Planned Development Zone, P-D(363), property located on the southwest corner of East Orangeburg and Nelson Avenues.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-225

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE UTILITY CRANE TRUCK AND THREE VANS

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 utility crane truck and three vans

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 25, 1986, 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 25th day of February, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-226

A RESOLUTION SETTING TIME AND PLACE FOR INFORMAL HEARING ON LA LOMA NEIGHBORHOOD TRAFFIC STUDY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 25, 1986, 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 informal hearing on the La Loma Neighborhood Traffic Study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-227

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TONY J. AND CAROL J. HAWKINS FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 209 GLACIER AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Tony J. and Carol J. Hawkins for sewer service to property outside City limits at 209 Glacier Avenue, located on the north side of Glacier Avenue, between Crystal Avenue and Cascade 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 25th day of February, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-228

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 March 25, 1986, 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 in such reports.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Curb at 109 Howard Street, a portion of Block 205 (Searfin Azevedo, $679.00)

2. Curb at 116 Howard Street, a portion of Block 208 (Robert S. Baker, $798.00)

3. Curb and Sidewalk along Howard Street at 330 Burney Street, a portion of Block 205 (Steven Erickson, $1,687.00)

4. Curb along Howard Street at 323 James Street, a portion of Block 208 (William R. Evans, $709.00)

5. Curb along Burney Street and Howard Street at 316 Burney Street, a portion of Block 208 (Flora Monschein, $1,147.00)

6. Curb at 120 Howard Street, a portion of Block 208 (Robert L. Nickerson, $730.00)

7. Curb at 127 Howard Street, Lot 3 of Block 205, (Louis Nicolodi, $695.00)

8. Curb along Burney Street (Mack A. Parker, $667.00) and Howard Street (Larry L. Williams, $444.00) at 320 Burney Street, a portion of Block 208

9. Curb at 108 Howard Street, a portion of Block 208 (Qushana Moushi Pour & Nino A. Ovro, $865.00)

10. Curb at 117 Howard Street, Lot 2 of Block 205 (David E. Spencer, $732.00)

11. Curb at 115 Howard Street, a portion of Block 205 (Antonio Tovar, $575.00)

12. Curb at 130 Howard Street, a portion of Block 208 (Randy Whitman, $675.00)

13. Curb along Howard Street at 131 Howard Street, Lot 4 of Block 205 (Roy Wood, $948.00)

14. Sidewalk along Roble Avenue and Rosina Avenue, at 1631 Roble Avenue, Lot 9 of Block 2130 (Arnold R. Grove, $1,179.00)

15. Sidewalk at 219 Rosina Avenue, Lot 2 of Block 2132, (Stephen R. Manchester, $375.00)

16. Sidewalk at 425 Rosina Avenue, a portion of Block 2130 (Geraldine O. Torrealba, $357.00)

17. Sidewalk at 341 Rosina Avenue, Lot 3 of Block 2131 (Harvey D. Wood, $434.00)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-229

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE 20-FOOT PUBLIC ALLEY IN BLOCK 65 OF THE CITY OF MODESTO.

WHEREAS, the Modesto Irrigation District has requested that the City of Modesto vacate and abandon the 20-foot public alley in Block 65, bounded by M and L and 10th and 11th Streets of the City of Modesto, and

WHEREAS, the City Council referred the request of the Modesto Irrigation District to the Planning Commission for a report and recommendation, and

WHEREAS, a title report was submitted with the abandonment request which vests fee title to the alley right-of-way in the Modesto Irrigation District, the adjacent landowners, and proponents of the abandonment, and

WHEREAS, the proposed alley abandonment has been referred to affected City departments and the local utility companies, and no objection to the proposed alley abandonment has been received subject to appropriate arrangements for existing utility lines, and

WHEREAS, notices of an informal public hearing to consider the request to abandon the 20-foot public alley in Block 65 were posted in the area, and said hearing was held by the Planning Commission on February 3, 1986, and

WHEREAS, the Planning Commission by Resolution No. 86-24, adopted February 3, 1986, found and determined as follows:

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 by said Resolution No. 86-24 recommended to the City Council that the 20-foot public alley in Block 65 be vacated and abandoned, subject to the following conditions:

1. That prior to final abandonment action by the City Council the applicant shall make arrangements with affected utility companies for relocation or modification of utility lines and written releases shall be submitted to the City.

2. That prior to final abandonment action by the City Council the applicant shall execute an abandonment agreement in a form to be approved by the City Attorney. Said agreement shall contain substantially the following provisions:

   That within 90 days following final abandonment action by the City Council the property owner shall construct appropriate barriers across the abandoned alley right-of-way to physically close the alley to through traffic or shall take other measures to preclude appearance and use as a public alley. Said barriers or other measures shall be subject to approval by the Director of Engineering Services.

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 20-foot public alley in Block 65, bounded by M and L and 10th and 11th Streets, subject to the conditions recommended by the Planning Commission and hereinabove set forth. Said proposed vacation and abandonment is more particularly shown on that certain map entitled "Vacate

and Abandon 20-Foot Alley in Block 65 LD86-A," dated January 25, 1985, which is on file in the office of the City Clerk, and more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public alley referred to above, 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 March 18, 1986, 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 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 20-foot public alley vacation and abandonment in Block 65, bounded by M and L and 10th and 11th Streets, to be posted conspicuously along the line of said 20-foot public alley proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the alley right-of-way proposed to be abandoned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Whiteside

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Engineering Services Department

JANUARY 23, 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.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-230

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND IRIS LIMITED FOR AIRPORT LIABILITY INSURANCE COVERAGE FOR 1986

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Iris Limited for Airport liability insurance coverage for 1986 with Lloyds of London

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 86, 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: Maxine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-231

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MARSH/McLELLAN FOR ERRORS AND OMISSIONS INSURANCE FOR 1986

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Marsh/McLellan for Errors and Omissions Insurance from St. Paul Fire and Marine Insurance Company

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 86, 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. 86-232

A RESOLUTION ACCEPTING THE BID OF DAVE R. SPEARS CONSTRUCTION FOR PURCHASE OF ITEM NO. 1 ON THE SALE OF FIVE EXCESS REAL PROPERTIES

WHEREAS, Resolution No. 86-3 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the sale of five parcels of excess land

and authorized the calling for bids; and

WHEREAS, the bids received for the sale of five parcels of excess land

were opened at 11:00 a.m. on March 4, 1986 , 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 Dave R. Spears Construction for Item No. 1 ,in the amount of $11,000

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dave R. Spears Construction for Item 1, in the amount of $11,000 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 4 th day of March , 19 86 , 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. 86-233

A RESOLUTION ACCEPTING THE BID OF DAVE R. SPEARS CONSTRUCTION FOR PURCHASE OF ITEM NO. 2 ON THE SALE OF FIVE EXCESS REAL PROPERTIES

WHEREAS, Resolution No. 86-3 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the sale of five parcels of excess land and authorized the calling for bids; and

WHEREAS, the bids received for the sale of five parcels of excess land were opened at 11:00 a.m. on March 4, 1986 , 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 Dave R. Spears Construction for Item No. 2, in the amount of $11,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dave R. Spears Construction for Item 2, in the amount of $11,000 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 25th day of March , 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-234

A RESOLUTION ACCEPTING THE BID OF DAVE R. SPEARS CONSTRUCTION FOR PURCHASE OF ITEM NO. 3 ON THE SALE OF FIVE PARCELS OF EXCESS PROPERTY

WHEREAS, Resolution No. 86-3 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the sale of five parcels of excess land

and authorized the calling for bids; and

WHEREAS, the bids received for the sale of five parcels of excess land

were opened at 11:00 a.m. on March 4, 1986 , 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 Dave R. Spears Construction for Item No. 3, in the amount of $11,000

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dave R. Spears Construction for Item 3, in the amount of $11,000 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 4th day of March , 1986 , 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. 86-235

A RESOLUTION ACCEPTING THE BID OF DICK BETTENCOURT FOR PURCHASE OF ITEM NO. 4 ON THE SALE OF FIVE PARCELS OF EXCESS PROPERTY

WHEREAS, Resolution No. 86-3, adopted by the Council of the City of Modesto on January 7, 1986, approved the plans and specifications for the sale of five parcels of excess land and authorized the calling for bids; and

WHEREAS, the bids received for the sale of five parcels of excess land were opened at 11:00 a.m. on March 4, 1986, 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 Dick Bettencourt for Item No. 4, in the amount of $12,700 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dick Bettencourt for Item No. 4, in the amount of $12,700 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-236

A RESOLUTION ACCEPTING THE BID OF JACK SPERRY FOR PURCHASE OF ITEM NO. 5 ON THE SALE OF FIVE PARCELS OF EXCESS PROPERTY

WHEREAS, Resolution No. 86-3 , adopted by the Council of the City of Modesto on January 7, 1986 , approved the plans and specifications for the sale of five parcels of excess land and authorized the calling for bids; and

WHEREAS, the bids received for the sale of five parcels of excess land were opened at 11:00 a.m. on March 4, 1986 , 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 Jack Sperry for Item No. 5, in the amount of $56,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Jack Sperry for Item No. 5 in the amount of $56,000 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 4th day of March , 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-237

A RESOLUTION CONSENTING TO THE SALE AND TRANSFER BY LORRAINE AND JAKE STOKES TO GERALD L. STOKES OF ALL OF THE OUSTANDING STOCK OF MODESTO GARBAGE COMPANY, INC.

WHEREAS, Modesto Garbage Company, Inc., a California corporation, has a license from the City of Modesto for the collection of garbage, and

WHEREAS, Lorraine and Jake Stokes are the owners of 59% and Gerald L. Stokes is the owner of 41% of the outstanding stock of Modesto Garbage Company, Inc., and

WHEREAS, Section 5-5.30 of the Modesto Municipal Code provides that no ownership interest in a company which has a license from the City of Modesto for the collection of garbage and industrial garbage may be sold or transferred without the prior written consent of the City Council granted after a public hearing thereon, and

WHEREAS, a letter dated February 7, 1986 has been received by the Council of the City of Modesto from Jack R. Jones on behalf of Lorraine and Jake Stokes and Gerald L. Stokes requesting approval of the sale and transfer of all of the outstanding stock of Modesto Garbage Company, Inc. from Lorraine and Jake Stokes to Gerald L. Stokes, and

WHEREAS, a public hearing was held by the Council on March 4, 1986, at which hearing the requested sale and transfer by Lorraine and Jake Stokes to Gerald L. Stokes of all of the outstanding stock of Modesto Garbage Company, Inc., as set forth above, 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 sale and transfer by Lorraine and Jake Stokes to Gerald L. Stokes of all of the outstanding stock of Modesto Garbage Company, Inc.

BE IT FURTHER RESOLVED that Resolution No. 85-828, adopted by the Council on November 5, 1985, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO.86-238

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(395).

WHEREAS, a verified application for an amendment to Section 13-3-8 of the Zoning Map was filed by Bright Development Company on December 16, 1985, to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow a two-story elderly housing complex, property located on the southeast corner of Rumble Road and Conant Avenue, described as follows:

> The west 528 feet of the most northerly 475 feet of the following described parcel. Parcel A of the Parcel Map filed June 2, 1966, in Volume 1 of Parcel Maps, at page 153 and being a portion of the Northeast Quarter of Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian.
>
> Including also the easterly 20 feet of Conant Avenue and the southerly 20 feet of Rumble Road immediately adjacent to the said west 528 feet of the most northerly 475 feet of said Parcel A.

and

WHEREAS, after a public hearing held on January 20, 1986, and continued to February 3, 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. 86-18, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The P-D zone for elderly housing will provide a relatively low intensity, low traffic-generating residential use.
2. The project backs up to Chrysler Elementary School and is therefore near the adjoining Chrysler Neighborhood Park.

3. While not close to shopping, the site is on bus route "No. 7," a good link between Vintage Faire and the downtown.

and

WHEREAS, after a public hearing held on March 4, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Bright Development Company 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. 86-18 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2411 -C.S. on the 4th day of March, 1986, reclassifying the above-described property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(395).

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(395), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Elderly Housing Project Rumble and Conant" as amended in red, stamped approved by the Planning Commission on February 3, 1986.

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.

3. Fencing shall be constructed prior to occupancy and shall be as follows:

a. Six-foot chain link fence along the entire south property line.

b. Six-foot double alternating-board fence with decorative masonry pilasters along the entire east property line subject to approval by the Chief Building Official. The developer may repair and upgrade the existing fence by utilizing the existing pilasters. The developer shall thereafter accept maintenance responsibility for this fence.

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 Rumble Road and Conant Avenue to collector street standards 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. 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. Drainage shall be provided as required by the Director of Engineering Services.

10. Trash bins shall be kept in enclosures in accordance with the approved plan.

11. All new 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-2 Zone.

13. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.

14. 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, their spouses, and persons who are physically handicapped.

15. All curbcuts serving two-way driveways shall be widened to 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.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(395):

The entire construction program be accomplished in one phase, construction to begin on or before February 3, 1988, and completion to be not later than February 3, 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. The development plan and development schedule for Planned Development Zone, P-D(395), set forth in Sections 2 and 3 above, shall not become effective unless and until Ordinance No. 2411-C.S., introduced on the 4th day of March, 1986, reclassifying the property to Planned Development Zone, P-D(395), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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

NOES: Councilmembers: Sutton, Whiteside, Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-239

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(395).

WHEREAS, on March 4, 1986, the City Council introduced Ordinance No. 2411 -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(395), property located on the southeast corner of Rumble Road and Conant 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 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(395), property located on the southeast corner of Rumble Road and Conant Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-240

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REFINISHING OF CLARIFIER NO. 1 AT THE CITY OF MODESTO WATER QUALITY CONTROL PLANT

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

SECTION 1. The plans and specifications for the refinishing of Clarifier No. 1 at the City of Modesto Water Quality Control 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 March 18, 1986, 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 4th day of March, 1986, 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. 86-241

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR WATERLINE EXTENSION ON FARA BIUNDO DRIVE

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

SECTION 1. The plans and specifications for waterline extension on Fara Biundo 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 March 18, 1986, 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 4th day of March, 1986, 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. 86-242

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF PUMP STATION NO. 46

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

SECTION 1. The plans and specifications for the construction of Pump Station No. 46 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 25, 1986, 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 4th day of March, 1986, 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. 86-243

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR AMERICAN LEGION HALL CEILING REPLACEMENT

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

SECTION 1. The plans and specifications for American Legion Hall ceiling replacement copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 18, 1986, 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 4th day of March, 19 86, 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. 86-244

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR OVERLAY OF LOT 3 AT 12TH AND I 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 Parking Lot 3 at 12th and I 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 April 1, 1986, 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 4th day of March, 1986, 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. 86-245

A RESOLUTION ACCEPTING THE BID OF ROLFE CONSTRUCTION FOR FAIRWAY NEIGHBORHOOD PARK SOCCER FIELD IMPROVEMENT

WHEREAS, Resolution No. 86-160, adopted by the Council of the City of Modesto on January 28, 1986, approved the plans and specifications for the Fairway Neighborhood Park soccer field improvement and authorized the calling for bids; and

WHEREAS, the bids received for the Fairway Neighborhood Park soccer field improvement were opened at 11:00 a.m. on February 25, 1986, 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 Rolfe Construction in the amount of $506,961.32 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Rolfe Construction in the amount of $506,961.32 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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. 86-246

A RESOLUTION ACCEPTING THE BID OF DUKE EQUIPMENT AND IRRIGATION FOR FURNISHING ONE GANG MOWER AND TRAILER

WHEREAS, Resolution No. 86-124, adopted by the Council of the City of Modesto on January 14, 1986, approved the plans and specifications for the purchase of one Parks gang mower with trailer

and authorized the calling for bids; and

WHEREAS, the bids received for the gang mower with trailer

were opened at 3:00 p.m. on February 4, 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 Duke Equipment and Irrigation in the amount of $39,449

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Duke Equipment and Irrigation in the amount of $39,449

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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. 86-247

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATERLINE EXTENSION IN SHADDOX AVENUE AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** the waterline extension in Shaddox Avenue **has been completed by** Bond Construction

in accordance with the contract agreement dated October 15, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the waterline extension in Shaddox Avenue **be accepted from said contractor,** Bond Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $34,523.80 **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 4th **day of** March, 19 86, **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. 86-248

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE WATERLINE EXTENSION ON PARADISE ROAD AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the construction of** the waterline extension on Paradise Road **has been ccmpleted by** Bowers Company

in accordance with the contract agreement dated November 26, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the waterline extension on Paradise Road **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 $48,934.50 **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 4th **day of** March, 19 86, **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. 86-249

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF FIFTEEN POLICE PATROL CARS THROUGH STATE OF CALIFORNIA COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Utility Services - Service Division is requesting the purchase of fifteen Police patrol cars; and

WHEREAS, staff is recommending the vehicles be purchased through the State of California Cooperative Purchasing Program because the State can purchase some products at prices generally available only to large volume buyers.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of fifteen Police patrol cars is hereby waived.

BE IT FURTHER RESOLVED that purchase of fifteen Police patrol cars through the State of California Cooperative Purchasing Program for a total price of $176,222.00 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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. 86-250

A RESOLUTION AUTHORIZING THE DEFERMENT OF CLAUS ROAD DRAINAGE AREA FEES ON TWO PARCELS OF LAND, AS REQUESTED BY MID-VALLEY ENGINEERING ON BEHALF OF JACK D. HORN, UNTIL SUCH TIME AS THE PARCELS DEVELOP AND A BUILDING PERMIT IS ISSUED OR A SUBDIVISION MAP IS FILED FOR EACH PARCEL.

WHEREAS, a proposed parcel map comprising two parcels (Parcel A, 14.037 Acres; and Parcel B, 19.419 Acres), a copy of which is attached hereto as Exhibit A, has been filed by Mid-Valley Engineering on behalf of Jack D. Horn, and

WHEREAS, Mid-Valley Engineering on behalf of Jack D. Horn has requested deferment of Claus Road Drainage Area Fees on said two parcels of land located on the south side of East Orangeburg Avenue at Held Drive, until each of the parcels is subdivided or a building permit is issued, and

WHEREAS, a tentative subdivision map has been filed on both parcels (Bluff Creek Estates), and

WHEREAS, Ordinance No. 1737-C.S., adopted by the Council of the City of Modesto on June 19, 1978, and which became effective on July 19, 1978, requires that developers pay Claus Road Drainage Area Fees with the filing of parcel maps, however, subsection (h), Drainage Facilities, of Section 4-4.502 of the Modesto Municipal Code allows the Council by resolution to establish conditions under which said Drainage Fees may be spread over a period of time, and

WHEREAS, Mid-Valley Engineering on behalf of Jack D. Horn has requested that payment of the Claus Road Drainage Area Fees be deferred on the

above described two parcels until such time as each of the parcels develop and a building permit is issued or a subdivision map is filed, and

WHEREAS, said request for deferment was considered by the Council at its meeting of March 4, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the deferment of Claus Road Drainage Area Fees on the two parcels of land shown on Exhibit A, which is attached hereto, until each of the parcels is developed and a building permit is issued or a subdivision map is filed, whichever occurs first.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 1986, 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, Acting City Attorney

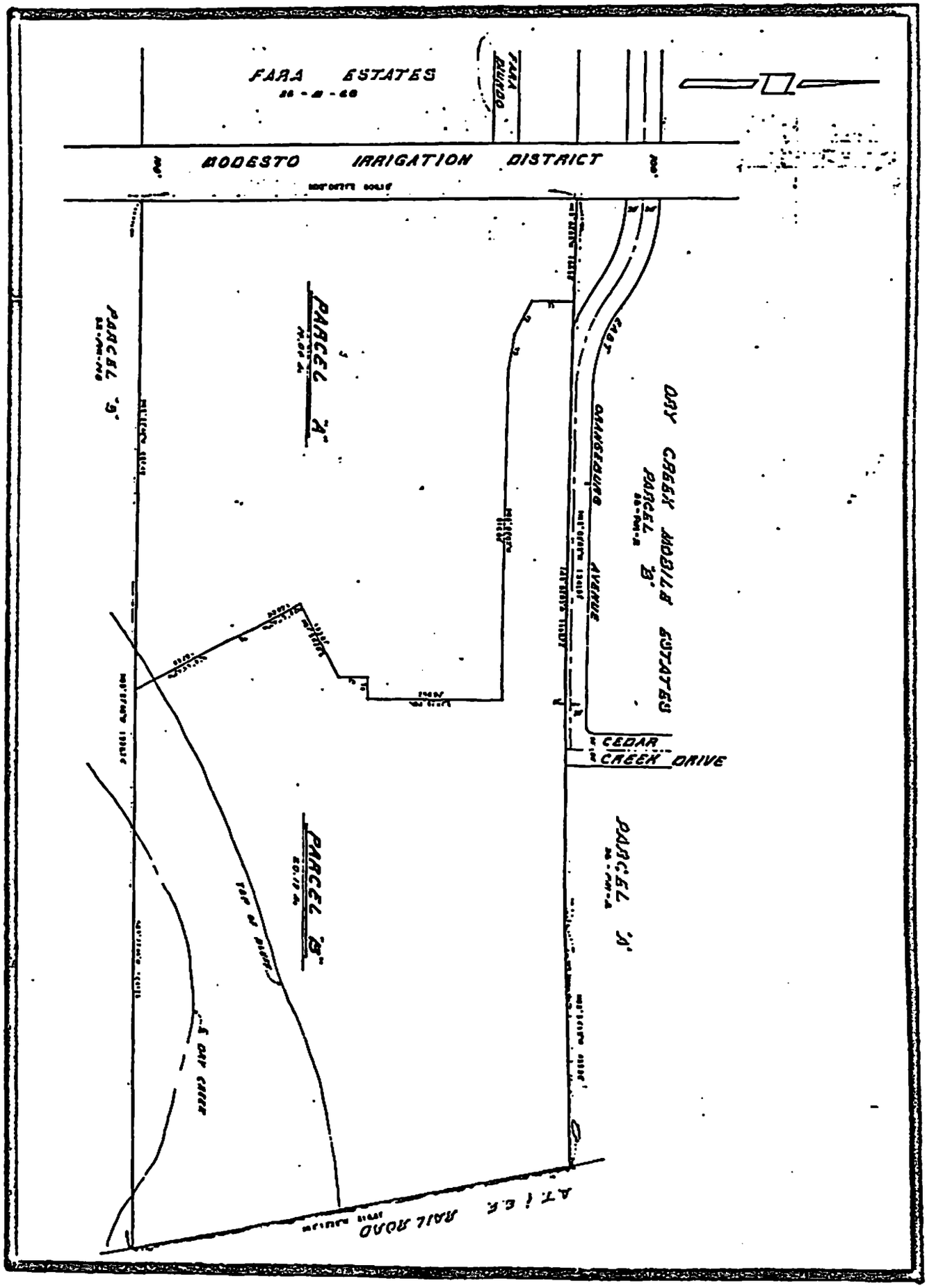

FARA ESTATES
MODESTO IRRIGATION DISTRICT
PARCEL "A"
PARCEL "B"
PARCEL "C"
DRY CREEK MOBILE ESTATES
PARCEL "D"
AVENUE
CEDAR
CREEK DRIVE
RAIL ROAD
A.T. & S.F.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-251

A RESOLUTION STATING THE INTENTION OF THE CITY OF MODESTO NOT TO SUCCEED TO THE CALIFORNIA LAND CONSERVATION ACT CONTRACT IN THE WOODLAND-MORSE GOVERNMENTAL REORGANIZATION ADDITION TO THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto on December 17, 1985 adopted City Council Resolution No. 85-957 annexing uninhabited territory known as the Woodland-Morse Governmental Reorganization Addition to the City of Modesto, and

WHEREAS, property located at the southeast corner of Woodland Avenue and Morse Avenue owned by Charlotte Pike and consisting of 11.7 acres of land included in said addition, is subject to the California Land Conservation Act Contract which was approved by the County of Stanislaus, being more fully described in Contract No. 75-1826, recorded on September 12, 1974, in Volume 2652, page 831, of the Official Records of Stanislaus County, and

WHEREAS, the City of Modesto by City Council Resolution No. 74-274, adopted on April 8, 1974, duly filed its protest to the said contract with the Local Agency Formation Commission, and

WHEREAS, the Local Agency Formation Commission upheld said protest by resolution entitled "In Re: California Land Conservation Act Contract No. 75-1826" adopted on March 29, 1978.

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto, pursuant to the provisions of Government Code Section 51243, hereby states its intention not to succeed and does not succeed to the above described California Land

Conservation Act Contract No. 75-1826 pertaining to property in the Woodland-Morse Governmental Reorganization Addition 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 4th day of March, 1986, 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-252

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR ENDING JUNE 30, 1986, TO PROVIDE FOR THE EXPENDITURE OF SB300 STREET MAINTENANCE FUNDS.

WHEREAS, the City of Modesto has received an allocation of $873,701 from the State of California for Street Maintenance purposes, and

WHEREAS, said funds must be spent within one year of the date received, and

WHEREAS, it is necessary to estimate these entitlement revenues and increase appropriations in the City of Modesto 1985-86 Annual Budget,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 1985-86 Annual Budget be amended as follows:

Estimated Revenues	Increase
070-510-9510-3124 Motor Vehicle Fuel Tax CS 2126	$873,701

Appropriation	Increase
070-430-P660-6000 Miscellaneous Resurfacing	$873,701

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 4th day of March, 1986, 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
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-253

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA FOR THE ACQUISITION OF FEDERAL FUNDS TO BE USED IN THE RESURFACING OF TULLY ROAD FROM STANDIFORD TO THE NORTH CITY LIMITS

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 the acquisition of Federal funds to be used in the resurfacing of Tully Road from Standiford to the north City limits

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of March, 19 86, 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. 86-254

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HAMILTON/MERIDIAN TO PROVIDE TRANSIT LIABILITY INSURANCE COVERAGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hamilton/Meridian to provide transit liability insurance coverage

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 March, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-255

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF THE AIRPORT TERMINAL ACCESS ROAD, T-HANGAR AND HELICOPTER PAD

WHEREAS, Resolution No. 86-175, adopted by the Council of the City of Modesto on February 4, 1986, approved the plans and specifications for the construction of the Airport terminal access road, T-hangar and helicopter pad and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the Airport terminal access road, T-hangar and helicopter pad were opened at 11:00 a.m. on March 4, 1986, 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 in the amount of $292,963 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 in the amount of $292,963 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-256

A RESOLUTION ACCEPTING THE BID OF DEM-CON ENGINEERING FOR WRIGHT STREET WATER STRENGTHENING PROJECT

WHEREAS, Resolution No. 86-193, adopted by the Council of the City of Modesto on February 11, 1986, approved the plans and specifications for the Wright Street water strengthening project and authorized the calling for bids; and

WHEREAS, the bids received for the Wright Street water strengthening project were opened at 11:05 a.m. on March 4, 1986, 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 Dem-Con Engineering in the amount of $101,450 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dem-Con Engineering in the amount of $101,450 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-257

A RESOLUTION ACCEPTING THE BID OF BOND CONSTRUCTION FOR WATERLINE EXTENSION ON SEMALLON AVENUE

WHEREAS, Resolution No. 86-209, adopted by the Council of the City of Modesto on February 18, 1986, approved the plans and specifications for the waterline extension on Semallon Avenue

and authorized the calling for bids; and

WHEREAS, the bids received for the waterline extension on Semallon Avenue

were opened at 11:00 a.m. on March 11, 1986, 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 Bond Construction in the amount of $21,876

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bond Construction in the amount of $21,876

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-258

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION FOR CONSTRUCTION OF SHADE STRUCTURES FOR PICNIC AREAS AT DAVIS AND DOWNEY PARKS

WHEREAS, Resolution No. 86-208, adopted by the Council of the City of Modesto on February 18, 1986, approved the plans and specifications for the construction of shade structures for picnic areas at Davis and Downey Parks and authorized the calling for bids; and

WHEREAS, the bids received for the construction of shade structures for picnic areas at Davis and Downey Parks were opened at 11:10 a.m. on March 4, 1986, 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 $176,118.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Howell Construction in the amount of $176,118.50 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 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-259

A RESOLUTION ACCEPTING THE BID OF A.L. CASTLE FOR FURNISHING FERTILIZER

WHEREAS, Resolution No. 86-192, adopted by the Council of the City of Modesto on February 11, 1986, 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 March 11, 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 A.L. Castle in the amount of $18,039 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of A.L. Castle in the amount of $18,039 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-260

A RESOLUTION ACCEPTING THE BID OF MID-STATE OFFICE SYSTEMS FOR FURNISHING FOUR LASER PRINTERS, TWO EMULATION BOARDS, AND SEVEN MONITOR ARMS

WHEREAS, Resolution No. 86-161, adopted by the Council of the City of Modesto on January 28, 1986, approved the plans and specifications for the purchase of desk-top laser printers and related equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of desk-top laser printers and related equipment were opened at 3:00 p.m. on February 25, 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 Mid-State Office Systems in the amount of $22,057.04 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Mid-State Office Systems in the amount of $22,057.04 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-261

A RESOLUTION ACCEPTING THE INSTALLATION OF RAISED PAVEMENT MARKERS AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic **that the** installation of raised pavement markers **has been completed by** Safety Striping Service **in accordance with the contract agreement dated** July 9, 1985.

NOW, THEREFORE, BE IT RESOLVED that the installation of raised pavement markers **be accepted from said contractor,** Safety Striping Service; **that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of** $72,205 **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 18th **day of** March, 1986, **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, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-262

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF TRAFFIC SIGNAL REPAIR PARTS FROM ECONOLITE CORPORATION

WHEREAS, the Utility Services Electrical Division has requested parts to repair Econolite traffic signals located throughout the City; and

WHEREAS, the Econolite Corporation is the sole supplier for these parts.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of traffic signal repair parts is hereby waived.

BE IT FURTHER RESOLVED that purchase of traffic signal repair parts from Econolite Corporation for the total amount of $7,861, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-263

A RESOLUTION CONDITIONALLY REVOKING RESOLUTION NO. 83-511, SUBJECT TO CERTIFICATION BY THE DIRECTOR OF ENGINEERING SERVICES.

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 Resolution No. 83-511 reserved to the City Council the right 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, by letter dated March 12, 1986, the Council received a letter from the Law Offices of Brunn & Thayer, representing Basic Resources, requesting revocation of the authorization to construct improvements in the alley and to close it at certain times, and

WHEREAS, the Director of Engineering Services has recommended the Council revoke the authorization to close the alley at certain times, and

WHEREAS, said matter was considered by the Council at its 4 o'clock p.m. meeting of March 18, 1986, at which time the Council, after hearing evidence both oral and documentary, determined that the authorization to close the alley at certain times should be conditionally revoked,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Engineering Services shall certify to the City Clerk whether or not each of the following conditions has been complied with by 5:00 p.m. on April 1, 1986, or by such time and date as otherwise provided herein:

1. The removal by 5:00 p.m. on March 19, 1986, of any trash bin in said alleyway which blocks the reasonable use for backing up of vehicles out of the parking lot for the Beaty Building adjacent to said alley to a location designated by the Director of Engineering Services.

2. That between March 19, 1986 and April 1, 1986, S.S.L. Unlimited has not blocked the alley for reasonable use for backing up of vehicles out of the parking lot for the Beaty Building adjacent to said alley.

3. The completion of all construction work in said alleyway which has been shown on plans approved by the City of Modesto and permitted by the above-described encroachment permit be completed by no later than 5:00 p.m. April 1, 1986.

4. The reconstruction and/or repair by S.S.L. Unlimited of all damage, as determined by the Director of Engineering Services, caused to any portion of said alleyway by its construction activities relating to the Tenth Street Plaza by 5:00 p.m. April 1, 1986.

BE IT FURTHER RESOLVED that if the Director of Engineering Services certifies that any of the above conditions have not been complied with by the times specified, then and in that event Resolution No. 83-511 dated August 9, 1983, which authorized the public alley in Block 68 bounded by 10th, 11th, I and J Streets in the City of Modesto to be closed to vehicular traffic at

specified times shall be automatically revoked effective upon the Director of Engineering Services' certification,

BE IT FURTHER RESOLVED that if the Director of Engineering Services certifies that all of the above conditions have been complied with by the times specified, then and in that event Resolution No. 83-511 dated August 9, 1983, which authorized the public alley in Block 68 bounded by 10th, 11th, I and J Streets in the City of Modesto to be closed to vehicular traffic at specified times, shall not be revoked.

BE IT FURTHER RESOLVED that the City Clerk shall serve a copy of this resolution and a copy of the certification of the Director of Engineering Services, by mail or personal delivery, on S.S.L. Unlimited and Mr. Timothy Flynn, Esq., attorney for Basic Resources.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th 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, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: Sutton

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. 86-264

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF SALLY TODARO FROM THE HOUSING AND COMMUNITY DEVELOPMENT NEIGHBORHOOD ADVISORY COMMITTEE NO. 3, EFFECTIVE MARCH 18, 1986

WHEREAS, Sally Todaro was appointed a member of the Neighborhood Advisory Committee No. 3 on March 25, 1980; and

WHEREAS, Sally Todaro has tendered her resignation from the Neighborhood Advisory Committee No. 3, effective March 18, 1986; and

WHEREAS, Sally Todaro 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 Todaro from the Neighborhood Advisory Committee No. 3 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 Todaro 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 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-265

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 April 8, 1986, 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 in such reports.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Curb and Sidewalk along Conejo Avenue at 234 Conejo Avenue, a portion of Block 2184-A (Anthony H. Delfin - $1997.00)

2. Sidewalk at 213 Conejo Avenue, Lot 3 of Block 2157 (William H. Padgett - $369.00)

3. Sidewalk along Conejo Avenue at 201 Conejo Avenue, Lot 6 of Block 2157 (Carolyn D. Pester - $393.00)

4. Sidewalk along Haddon Avenue and Conejo Avenue at 301 Conejo Avenue, Lot 13 of Block 2159 (Perry L. Sanders - $1,075.00)

5. Sidewalk along Conejo Avenue at 225 Conejo Avenue, Lot 1 of Block 2157 (Margaret G. Wong - $501.00)

6. Curb along Dawn Drive at 1244 Melrose Avenue, Lot 21 of Block 1125 (George E. Hillman - $1864.00)

7. Curb at 1217 Fiori Avenue, Lot 8 of Block 1125 (Geoff D. Lish - $976.00)

8. Curb along Fiori Avenue, at 521 E. Roseburg Avenue, Lot 9 of Block 1125 (Phillip Nisonger & John V. Peterson - $1924.00)

9. Curb along Melrose Avenue at 1405 Melrose Avenue, a portion of Block 1190 (Peter P. Rojo - $1324.00)

10. Curb along Melrose Avenue and Dawn Drive at 1312 Melrose Avenue, a portion of Block 1138 (Betty F. Schroder - $2914.00)

11. Sidewalk along Paradise Road at 1000 Beverly Drive, and 1027 Paradise Road, a portion of Block 4014 (Eugene R. Abel - $2123.00)

12. Sidewalk at 1516 Pearl Street, Lot 19 of Block 6080 (Charlie L. Bringle - $372.00)

13. Sidewalk at 1520 Pearl Street, Lot 20 of Block 6080 (Mary Byington - $392.00)

14. Sidewalk at 1532 Pearl Street, Lot 23 of Block 6080 (Kim R. Montgomery and James Rocco Hollaway - $452.00)

15. Sidewalk repair at 1130 Coffee Road, Lot A of Block 1099 (Richards, Tallent, Durosette $231.00)

16. Sidewalk at 421 Rosina Avenue, a portion of Block 2130 (Edward M. Sanchez - $351.00)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-266

A RESOLUTION APPROVING THE FINAL MAP OF THE EAST LAKE ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, RESOURCE DEVELOPMENT and WASHINGTON SAVINGS AND LOAN ASSOCIATION, a joint venture, a California general partnership

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 35.510 acres, known as the EAST LAKE 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 September, 19 85, 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 EAST LAKE 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 18th day of March, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

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. 86-267

A RESOLUTION ACCEPTING IMPROVEMENTS IN CAPE COD ESTATES SUBDIVISION NO. 1, AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Pan Capital, World Investments No. 5 & 6 , subdividers of Cape Cod Estates Subdivision No. 1 , have filed subdivision bonds for faithful performance and labor and materials in the amount of $408,100.00 and $204,050.00 respectively to guarantee improvements in Cape Cod Estates Subd. No. 1 ; and

WHEREAS, the Director of Public Works in a memorandum dated March 11, 1986 , 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 Cape Cod Estates No. 1 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $408,100.00 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 $204,050.00 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 18th day of March , 1986 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-268

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NEIL H. AND MARY JEAN COEUR-BARRON FOR THE ACQUISITION OF 1,350+ SQUARE FEET OF THEIR PROPERTY NEEDED TO INSTALL SIDEWALKS AT 601 VIRGINIA (COLDWELL FRONTAGE)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Neil H. and Mary Jean Coeur-Barron for the acquisition of 1,350± square ffet of their property needed to install sidewalks at 601 Virginia Avenue (Coldwell frontage)

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 March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norma Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-269

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN THE HOUSING ASSISTANCE PLAN FOR SUBMISSION TO HUD FOR THE PERIOD OF OCTOBER 1, 1986, TO SEPTEMBER 30, 1988

WHEREAS, the Housing Assistance Plan is required of HUD grantees and was approved by a vote at a Citizens Housing and Community Development Committee meeting of February 28, 1986.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the submission to the Department of Housing and Urban Development (HUD) of the Housing Assistance Plan for the period of October 1, 1986, to September 30, 1988, be and hereby is, approved.

BE IT FURTHER RESOLVED that the execution of the Housing Assistance Plan 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 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-270

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SYBIL M. THOMPSON, SYBIL M. THOMPSON, AS TRUSTEE OF THE ESTATE OF O.C. THOMPSON, AND LUCILLE GREMP FOR THE LEASE OF 819 - 10TH STREET FOR USE BY POLICE DEPARTMENT SPECIAL INVESTIGATIONS DETAIL AND STANISLAUS DRUG ENFORCEMENT AGENCY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Sybil M. Thompson, Syvil M. Thompson, as trustee of the Estate of O.C. Thompson, and Lucille Gremp for the lease of 819 - 10th Street for use by Police Department Special Investigations Detail and Stanislaus Drug Enforcement Agency

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 March, 19 86, 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. 86-271

AMENDED
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND ORRICK, HERRINGTON & SUTCLIFFE TO PROVIDE ADDITIONAL SPECIALIZED LEGAL SERVICES IN CONNECTION WITH THE WASTE-TO-ENERGY PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Orrick, Herrington & Sutcliffe to provide additional specialized legal services in connection with the Waste-to-Energy 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 18th day of March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-272

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PUBLIC RESOURCES ADVISORY GROUP TO PROVIDE ADVISORY SUPPORT TO THE CITY AND COUNTY DURING THE ESCROW PERIOD OF THE WASTE-TO-ENERGY PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Public Resources Advisory Group to provide advisory support to the City and County during the escrow period of the Waste-to-Energy 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 18th day of March, 19 86, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-273

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LARRY A. AND PATRICIA L. ASKEW AND DAVID AND SANDRA MENSENHIMER, dba MODESTO FLIGHT CENTER 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 Larry A. and Patricia L. Askew and David and Sandra Mensenhimer, dba Modesto Flight Center 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 18th day of March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norine Coyle
NORINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-274

A RESOLUTION CREATING THE MODESTO ARTS IN ACTION COMMITTEE.

WHEREAS, the City of Modesto's Culture Commission has recommended that the Council create a committee, to be known as the Modesto Arts in Action Committee, to serve under the Culture Commission, and

WHEREAS, the Council recognizes that there is a need in the City of Modesto for active support of the arts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that there is hereby created a committee to to be known as the Modesto Arts in Action Committee. This committee shall serve under the Modesto Culture Commission, and shall be governed by the following conditions:

1. Membership terms and conditions shall be determined by the Modesto Culture Commission.

2. Members shall be selected by the Culture Commission and appointed by the Mayor.

3. As an official City body, staff support will be provided and all City policy, regulations and procedures will apply.

BE IT FURTHER RESOLVED that the Charge to the Modesto Arts in Action Committee is:

The Modesto Arts in Action Committee shall have as its central purpose the active promotion of the visual and performing arts.

The committee shall act under the guidance and direction of the Modesto Culture Commission, which shall establish terms and conditions of membership, provide guidelines and operating procedures.

The committee shall prepare an annual program of work to be approved in advance by the Culture Commission and shall make periodic reports to the Commission concerning committee activities.

Request for staff and budgetary support shall be prepared annually and channeled through the Culture Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

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. 86-275

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FY1985-86 TO PROVIDE $298,830 FINANCING TO MODERNIZE THE UTILITY BILLING AND CASHIERING SYSTEMS.

WHEREAS, the City of Modesto wants to modernize its Utility Billing and Cashiering Systems, and

WHEREAS, said modernization will primarily benefit the Water Fund, Fund No. 610 and the Sewer Fund, Fund No. 621, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for FY1985-86 to provide financing for said modernization,

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 FY1985-86:

1. The amount of $600,000 now appropriated in Account No. 8004-8000-800, Exigency Reserve, of the Water Fund, Fund No. 610, be reduced $119,530 to $480,470.

2. The amount of $57,000 now appropriated in Account No. 7130-7000-700, Transfer Out to Special Fund for Capital Outlay, of the Water Fund, Fund No. 610, be increased by $119,530 to $176,530.

3. The amount of $1,596,545 now appropriated in Account No. 8003-8000-800, Contingency Reserve, of the Sewer Fund, Fund No. 621, be reduced $179,300 to $1,417,245.

4. The amount of $86,000 now appropriated in Account No. 7130-7000-700, Transfer Out to Special Fund for Capital Outlay, of the Sewer Fund, Fund No. 621, be increased $179,300 to $265,300.

5. The amount of $86,000 now estimated as revenue in Account No. 9621-7000-700, Transfer In from Fund No. 621, of the Special Fund for Capital Outlay, Fund No. 130, be increased $179,300 to $265,300.

6. The amount of $57,000 now estimated as revenue in Account No. 9610-7000-700, Transfer In from Fund No. 610, of the Special Fund for Capital Outlay, Fund No. 130, be increased $119,530 to $176,530.

7. The amount of $626,083 now appropriated in Account No. P935-120-130, Finance System, of the Special Fund for Capital Outlay, Fund No. 130, be increased $298,830 to $924,913.

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 18th day of March, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

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. 86-276

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND AMERICAN MANAGEMENT SYSTEMS, INC. (AMS) FOR FURNISHING UTILITY BILLING SYSTEM SOFTWARE

WHEREAS, the Council of the City of Modesto has authorized the modernization of the City's Utility Billing System; and

WHEREAS, American Management Systems, Inc. (AMS) has a Utility Billing System which interfaces directly with the City's financial reporting systems which were purchased from AMS; and

WHEREAS, the City of Modesto wants to enter into an agreement with American Management Systems, Inc. for the purchase of the Utility Billing System for $60,000, plus direct travel expenses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to sign an agreement with American Management Systems, Inc. (AMS) for the purchase of the AMS Utility Billing System for an amount of $60,000 plus direct travel costs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-277

A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO PURCHASE ADDITIONAL COMPUTER HARDWARE FROM IBM CORPORATION TO UPGRADE THE IBM 4361 MODEL 4 COMPUTER AS PART OF THE UTILITY BILLING AND CASHIERING SYSTEMS MODERNIZATION

WHEREAS, the Council of the City of Modesto has authorized the modernization of the Utility Billing and Cashiering Systems; and

WHEREAS, it will be necessary to purchase additional computer hardware from IBM Corporation to implement said modernization.

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 purchase the following computer equipment from IBM Corporation at a cost of $138,630.00:

1. Four (4) Megobytes of Additional CPU memory
2. Block Multiplexer
3. DASD Adapter
4. Three (3) 3370-B02 Disk Drives
5. Two (2) Terminals

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-278

A RESOLUTION AUTHORIZING THE DIRECTOR OF FINANCE TO SUBMIT A REQUEST FOR PROPOSAL FOR A REMITTANCE PROCESSING SYSTEM AS PART OF THE UTILITY BILLING AND CASHIERING SYSTEMS MODERNIZATION PLAN.

WHEREAS, the Council of the City of Modesto has authorized the modernization of the Utility Billing and Cashiering Systems, and

WHEREAS, it is necessary to submit a request for proposal to various vendors for a remittance processing system,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance is hereby authorized to proceed with the submission of a request for proposal for a remittance processing system.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-279

A RESOLUTION APPROVING THE REQUEST OF M & M RUSSELL SALES COMPANY FOR REFUND OF $1,460.91 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of M & M Russell Sales Company for refund of $1,460.91 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 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-280

A RESOLUTION APPROVING REQUEST FOR PROPOSALS FOR A CONSULTING ENGINEER FOR THE CITY/COUNTY WASTE-TO-ENERGY FACILITY

WHEREAS, both the City and County staff and the Solid Waste Executive Committee recommend that a Request for Proposal be sent to qualified consulting engineers to review and monitor construction progress on the waste-to-energy facility.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the request for proposals entitled, " Request For Proposal, Consulting Engineer for City of Modesto - County of Stanislaus, Waste-To-Energy Facility", and attached hereto as Exhibit "A", and authorizes the City staff to seek proposals in accordance with said Exhibit "A".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

REQUEST FOR PROPOSAL

CONSULTING ENGINEER FOR CITY OF MODESTO-COUNTY OF STANISLAUS

WASTE-TO-ENERGY FACILITY

I. General instructions to interested Consulting Engineers.

This is a Request for Proposal.

The City of Modesto/County of Stanislaus (Contracting Communities) Waste-to-Energy Project intends to contract with a nationally recognized Consulting Engineer with demonstrated experience in the area of waste-to-energy facilities. The Consulting Engineer shall not (1) be an employee of either the Vendor or the Contracting Communities, (2) hold any interests in the construction, design and financing of the waste-to-energy facility (the Facility), nor (3) hold any interests in any resource recovery technologies or equipment.

As required by the Contracting Communities and the Project Service Agreement, the Consulting Engineer will perform reviews, monitoring analyses and opinions through the Acceptance Date of the Facility.

Proposals must be responsive to the Request for Proposal as issued. Proposals made subject to conditions or limitations specified by the bidder may be rejected. One (1) original of the proposal, signed by an officer of the firm, and four (4) copies must be received in the City of Modesto and County of Stanislaus Waste-to-Energy Project office NO LATER THAN _____.M., _____, 1986. No late telephone or telegraphic proposals will be accepted.

The proposal/qualification package shall be clearly labeled: CONSULTING ENGINEER PROPOSAL AND QUALIFICATIONS, CITY OF MODESTO AND COUNTY OF STANISLAUS WASTE-TO-ENERGY FACILITY.

Proposals/qualifications may be mailed or delivered to:

City of Modesto and County of Stanislaus
Waste-to-Energy Project
948-11th Street, City Mall, Suite 16
Modesto, CA 95354

II. R.F.P. INTERPRETATION

Those responding to the RFP/RFQ are encouraged to carefully examine the requirements, specifications and conditions expressed therein. A copy of the Service Agreement is attached. Inquiries should be directed to:

Mr. Dale Davis
Solid Waste Program Manager, City of Modesto
City of Modesto and County of Stanislaus
Waste-to-Energy Project
948-11th Street, City Mall, Suite 16
Modesto, CA 95354
(209) 577-5492

III. RESERVATIONS

The City of Modesto and the County of Stanislaus reserve the right to reject any or all proposals, or to waive any informality, technical defect or clerical error in any bid or proposal as the interest of the City and County may require.

The City of Modesto and County of Stanislaus reserve the right to reject any or all bids or to make an award on the basis of suitability to purpose, date of delivery, or any other factor deemed to be in the best interest of the City and County, and shall not necessarily be confined to price alone.

The City and County reserve the right to award the entire contract to one firm or to award portions of the contract to several firms as deemed appropriate.

IV. STANISLAUS COUNTY

Stanislaus County is situated in the San Joaquin Valley at the approximate geographic center of California (See Map 1).

The County has an area of 1521 square miles. Although agriculture is the predominant industry, the County has grown comparatively rapidly in recent decades; e.g., the population has increased from 158,000 in 1960 to approximately 292,000 today. In 1970, the County was designated a Standard Metropolitan Statistical Area by the Federal government.

There are nine (9) cities and several unincorporated towns in the County. Modesto, the County Seat, is the largest city. Its current population is approximately 132,000. Approximately sixty-eight percent (68%) of the County's residents live within cities.

V. PROJECT OVERVIEW

The City of Modesto and County of Stanislaus Waste-to-Energy Project is requesting proposals from consulting engineers to perform reviews, monitoring analyses and opinions, as requested, from the Construction Date through the Acceptance Date of the Facility.

The Facility will incorporate the proprietary mass-burn technology of Martin, G.m.b.H. of Munich, West Germany, and will consist of two refuse-burning furnaces, each having a design capacity of 400 tons per day, a turbine generator for the production of 21.5 megawatts of electricity and two air pollution control systems consisting of acid scrubbers and bag houses. The electricity produced will be sold to Pacific Gas and Electric Company. The Facility will be designed, built, owned and operated by Ogden-Martin Systems (Company) and will provide service to the Contracting Communities in consideration of service fees paid by the Communities. The facility will be required to process at least 243,000 tons of waste per year and will be located at a site owned by the County adjacent to the existing Fink Road Landfill and leased to Ogden-Martin pursuant to a long-term site lease. Construction of the Facility is expected to begin in June, 1986, and will take approximately thirty (30) months to complete.

The project cost is estimated at $101,000,000±.

VII. Project Description

As required by the Contracting Communities and the Service Agreement, the Consulting Engineer provides reviews, monitoring analyses and opinions from the Construction Date through the Acceptance Date. These services include the following:

1. Upon the request of the Contracting Communities, review and monitor the construction progress of the Facility. This includes site visits, review of information submitted by the Company to the Contracting Communities, and presentation of periodic reports to the Contracting Communities and the Trustee.

2. Upon the request of the Contracting Communities, review and provide opinions regarding proposed material changes to the specifications set forth in (a) the Performance Guarantees and Standards (Schedule 2), (b) the Acceptance and Performance Test Procedures (Schedule 3), (c) the Specifications for the Facility (Schedule 4), and (d) Capital Projects.

3. Upon request, review and ascertain for the Contracting Communities the validity of the Company's written notice that an Unforeseen Circumstance has occurred.

4. Upon request of the Contracting Communities, review and concur in the Company's request to make material changes to the Facility through the Acceptance Date.

5. Review and approve detailed test protocol for the Acceptance and Performance Tests (Schedule 2) and witness all Acceptance Tests.

6. Review and analyze the results of the Acceptance Tests and submit opinion that the Performance Guarantees and Acceptance and Performance Tests contained in Schedules 2 and 3 have been satisfied or the extent to which they have not been satisfied.

7. At the request of the Contracting Communities, review and analyze the results of any retest submitted by the company to the Contracting Communities.

8. At the request of the Contracting Communities, provide appropriate certifications as required by the Trustee.

VIII. Contents of Proposals/Qualifications

Each proposal/qualification submitted shall contain the following:

1. Corporate Information. The firm's general background, resources and primary areas of expertise must be described.

2. Previous Work. The firm must demonstrate experience in the area of waste-to-energy facility design and construction, combustion process, energy production, California State air emissions control, acceptance and performance testing and analysis. Provide a list and description of consulting services provided by the firm for waste-to-energy facilities. Give a general description of the waste-to-energy facilities for which the firm consulted. Provide at least three (3) specific references.

3. Staff. The proposal should: (a) identify the specific staff members who will participate in the consultations, and estimate the extent of each member's participation; (b) include a resumé for each staff member who will participate; (c) describe the organization of the firm.

4. Costs. The proposal must provide: (a) the hourly rate the firm charges for consulting engineer services for waste-to-energy facilities; (b) provide the cost to the Contracting Communities and number of hours required to perform the duties described by Section VII, 5 above; (c) provide the cost to the Contracting Communities and number of hours required to perform the duties described by Section VII, 6 above; and (c), based on your previous experience, provide an estimate of the cost to the Contracting Communities and number of hours required to perform the duties described by each of VII , 1, 2, 3, 4, 7 and 8 above. Do not lump these together--provide separate estimates of each.

IX. Selection Process

A panel of City and County officials will review all written proposals and select from two (2) to three (3) firms. These firms will be invited to make an oral presentation to representatives of the City of Modesto and County of Stanislaus Waste-to-Energy Project. These representatives will make a recommendation to the Stanislaus County Board of Supervisors and the Modesto City Council, which will award the final contract.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-281

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON AMENDMENT TO SUBDIVISION REGULATIONS, SECTION 4.4-506 OF THE MODESTO MUNICIPAL CODE PERTAINING TO LOT LINE ADJUSTMENTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 15, 1986, 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 amendment to Subdivision Regulations, Section 4.4-5-6 of the Modesto Municipal Code pertaining to lot line adjustments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th **day of** March, 1986, **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, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-282

A RESOLUTION APPOINTING MEMBERS TO THE NEWLY FORMED RECYCLING COMMITTEE (SUTTON, RENO, HARRIS, JOHNSON, KNOX, MENDOZA, OSNER AND SIMMONS)

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

SECTION 1. The following persons are hereby appointed to the newly formed Recycling Committee:

John Sutton, Chair and Council Liason
Harold Reno, Garbage Company Representative
Public Members: Connie Harris, Mike Johnson, Jim Knox, Adrian Mendoza, Myrtle Osner, Stan Simmons

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed membersof the Recycling 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 18th day of March, 1986, 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, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 86-283

A RESOLUTION APPOINTING TWO ADDITIONAL MEMBERS TO THE BOARD OF ZONING ADJUSTMENT (RAY FELLER AND PAUL VOGELZANG)

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 Board of Zoning Adjustment:

Raymond Feller
1106 Durant Avenue
Modesto, Ca. 95350

Paul Vogelzang
1425 Concord Avenue
Modesto, Ca. 95350

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th **day of** March, 19 86, **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, Mayor Mensinger

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-284

A RESOLUTION APPOINTING MEMBERS TO THE NEWLY FORMED INTERNATIONAL FRIENDSHIP COMMITTEE (SHAMS, GARCIA, HOILE, IWATA, KNIES, MENSINGER, THOMPSON, WOOD, ZAVALA)

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

SECTION 1. The following persons are hereby appointed to the newly formed International Friendship Committee:

Kamruddin Shams, Chair
Michael Garcia
Linda Hoile
Buddy Iwata
Don Knies
John B. Mensinger
Albert L. Thompson
Sandy Wood
Armida Zavala

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 18th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 86-285

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (ROBERT S. BAKER, 116 HOWARD ST., $798)

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 February 25, 1986, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $798.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.00, be assessed in 10 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:

The North 75.00 feet and the West 72.5' of the East 87.50' of Lot 6 of Bl. 208 of the City of Modesto, as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 208, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-06-54)

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 25th day of March, 1986, 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

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-286

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 (STEVEN ERICKSON, 330 BURNEY ST., $1,687)

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 February 25, 1986, adopt its Resolution No, 86-228, 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, March 25, 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 $1,687.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,687.00, be assessed in 10 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:

The S. 46.67' and the W. 100.00' of Lot 1 of Bl. 205 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 205, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-06-27)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-287

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (WILLIAM R. EVANS, 323 JAMES ST., $709)

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 February 25, 1986, adopt its Resolution No, 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 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 $709.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $709.00, be assessed in 10 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:

The E. 75.00' of Lots 3 and 4 of Bl. 208 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 208, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-06-51)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle

NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-288

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (FLORA MONSCHEIN, 316 BURNEY ST., $1,147)

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 February 25, 19 86, adopt its Resolution No, 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 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 $1,147.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,147.00, 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 S. 75.00' and E. 7.5' of the W. 14.00' of Lot 6 of Bl. 208 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 208, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 107-06-57)

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 25th day of March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-289

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (ROBERT L. NICKERSON, 120 HOWARD ST., $730)

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 February 25, 19 86, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 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 $730.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $730.00, 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 5 and the E. 7.5' of Lot 6 of Bl. 208 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 208, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-06-53)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-290

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (MACK A. PARKER, 320 BURNEY ST., $667)

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 February 25, 1986, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $667.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $667.00, 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 N. 75.00 lineal feet and the W. 44.75' of Lot 6 of Bl. 208 of the City of Modesto as per map filed 12/21/42 in Vol. 15 in Maps, Pg. 208, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 107-06-66)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-291

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (QUSHANA MOUSHI POUR & NINO A. OVRO, 108 HOWARD STREET, $865)

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 February 25, 1986, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 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 $865.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $865.00, be assessed in 10 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:

The N. 75.00' and the E. 67.75' of the W. 112.5' of Lot 6 of Bl. 208 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 208, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 107-06-65)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-292

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (DAVID E. SPENCER, 117 HOWARD ST., $732)

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 February 25, 19 86, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $732.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $732.00, 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. 205 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 205, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 107-06-30)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-293

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (ANTONIO TOVAR, 115 HOWARD ST., $575)

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 February 25, 1986, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $575.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $575.00, 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 E. 50.00' of Lot 1 of Bl. 205 as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 205, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 107-06-29)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-294

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (RANDY WHITMAN, 130 HOWARD ST., $675)

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 February 25, 1986, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $675.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $675.00, 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 W. 65.00' of Lots 3 and 4 of Bl. 208 of City of Modesto, as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 208, Stan. Cty. Records. (Stan. Cty. Assessor's Parcel No. 107-06-52)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-295

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURBS 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 (ROY WOOD, 131 HOWARD ST., $948)

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 February 25, 1986, adopt its Resolution No. 86-228, 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 curbs on property abutting the property hereafter described; and

WHEREAS, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $948.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $948.00, 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 Bl. 205 of the City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Pg. 205, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 107-06-34)

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 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 25th day of March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-296

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS 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 (ARNOLD R. GROVE, 1631 ROBLE AVE., $1,179)

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 February 25, 1986, adopt its Resolution No. 86-228, 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, March 25, 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 $1,179.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,179.00, be assessed in 10 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 9 of Bl. 2130 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 116-01-34)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-297

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS 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 (STEPHEN R. MANCHESTER, 219 ROSINA AVE.,$375)

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 February 25, 1986, adopt its Resolution No. 86-228, 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, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $375.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $375.00, be assessed in 7 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 2 of Bl. 2132 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-03-02)

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 25th day of March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-298

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS 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 (GERALDINE O. TORREALBA, 425 ROSINA AVE.,$357)

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 February 25, 1986, adopt its Resolution No, 86-228, 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, March 25, 1986, at 7:30 o'clock P.M, in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $357.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $357.00, be assessed in 7 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:

The North 28.00' of Lot 3 and the South 40.00' of Lot 2 of Bl. 2130 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. 116-01-28)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-299

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALKS 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 (HARVEY D. WOOD, 341 ROSINA AVE., $439)

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 February 25, 1986, adopt its Resolution No. 86-228, 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, March 25, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $439.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $439.00, be assessed in 8 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 3 of Bl. 2131 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. 116-02-03)

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 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-300

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REPLACEMENT OF THE DESANDER UNIT AT CITY WELL NO. 27

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

SECTION 1. The plans and specifications for the replacement of the desander unit at City Well No. 27

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 8, 1986, 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 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-301

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR STRENGTHENING WATER SYSTEM ON SYCAMORE AVENUE BETWEEN ROSEBURG AND ORANGEBURG

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

SECTION 1. The plans and specifications for strengthening water system on Sycamore Avenue between Roseburg and Orangeburg 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 8, 1986, 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 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-302

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR 1986 STREET OVERLAYS

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

SECTION 1. The plans and specifications for 1986 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 15, 1986, 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 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-303

A RESOLUTION ACCEPTING THE BID OF SANCON ENGINEERING FOR REFINISHING CLARIFIER NO. 1 AT THE WATER QUALITY CONTROL PLANT

WHEREAS, Resolution No. 86-240, adopted by the Council of the City of Modesto on March 4, 1986, approved the plans and specifications for the refinishing of clarifier No. 1 at the Water Quality Control Plant and authorized the calling for bids; and

WHEREAS, the bids received for the refinishing of clarifier No. 1 at the Water Quality Control Plant were opened at 11:00 a.m. on March 18, 1986, 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 Sancon Engineering in the amount of $49,500 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sancon Engineering in the amount of $49,500 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 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-304

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION FOR THE AMERICAN LEGION HALL CEILING REPLACEMENT

WHEREAS, Resolution No. 86-243, adopted by the Council of the City of Modesto on March 4, 1986, approved the plans and specifications for the American Legion Hall ceiling replacement and authorized the calling for bids; and

WHEREAS, the bids received for the American Legion Hall ceiling replacement were opened at 11:10 a.m. on March 18, 1986, 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 $28,824 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 $28,824 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 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-305

A RESOLUTION ACCEPTING THE CONSTRUCTION OF BANK REPAIR AND SLOPE PROTECTION PROJECT AT THE CLAUS ROAD OUTFALL AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** bank repair and slope protection project at the Claus Road outfall **has been completed by** Modesto Sand and Gravel, Inc.

in accordance with the contract agreement dated October 1, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of bank repair and slope protection project at the Claus Road outfall **be accepted from said contractor,** Modesto Sand and Gravel, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $121,990 **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** March, 19 86, **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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-306

A RESOLUTION ACCEPTING THE CONSTRUCTION OF BEYER COMMUNITY PARK AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the construction of** Beyer Community Park

has been ccmpleted by George Reed, Inc.

in accordance with the contract agreement dated May 7, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of Beyer Community Park **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 $211,486.95 **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** March, **19** 86, **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, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-307

A RESOLUTION FINDING THAT THE WATER QUALITY CONTROL PLANT EXPANSION PROJECT, UNIT 1, IS SUBSTANTIALLY COMPLETE, AND GRANTING A REDUCTION IN RETENTION (PROJECT NO. C-06-1063-213-01).

WHEREAS, the City has received a request by Dyn Construction Corp. for a reduction in retention on the Water Quality Control Plant Expansion Project, Unit 1, Project No. C-06-1063-213-01, and

WHEREAS, the project is substantially complete except for a few items of construction and final contractual paper work, 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 1 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 1, Project No. C-06-1063-213-01, 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 completed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-308

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF BEATRICE ACOSTA FROM THE HUMAN RELATIONS COMMITTEE, EFFECTIVE MARCH 25, 1986

WHEREAS, Beatrice Acosta was appointed a member of the Human Relations Commission on March 13, 1984; and

WHEREAS, Beatrice Acosta has tendered her resignation from the Human Relations Commission, effective March 25, 1986; and

WHEREAS, Beatrice Acosta 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 Beatrice Acosta 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 Beatrice Acosta 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 25th 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-309

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF HECTOR LOZANO FROM THE CULTURE COMMISSION, EFFECTIVE MARCH 25, 1986

WHEREAS, Hector Lozano was appointed a member of the Culture Commission on December 27, 1983; and

WHEREAS, Hector Lozano has tendered his resignation from the Culture Commission, effective March 25, 1986; and

WHEREAS, Hector Lozano 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 Hector Lozano from the Culture 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 Hector Lozano 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 25th 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-310

A RESOLUTION APPROVING REQUEST FOR LEAVE TO PRESENT LATE CLAIM BY STEWART N. TABAK, ON BEHALF OF JENNIFER HUMPHREY, RECEIVED IN THE OFFICE OF THE CITY CLERK, CITY OF MODESTO

WHEREAS, an application for leave to present late claim by Stewart M. Tabak, on behalf of Jennifer Humphrey, against the City of Modesto was received on January 28, 1986, 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 Stewart N. Tabak, on behalf of Jennifer Humphrey, against the City of Modesto, received on January 28, 1986, in the office of the City Clerk, City of Modesto, 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 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-311

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MICHAEL ERNEST PHILLIPS FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1305 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Michael Ernest Phillips for sewer service to property outside City limits at 1305 Garden Avenue, located on the north side of Garden Avenue between Sutton Avenue and Colorado 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 25th 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-312

A RESOLUTION APPROVING THE FINAL MAP OF THE DIABLO HILLS UNIT NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, LODI DEVELOPMENT, INC., a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 21.6180 acres, known as the DIABLO HILLS 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 5th 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 DIABLO HILLS 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 25th day of March, 19 86, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

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

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

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-313

A RESOLUTION ACCEPTING IMPROVEMENTS IN OAKWOOD RESIDENTIAL PARK SUBDIVISION AND AUTHORIZING RELEASE OF CERTIFICATES OF DEPOSIT

WHEREAS, Guarantee Savings & Loan Association, Inc. , subdividers of Oakwood Residential Park Subdivision , have filed Certificates of Deposit for faithful performance and labor and materials in the amount of $ 1,500.00 and $ 750.00 respectively to guarantee improvements in Oakwood Residential Park ; and

WHEREAS, the Director of Public Works in a memorandum dated March 17, 1986 , 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 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 Oakwood Residential Park Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Certificate of Deposit for faithful performance in the amount of $ 1,500.00 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 $ 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 25th 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-314

A RESOLUTION APPROVING THE ADDITION OF A NEW STREET TO THE MANDATORY SIDEWALK PROGRAM OF THE CITY OF MODESTO.

WHEREAS, the Council has previously approved a schedule of streets included in the Mandatory Sidewalk Program of the City of Modesto, and

WHEREAS, the Council desires to add an additional street to said program,

NOW, THEREFORE, BE IT RESOLVED by the Council that Timothy Avenue is added to the Mandatory Sidewalk Program of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, 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. 86-315

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:

Deputy City Clerk

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:

Assistant City Clerk

The specifications for the classification amended as shown on the attached Exhibit "B", 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 3. EFFECTIVE DATE. This resolution shall become effective on and after March 25, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

DEFINITION

Under general supervision, to relieve the City Clerk and Auditor of a variety of administrative details; assures the proper central filing, indexing, cataloging and recording of City Council material; in the absence of the Assistant City Clerk, assumes all responsibilities as Acting Assistant City Clerk; and does other related work as required.

EXAMPLES OF DUTIES

Relieves the City Clerk and Auditor of a variety of administrative details; in the absence of the Assistant City Clerk, assumes all of the responsibilities of that position; assists with the preparation of City Council agenda; assures that packets of agenda materials and mail are delivered in a timely manner to the Mayor and Council; searches files for information in response to requests and inquiries from City departments and the public; composes correspondence, gathers information and prepares reports; witnesses signatures, certifies material and notarizes public documents; types letters, forms and reports; maintains files and does filing as assigned; may provide training and assign work to subordinate employees

EMPLOYMENT STANDARDS

Experience:

Option I Three (3) years of secretarial or clerical experience with the City of Modesto

or

Option II Three (3) years of secretarial or clerical experience that is directly related to maintenance of government records. (At the time of selection, preference will be given to those with direct experience in the office of a Municipal City Clerk or a County Clerk.)

(Substitution may be granted for work completed at a recognized vocational, business or collegiate training institution on the basis of two (2) academic years for two (2) years of the required experience. An academic year is defined as 30 semester or 45 quarter units.)

and

EXHIBIT A

Knowledge of:

Operation, procedures, and functions of the City Clerk's Office;
Business letter writing and forms;
Legal terminology, phraseology, documents and procedures;
Proper methods of certifying and recording resolutions, ordinances, and documents;
Statistical and record keeping methods;
Correct English usage, spelling, grammar, and punctuation;
Arithmetic principles and methods of office procedures and practices, including word processing and data processing equipment;
Application of administrative policies and procedures, budget and information systems;

and

Ability to:

Assist with the general operations and functions of the City Clerk's Office;
Type at a speed of 60 words per minute from clear copy;
Interpret and apply policies, laws, rules, and regulations;
Index, file, certify, and record City Council material and documents;
Research records and provide requested information;
Composes correspondence on own initiative;
Carry out assignments wih minimal general supervision;
Prepare reports with accuracy and speed;
Make arithmetical calculations with speed and accuracy;
Meet the public tactfully and courteously and answer policy questions in person and over the telephone;
Train and assgn work to subordinate personnel;
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.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

The ability to take shorthand as a back-up for City Council meetings is desirable but not mandatory. This will be taken into consideraton at the time of selection.

ASSISTANT CITY CLERK

DEFINITION

Under direction, to relieve the City Clerk and Auditor of a variety of administrative details; assures the proper central filing, indexing, cataloging and recording of City Council material; in the absence of the department head, assumes all responsibilities as Acting City Clerk and Auditor; and does other related work as required.

EXAMPLES OF DUTIES

Relieves the City Clerk and Auditor of a variety of administrative details; indexes, catalogs, files and insures the recording of City Council material, including deeds, contracts, ordinances, resolutions, and agreements; assists with the preparation of City Council agenda; follows up on City Council meetings by making sure that agreements and ordinances have proper signatures and that required legal notices are advertised according to code requirements; makes sure that official documents are endorsed, certified, notarized, and recorded; arranges for printing and distribution of revisions to the City Code; searches files for information in response to requests and inquiries from City departments and the public; maintains records of bonds and trust deposits filed with or assigned to the City to guarantee improvements; assures proper release of bonds and deposits; assists with the scheduling of City elections; prepares election notices; answers questions on voter registration and registers voters; composes correspondence, gathers information and prepares reports; may check records of cash receipts to assure that all monies are properly recorded and deposited and to verify distribution of receipts to proper funds; may check and sign payroll and other City warrants to assure legality of payments; may provide training and assign work to subordinate employees.

EMPLOYMENT STANDARDS

Experience:

Option I Four (4) years of secretarial or clerical experience with the City of Modesto

or

Option II Four (4) years of secretarial or clerical experience that is directly related to maintenance of government records. (At the time of selection, preference will be given to those with direct experience in the office of a Municipal City Clerk or a County Clerk.)

(Substitution may be granted for work completed at a recognized vocational, business or collegiate training institution on the basis of two (2) academic years for two (2) years of the required experience. An academic year is defined as 30 semester or 45 quarter units.)

Knowledge of:

Operation, procedures, and functions of the City Clerk's Office;
Business letter writing and forms;
Legal terminology, phraseology, documents and procedures;
Proper methods of certifying and recording resolutions, ordinances, and documents;
Statistical and record keeping methods;
Correct English usage, spelling, grammar, and punctuation;
Arithmetic principles and methods of office procedures and practices, including word processing and data processing equipment;
Application of administrative policies and procedures, budget and information systems;

and

Ability to:

Assist with the general operations and functions of the City Clerk's Office;
Type at a speed of 45 words per minute from clear copy;
Interpret and apply policies, laws, rules, and regulations;
Index, file, certify, and record City Council material and documents;
Research records and provide requested information;
Composes correspondence on own initiative;
Carry out assignnments wih minimal general supervision;
Prepare reports with accuracy and speed;
Make arithmetical calculations with speed and accuracy;
Meet the public tactfully and courteously and answer policy questions in person and over the telephone;
Train and assgn work to subordinate personnel;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

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.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

The ability to take shorthand as a back-up for City Council meetings is desirabl - but not mandatory. This will be taken into consideraton at the time of selection.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-316

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 85-422 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. 85-422. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", attached to Resolution No. 85-422, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classification of Deputy City Clerk, Range 420.5.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after March 25, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

032486 2558CA

CITY OF MODESTO

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1985-86

(Effective 6-25-85, Amended 8-27-85, 9-10-85, 12-3-85, 12-24-85, 1-21-86, 2-18-86, 3-25-86)

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
426.0	Administrative Analyst
422.0	Administrative Assistant
117.5	Administrative Clerk
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
022.0	Building Inspector I
125.0	Building Inspector II
426.5	Building Maintenance Supervisor
120.5	Building Maintenance Worker
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services

ALPHABETICAL LISTING (Continued)

Range No.	Title of Classification
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
119.0	Equipment Service Worker
118.5	Evidence and Property Specialist
424.0	Executive Assistant
420.5	Executive Secretary (Admin. Mgt.)
420.6	Executive Secretary (Conf.)
432.0	Finance Division Manager
531.0	Fire Battalion Chief
N/A	Fire Chief
211.0	Fire Engineer
123.0	Fire Equipment Mechanic
210.0	Fire Fighter
208.0	Fire Fighter Trainee
213.0	Fire Lieutenant
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
122.0	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
120.5	Maintenance Mechanic - Pumps
116.5	Maintenance Worker I
118.5	Maintenance Worker II
113.5	Maintenance Worker Trainee
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
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

Range No.	Title of Classification
122.5	Plant Mechanic
425.0	Plant Mechanical Maintenance Supervisor
632.0	Police Captain
114.5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
425.0	Police Records Supervisor
628.0	Police Sergeant
430.0	Principal Management Analyst
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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 Treatment 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
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 Specialist
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
196 Other
210

MODESTO CITY COUNCIL
RESOLUTION NO. 86-317

HOLD HARMLESS

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND YOSEMITE JUNIOR COLLEGE DISTRICT ALLOWING THE CITY TO HOLD AN "EASTER TRACK MEET" AT THE MODESTO JUNIOR COLLEGE STADIUM AND TRACK ON MARCH 26, 1986

BE IT HEREBY RESOLVED by the Council of the City of Modesto

hold harmless

that the /agreement between the City of Modesto and Yosemite Junior College District allowing the City to hold an "Easter Track Meet" at the Modesto Junior College stadium and track on March 26, 1986

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 March, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-318

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO ASSIGNING $230,059 OF CITY OF MODESTO FAU FUNDS TO THE SANTA CLARA COUNTY TRAFFIC AUTHORITY IN EXCHANGE FOR EIGHTY PERCENT OF THAT AMOUNT TO BE USED FOR TRANSPORTATION-RELATED PURPOSES.

WHEREAS, apportioned FAU funds may be transferred between local agencies with the approval of the appropriate local officials and governing bodies responsible for allocating the funds within an urbanized area, and

WHEREAS, $230,059 of the City of Modesto's FAU apportionment can be made available for transfer to other agencies, and it would be to the City's advantage to do so, and

WHEREAS, the Santa Clara County Traffic Authority will agree to accept such a transfer for use on a project which qualifies for FAU funding and has offered eighty (80%) percent of the transfer value in exchange for immediately available funds, and

WHEREAS, the City of Modesto considers this exchange as fair and equitable treatment under the FAU program,

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto approves the transfer of $230,059 of its unobligated apportioned FAU funds to the Santa Clara County Traffic Authority for $184,047 and further agrees to use the funds received in exchange for transportation-related purposes.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to sign an agreement for the assignment of said funds.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-319

A RESOLUTION ACCEPTING THE RESIGNATION OF JIM KNOX FROM THE RECYCLING COMMITTEE

WHEREAS, Jim Knox was appointed a member of the Recycling Committee on March 18, 1986; and

WHEREAS, Jim Knox has tendered his resignation from the Recycling Committee, effective March 25, 1986.

NOW, THEREFORE BE IT RESOLVED that the resignation of Jim Knox from the Recycling Committee be, and hereby is accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of March, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-320

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN HOLD HARMLESS TRAINING AGREEMENTS FOR THE POLICE DEPARTMENT.

WHEREAS, the Modesto Police Department provides ongoing training for its officers, and

WHEREAS, because of the nature of the training, it is often desirable to conduct training exercises on private property or facilities owned by other public agencies, and

WHEREAS, most private property owners and public agencies require, as a condition of allowing use of their property or facilities for such training exercises, an agreement that would hold them harmless from any damage to property or injury to personnel that might arise out of such training exercises,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager, be authorized, from time to time, to sign hold harmless training agreements for the Police Department to conduct training exercises on private property or facilities owned by other public agencies.

BE IT FURTHER RESOLVED that this resolution supersedes and replaces Resolution No. 79-414 adopted on May 1, 1979.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-321

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(397).

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Florsheim Properties on January 13, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a residential condominium development, property located on the northeast corner of Oakdale Road and Merle Avenue, described as follows:

All that certain real property situate in a portion of the northwest quarter of the southwest quarter of Section 14, 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", of Block 11030 as shown on the map of Walnut Tree Estates Subdivision, as recorded in Volume 29 of Maps, at page 90, Stanislaus County Records; thence South 0°21'42" East, 10.00 feet to a point on the North right-of-way line of 40.00 foot wide Merle Avenue; thence North 89°29'55" West along said North right-of-way line of Merle Avenue, 250.00 feet to the point of beginning of this description; thence continuing North 89°29'55" West along said north right-of-way line of Merle Avenue, 998.82 feet; thence North 0°30'05" East, 15.00 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°10'55"; thence northwesterly along the arc of said curve, 23.35 feet; thence South 89°41'00" West, 25.00 feet to the east right-of-way line of 75.00 foot wide Oakdale Road; thence North 0°19' West along said east right-of-way line Oakdale Road, 611.47 feet; thence South 89°30'28" East, 1038.20 feet; thence South 0°21'42" East, 641.07 feet to the point of beginning of this description.

Including also all of the easterly portion of Oakdale Road located between the above described property and the west line of said Section 14 and the northerly portion of Merle Avenue located between the above described property and the Southern east/west quarter quarter line of said Section 14.

and

WHEREAS, after a public hearing held on February 18, 1986, and continued to March 3, 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. 86-33, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The property is located at the intersection of a major street and a collector street, an appropriate location for a development of the proposed density.

2. P-D zoning and the approved development plan will insure compatibility with the adjacent properties and street system.

and

WHEREAS, after a public hearing held on April 1, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Florsheim Properties 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. 86-33 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2412 -C.S. on the 1st day of April, 1986, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(397).

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(397), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan (and floor plans) titled "Live Oak Condominium Project, Modesto, CA" as amended in red, stamped approved by the Planning Commission on March 3, 1986.

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 and east property lines.

3. Fencing shall be constructed prior to occupancy and shall be as follows:

   Six-foot board fence with decorative masonry pilasters along the north 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 developer shall dedicate street right-of-way as required by the Director of Engineering Services to complete Oakdale Road and Merle Avenue to major and collector 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.

6. The Oakdale Road and Merle Avenue 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.

7. Prior to issuance of a building permit, street improvement plans shall be approved by the Director of Engineering Services.

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 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. The development shall be served by positive storm drainage 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 the same building materials used in the major buildings as determined 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 subdivision map shall be recorded.

16. 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 improvement and maintenance in accordance with the approved plans.

17. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees, the number as determined by the Director of Engineering Services.

18. All curbcuts serving two-way driveways 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.

20. 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. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(397):

The entire construction program be accomplished in one phase, construction to begin on or before March 3, 1988, and completion to be not later than March 3, 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. The development plan and development schedule for Planned Development Zone, P-D(397), set forth in Sections 2 and 3 above, shall not become effective unless and until Ordinance No. 2412-C.S., introduced on the 1st day of April, 1986, reclassifying the property to Planned Development Zone, P-D(397), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: [signature]
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By [signature]
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-322

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(397).

WHEREAS, on April 1, 1986, the City Council introduced Ordinance No. 2412 -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(397), property located on the northeast corner of Oakdale Road and 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 Low Density Residential Zone, R-1, to Planned Development Zone, P-D(397), property located on the northeast corner of Oakdale Road and Merle Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-324

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:

Assistant to the City Manager

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 April 1, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
NORMINE COYLE, City Clerk
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-323

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF ASPHALT CONCRETE CURB AND PAVING AT THE CITY OF MODESTO QATER QUALITY CONTROL PLANT

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

SECTION 1. The plans and specifications for the installation of asphalt concrete curb and paving at the Water Quality Control Plant copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 22, 1986, 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 1st day of April, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-325

A RESOLUTION GRANTING THE REQUEST OF THE MODESTO IRRIGATION DISTRICT TO DRILL THREE HEATING/COOLING WELLS ON PROPERTY LOCATED IN THE CITY OF MODESTO.

WHEREAS, the Modesto Irrigation District proposes to construct a three-story addition to its existing building on Block 65 in the City of Modesto, and

WHEREAS, there are two existing wells on the property used in conjunction with the heating and air conditioning system of the existing building, and

WHEREAS, the Modesto Irrigation District proposes to abandon these two wells and drill one higher capacity supply well and two higher capacity disposal wells to serve the expanded building,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the request of the Modesto Irrigation District to drill three heating/cooling wells on property located on Block 65 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 conditions:

(a) The applicant shall obtain a permit from the County Health Officer for construction of the three wells.

(b) The applicant shall obtain a City plumbing permit before drilling the three wells.

(c) That necessary check valves be installed to prevent cross connection between the heating and cooling system and the domestic water system.

(d) That the two existing wells be abandoned in accordance with specifications of the State Water Resources Board.

(e) That the three new wells be drilled in accordance with specifications of the State Water Resources Board.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-326

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO APPLY FOR THE ENERGY PARTNERSHIP PROGRAM THROUGH THE CALIFORNIA ENERGY COMMISSION.

WHEREAS, local governments recently were given the opportunity to apply for an Energy Partnership Program through the California Energy Commission, and

WHEREAS, the Energy Partnership Program provides private consultants to assist local governments in identifying and developing cost-effective energy options, and

WHEREAS, the consultants are under contract with the California Energy Commission which pays for the consultants' services, and

WHEREAS, four types of assistance are available through the Energy Partnership Program: 1) Assessing Energy Options, 2) Examining and Developing Energy Options, 3) Overcoming Development Barriers, and 4) Municipal Solid Waste-to-Energy Options, and

WHEREAS, the City desires to apply for the first option: Assessing Energy Options, which includes on-site evaluations of current energy consumption, energy resource potential, and potential methods of generation, and

WHEREAS, under the Assessing Energy Option the consultants would provide the City of Modesto with a ranking of practical options based on economic, technical and regulatory feasibility which would enable the City's staff to develop in-house knowledge and skills which would aid the City in future energy projects,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the filing of an application for the Assessing Energy Option under the Energy Partnership Program through the California Energy Commission.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute and submit all documents including, but not limited to, applications, agreements, amendments, reports, etc. which may be necessary for applying for, obtaining and completing the program.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-327

A RESOLUTION APPROVING A CASH CONTRIBUTION TO THE SENIOR AWARENESS PLANNING COMMITTEE FOR SENIOR AWARENESS DAY.

WHEREAS, the Area Agency on Aging has requested a $720 cash contribution to help defray costs related to the Senior Awareness Day event to be held on May 3, 1986, at the Stanislaus County Fairgrounds, and

WHEREAS, other cities in Stanislaus County have agreed to make contributions to help fund this county wide event, and

WHEREAS, the Council of the City of Modesto is willing to make a contribution as requested,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby grant the request of the Area Agency on Aging for a cash contribution to help defray costs related to the Senior Awareness Day event to be held on May 3, 1986, in the amount of $720.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: [signature]

(SEAL)

APPROVED AS TO FORM:

By [signature]
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-328

A RESOLUTION AUTHORIZING THE DIRECTOR OF ENGINEERING SERVICES TO ISSUE AN ENCROACHMENT PERMIT TO DENNIS PERRY FOR THE PURPOSE OF RELOCATING AN EXISTING FENCE AT 231 ELMWOOD AVENUE IN THE CITY OF MODESTO.

WHEREAS, Dennis Perry has applied for an encroachment permit to relocate an existing fence at 231 Elmwood Avenue, and

WHEREAS, the existing fence is 6' high and encroaches 1-1/2-feet into the public right of way, and

WHEREAS, fences which are more than 36" high are allowed in the public right of way only after obtaining an encroachment permit, and

WHEREAS, the applicant proposes to move the existing fence back to the property line and reconstruct it at its existing 6' height, and

WHEREAS, Section 7-1.104 of the Modesto Municipal Code authorizes the issuance of encroachment permits, and

WHEREAS, said application was considered by the City Council at its meeting of April 1, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that pursuant to subsection (c) of Section 7-1.104 of the Modesto Municipal Code the Council hereby authorizes the Director of Engineering Services to issue an encroachment permit to Dennis Perry for the purpose of relocating within the public right of way an existing six-foot fence located at 231 Elmwood Avenue in the City of Modesto, subject to conditions number 1, 2, 3, 5, 6, 7, 8, 9 and 10 on the attached Application for Encroachment Permit form which is marked Exhibit "A" and incorporated herein by reference.

BE IT FURTHER RESOLVED that the applicant shall obtain a building permit and an encroachment permit and complete the relocation of the fence within 60 days of the date of the adoption of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

City of Modesto Date: _____

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 _____

My mailing address is _____

The location of the property at which the proposed encroachment is to be made is _____

The name of the person who will perform the work is _____

The nature, dimensions, and description of the proposed work or encroachment is _____

_____

The encroachment is necessary for the full use and enjoyment of my property because _____

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.

4. I will obtain and keep in force during the time this permit is 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.

OMIT

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-329

A RESOLUTION APPROVING THE REQUEST OF AIR CALL COMMUNICATIONS FOR REFUND OF $830.02 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Air Call Communications for refund of $830.02 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 April, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-330

A RESOLUTION APPROVING THE FINAL MAP OF THE WESSON PLACE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JACK D. HORN, an unmarried man, dba: JACK D. HORN ENTERPRISES, a sole proprietorship

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.257 acres, known as the WESSON PLACE 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 October, 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 WESSON 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,

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 1st day of April, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-331

A RESOLUTION ESTABLISHING FILING FEES FOR ZONE BOUNDARY CHANGES, USE PERMITS, VARIANCES, ENVIRONMENTAL REVIEW REVENUE BONDS, AND OTHER APPLICATIONS.

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	$380.00
(b)	Amend P-D Zone pursuant to Sec. 10-2.1709(b)	380.00
(c)	Amend P-D Zone pursuant to Sec. 10-2.1709(a)	200.00
(d)	Rezoning	345.00
(e)	Plot Plan Review	
	- for a satellite antenna for a single-family house	60.00
	- all other plot plan reviews	140.00
(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	60.00
	- all others	220.00

(g)	Variance	
	- on a lot with a single family house in the R-A, R-1, R-2 or R-3 zone	$ 60.00
	- all others	220.00
(h)	Tentative Subdivision Map	170.00
(i)	Tentative Parcel Map	170.00
(j)	Reversion to Acreage	170.00
(k)	Parcel Map Waiver	170.00
(l)	Lot Line Adjustment	30.00
(m)	Time Extension	30.00
(n)	Environmental Assessment	
	- initial study	70.00
	- Environmental Impact Report	Actual Cost
	- Environmental Impact Report deposit	$1,500 advance deposit. Refund or balance due upon completion of final EIR
(o)	Appeals	
	- of Planning Commission or Board of Zoning Adjustment	25.00
	- of administrative decisions	25.00
(p)	Home Business Permit	
	- initial and renewals	free
(q)	Outdoor Sales and Display Permit	free

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 not have to make an advance deposit for Environmental Impact Report preparation.

SECTION 3. REPEALS. Resolution No. 85-388 is rescinded effective May 1, 1986.

SECTION 4. EFFECTIVE DATE. This resolution shall become effective on and after May 1, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986 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: JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-332

A RESOLUTION AMENDING RESOLUTION NO. 82-496 TO REVISE THE FILING FEES FOR INDUSTRIAL REVENUE BOND APPLICATIONS.

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 $2,200. 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 May 1, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-333

A RESOLUTION AMENDING RESOLUTION NO. 82-497 TO REVISE THE FILING FEES FOR HEALTH CARE FACILITY BOND APPLICATIONS.

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 $2,200.00. 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 May 1, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-334

A RESOLUTION APPROVING SELECTION OF THE FANTUS COMPANY TO CONDUCT A TARGET INDUSTRY STUDY AND AUTHORIZING THE CITY MANAGER TO SIGN AGREEMENT.

WHEREAS, an important factor in the success of Modesto's economic development program is targeting advertising and marketing to the industries that are best suited for the community, and

WHEREAS, the Council has determined that in order to target said advertising and marketing to the industries that are best suited for the community a target industry study needs to be conducted, and

WHEREAS, proposals have been received from firms that are interested in conducting such a study and said proposals have been reviewed by a selection committee, and

WHEREAS, the selection committee has recommended that the proposal received by the City from The Fantus Company be accepted because it would provide more meaningful and valuable information than that of any of the other proposals,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby selects The Fantus Company's proposal to conduct a target industry study.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to enter into an agreement with The Fantus Company including any amendments which may be necessary, for a target industry study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of April, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:
By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

040286 9CA

MODESTO CITY COUNCIL
RESOLUTION NO. 86-335

A RESOLUTION APPROVING A STATEMENT OF INTENT BETWEEN MODESTO AIR PARK AND THE CITY OF MODESTO FOR THE DEVELOPMENT OF PROPERTY AT AND ADJACENT TO THE PRESENT AIRPORT TERMINAL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Statement of Intent between the City of Modesto and Modesto Air Park for the development of property at and adjacent to the present airport terminal be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said Statement of Intent by the designated 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-336

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 (ANTHONY H. AND CYNTHIA M. DELFIN, 234 CONEJO AVE. - $1,997.00)

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 September 12, 1985, 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, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,997.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,997.00, be assessed in 10 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:

The South 90.00 feet of the North 260.00 ft. of the East 131.26 ft. of the West 160.00 ft. of the Southwest corner of the Northwest one quarter of the Southeast one quarter section 27, T. 3 S., R. 9 E., M.D.B. & M.
(Stan. Cty. Assessor's Parcel No. 116-07-37)

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 April, 19 86, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-337

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 (WILLIAM H. AND MARGARET PADGETT, 213 CONEJO AVENUE, $369.00)

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 10, 1986, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $369.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $369.00, be assessed in 8 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 3 of Bl. 2157 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-04-06)

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 April, 1986, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-338

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 (CAROLYN D. PESTER - 201 CONEJO AVE.-$393)

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 September 9, 1985, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $393.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $393.00, be assessed in 8 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 6 of Bl. 2157 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-04-09)

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 April, 1986, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-339

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 (PERRY L. SANDERS, 301 CONEJO AVE.,$1,075.00)

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 March 18, 19 85, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 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 $1,075.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,075.00, be assessed in 10 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 13 of Bl. 2159 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-04-03)

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 April, 1986, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-340

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 (MARGARET G. WONG, 225 CONEJO AVE., $501)

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 July 31, 1985, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $501.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $501.00, be assessed in 10 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 1 of Bl. 2157 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

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

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 April, 1986, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-341

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB 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 (JAMES R. DEJONG, 1244 MELROSE AVE., $1,864.00)

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 April 23, 1985, adopt its Resolution No. 85-239, 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 on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

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

SECTION 2. That the cost of the aforesaid work, being the amount of $1,864.00, be assessed in 10 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 21 of Bl. 1125 of Happy Homesites as per map filed April 3, 1946 in Vol. 14 of Maps, Pg. 47, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 31-14-62)

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 April, 19 86, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-342

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB 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 (GEOFF D. LISH, 1217 FIORI AVE., $976.00)

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 December 11, 1984, adopt its Resolution No. 84-949, 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 on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $976.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $976.00, 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 8 of Bl. 1125 of Happy Homesites as per map filed April 3, 1946 in Vol. 14 of Maps, Pg. 47, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 002-001-031-1449)

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 8th day of April, 1986, 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

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-343

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB 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 (BOB G. EDWARDS, 521 E. ROSEBURG AVENUE, $1,924.00)

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 December 11, 1984, adopt its Resolution No. 84-949, 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 on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,924.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,924.00, 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 9 of Bl. 1125 of Happy Homesites as per map filed April 3, 1946, in Vol. 14 of Maps, Pg. 47, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 002-001-031-1450)

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 8th day of April, 1986, 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

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-344

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB 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 (PETER P. ROJO, 1405 MELROSE AVE., $1,324.00)

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 December 11, 1984, adopt its Resolution No, 84-949, 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 on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,324.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,324.00, 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:

Commencing at the true S./E corner of Lot 12 of Coolidge Colony as per map filed 11/15/10 in Vol. 5 of Maps, Pg. 17, Stan. Cty. Records; thence N. 132' and W.30.38' to the Point of Beginning; thence continuing W. 70' thence South 132'; thence E. 70'; thence N. 132' to the Point of Beginning.
(Stan. Cty. Assessor's Parcel No. 31-06-47)

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 8th day of April, 1986, 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

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-345

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB 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 (ROBERT S. MONTGOMERY, 1312 MELROSE AVE., $2,914.00)

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 December 11, 1984, adopt its Resolution No. 84-949, 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 on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $2,914.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $2,914.00, be assessed in 10 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:

Beginning at a point that is N. 25' and E. 20' from the S/W corner of Lot 25 of Mensinger Colony as per map filed May 18, 1909, in Vol. 4 of Maps, Pg. 25, Stan. Cty. Records; thence N. 85'; thence E. 145.07'; thence S. 85.00'; thence W. 145.06' to the Point of Beginning.

(Stan. Cty. Assessor's Parcel No. 031-1463)

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 April, 19 86, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-346

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 (EUGENE R. ABEL, 1000 BEVERLY DRIVE AND 1027 PARADISE ROAD, $2,123.00)

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 December 11, 1984, adopt its Resolution No. 84-949, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $2,123.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $2,123.00, 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:

Beginning at a point that is North 44° 55 East, 298.00 feet from the Southeast corner of Lot 34 of Paradise Tract, as per map filed April 20, 1916, in Volume 8 of Maps, Page 39, Stanislaus County Records; thence North 40° 05' West, to the North line of said Lot 34; thence East 230.00 feet; thence South 49° 55' West, 186.08 feet to the Point of Beginning.

(Stanislaus County Assessor's Parcel No. 37-07-17); and

Beginning at a point that is North 49° 55' East, 176.40 feet from the most Southern corner of Lot 34 of Paradise Park Tract as per map filed April 20, 1916, in Volume 8 of Maps, Page 39, Stanislaus County Records; thence North 49° 55' East, 121.6 feet; thence North 40° 05' West to the North line of Lot 34; thence South 89° 30' West 157.06 feet; thence South 40° 05' East to the Point of Beginning.

(Stanislaus County Assessor's Parcel No. 37-07-18)

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 8th day of April , 1986 , 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-347

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 (CHARLIE L. AND CLARA E. BINGLE 1516 PEARL STREET, $372.00)

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 14, 19 85, adopt its waived by property owner 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 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 $372.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $372.00, be assessed in 8 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 19 of Bl. 6080 of Wilen Tract as per map filed April 27, 1945, in Vol. 14 of Maps, Pg. 32, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 117-10-38)

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 April, 19 86, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-348

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 (MARY BYINGTON, 1520 PEARL STREET, $392.00)

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 15, 19 85, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 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 $392.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $392.00, be assessed in 8 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 20 of Bl. 6080 of Wilen Tract as per map filed April 27, 1945 in Vol. 14 of Maps, Pg. 32, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 117-10-37)

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 April, 1986, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-349

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 (KIM R. MONTGOMERY, 1532 PEARL STREET, $452)

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 October 16, 1985, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $452.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $452.00, 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 23 of Bl. 6080 of Wilen Tract as per map filed April 27, 1945 in Vol. 14 of Maps, Pg. 32, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 117-10-34)

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 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 8th day of April, 1986, 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

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-350

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK REPAIR 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 (RICHARDS, TALLENT, DUROSETTE, 1130 COFFEE ROAD, $231)

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 11, 1984, 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 sidewalk repair on property abutting the property hereafter described; and

WHEREAS, April 8, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $231.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $231.00, 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 A of Bl. 1099 of Coffee Square Professional Center as per map filed July 11, 1980, in Vol. 29 of Maps, Pg. 24, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 032-56-11)

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 8th day of April, 1986, 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

(Regular)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-351

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 (EDWARD M. AND VERNA G. SANCHEZ, 421 ROSINA AVENUE, $351)

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 March 7, 1986, 19____, 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 sidewalk on property abutting the property hereafter described; and

WHEREAS, April 8, 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 $351.00.

SECTION 2. That the cost of the aforesaid work, being the amount of $351.00, be assessed in 8 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:

The N. 36' and the S. 32' of Lot 3 of Bl. 2130 of Covena Park Tract No. 2 as per map filed April 16, 1946 in Vol. 14 of Maps, Pg. 49, Stan. Cty. Records.

(Stan. Cty. Assessor's Parcel No. 116-01-29)

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 April, 1986, 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

(Installment)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-352

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REPAIR OF THE OUTFALL TRUNK SEWER

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

SECTION 1. The plans and specifications for the repair of the outfall trunk sewer

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 29, 1986, 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-353

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 the furnishing of 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 May 6, 1986, 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-354

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR OVERLAY OF LOT 3 AT 12TH AND I STREETS

WHEREAS, Resolution No. 86-244, adopted by the Council of the City of Modesto on March 4, 1986, approved the plans and specifications for the overlay of Lot 3 at 12th and I Streets and authorized the calling for bids; and

WHEREAS, the bids received for the overlay of Lot 3 at 12th and I Streets were opened at 3:00 p.m. on April 1, 1986, 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 George Reed, Inc. in the amount of $9,666 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 $9,666 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-355

A RESOLUTION ACCEPTING THE BID OF HERITAGE FORD FOR FURNISHING ONE CRANE TRUCK AND ONE ELECTRICAL VAN

WHEREAS, Resolution No. 86-225, adopted by the Council of the City of Modesto on February 25, 1986, approved the plans and specifications for the purchase of one utility crane truck and three vans and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one utility crane truck and three vans were opened at 3:15 p.m. on March 25, 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 Heritage Ford in the amount of $35,735 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Heritage Ford in the amount of $35,735 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 April, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-356

A RESOLUTION ACCEPTING THE BID OF DOW HAMMOND TRUCKS COMPANY FOR FURNISHING TWO PARKS MAINTENANCE VANS

WHEREAS, Resolution No. 86-225 adopted by the Council of the City of Modesto on February 25, 1986 , approved the plans and specifications for the purchase of one utility crane truck and three vans

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one utility crane truck and three vans

were opened at 3:15 p.m. on March 25, 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 Dow Hammond Trucks Company in the amount of $29,493

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 Trucks Company in the amount of $29,493

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 April , 1986 , 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-357

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF ONE EMERGENCY STANDBY GENERATOR FROM WILLIAMS AND LANE

WHEREAS, the emergency standby generator located at Fire Station #1 broke down and is not considered worth repairing; and

WHEREAS, because Fire Station #1 is presently without emergency power capabilities, staff proceeded to request proposals from generator distributors located in Northern California with the lowest acceptable proposal coming from William and Lane.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one emergency standby generator is hereby waived.

BE IT FURTHER RESOLVED that purchase of one emergency generator from Williams and Lane for the total price of $12,970 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-358

A RESOLUTION ACCEPTING THE REMODELING OF THE CITY CLERK'S OFFICE AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the** remodeling of the City Clerk's Office **has been ccmpleted by** B & L Builders, Inc. **in accordance with the contract agreement dated** August 13, 1985.

NOW, THEREFORE, BE IT RESOLVED that the remodeling of the City Clerk's Office **be accepted from said contractcr,** B & L Builders, Inc.; **that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of** $8,125 **as provided in the contract, be authorized.**

The foregcing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th **day of** April, **19** 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-359

A RESOLUTION ACCEPTING THE BID OF HOWK WELL & EQUIPMENT COMPANY FOR THE CONSTRUCTION OF PUMP STATION NO. 46

WHEREAS, Resolution No. 86-242, adopted by the Council of the City of Modesto on March 4, 1986, approved the plans and specifications for the construction of Pump Station No. 46 and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Pump Station No. 46 were opened at 11:00 a.m. on March 25, 1986, 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 Howk Well & Equipment Company in the amount of $74,889 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Howk Well & Equipment Company in the amount of $74,889 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-360

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE STRENGTHENING OF THE WATER SYSTEM ON 13th STREET

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

SECTION 1. The plans and specifications for the strengthening of the water system on 13th Street copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 22, 1986, 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-361

A RESOLUTION AUTHORIZING ISSUANCE OF A PURCHASE ORDER TO FAILURE ANALYSIS ASSOCIATED TO INVESTIGATE DEFICIENCIES IN THE REFUELING PIPING IN THE METHANE SYSTEM

WHEREAS, the cause of deficiencies in the refueling piping in the refueling piping needs to be determined so that repairs can be made; and

WHEREAS, Failure Analysis Associates (FaAA) of Palo Alto specializes in determining causes of the failure of mechanical and piping systems such as the methane refueling system.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the City Manager is authorized to approve a purchase order to investigate deficiencies in the refueling piping in the methane system.

BE IT FURTHER RESOLVED that purchase of investigative services of Failure Analysis Associates for an estimated cost of $5,000, 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-362

A RESOLUTION APPROVING THE FINAL MAP OF THE SASH COURT SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, CENTRAL STATE FINANCIAL CORP., a California corporation

will be
~~is~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.687 acres, known as the SASH COURT Subdivision, immediately following recordation of the subdivision map, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 2nd 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 SASH COURT 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 8th day of April, 19 86, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

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. 86-363

AMENDED
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND GILLIG CORPORATION TO AUTHORIZE PARTIAL PAYMENT FOR TWO BUSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended/agreement between the City of Modesto and Gillig Corporation to authorize partial payment for two buses

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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-364

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 Musrum beginning April 14, 1986,

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 April, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-365

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MAR ADDAI PARISH, APOSTOLIC CATHOLIC ASSYRIAN CHURCH OF THE EAST, TURLOCK FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 1457 MABLE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mar Addai Parish, Apostolic Catholic Assyrian Church of the East, Turlock, for water service to property outside City limits at 1457 Mable Avenue, located on the north side of Mable Avenue between Atwood Drive and Beyer Park 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 8th day of April, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-366

A RESOLUTION GRANTING APPROVALS TO THE MODESTO JAYCEES FOR A FIREWORKS DISPLAY AND PARADE FOR THE 1986 FOURTH OF JULY CELEBRATION IN THE CITY OF MODESTO, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the Modesto Jaycees (hereinafter referred to as the Jaycees) has filed a request with the City Council for permission to have a fireworks display on July 4, 1986, and a parade on July 4, 1986, both of which will be held to celebrate the 1986 Fourth of July, and

WHEREAS, the Council deems it appropriate to grant approvals and assistance to the Jaycees 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 Modesto Jaycee's 1986 Fourth of July Celebration fireworks display and parade:

1. The Jaycees are granted permission to use John Thurman Field for display of fireworks on the evening of Friday, July 4, 1986, 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 7, 1986, 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 a standby fire truck 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 Friday, July 4, 1986.

4. "I" Street, between 11th and 12th Streets will be barricaded between 9:30 a.m. and 2:30 p.m. on Friday, July 4, 1986, for the parade.

5. 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 prior to 9:00 a.m. for use for the parade on Friday, July 4, 1986.

6. The Jaycees 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 Jaycees.

7. The following parade route is approved as the parade route to be used on Friday, July 4, 1986, 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; 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 Jaycees a total of Seven Thousand Five Hundred and no/100ths ($7,500.00) Dollars to help defray some of the Jaycees' expenses such as insurance, postage, etc. for the 1986 Fourth of July fireworks display, and parade.

10. The City will provide police assistance as deemed necessary by the Chief of Police.

BE IT FURTHER RESOLVED that the following conditions shall apply to the request of the Modesto Jaycees relating to their 1986 fireworks display and parade:

1. The City of Modesto shall indemnify and hold harmless the Modesto Jaycees 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. The Modesto Jaycees shall indemnify 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 Jaycees' use of John Thurman Field and the streets and areas adjacent thereto for the Jaycees' Fireworks display and the use of City facilities for the Jaycees' parade.

3. The Jaycees shall furnish to the City Clerk of City current and valid certificate(s) of insurance evidencing Public Liability insurance as shall protect the Jaycees and its agents and employees from claims for damages

for bodily injury, sickness and disease, including death resulting therefrom, and property damage which may arise out of the Jaycees' use of John Thurman Field and the areas adjacent thereto for the Jaycees' fireworks display and the use of City facilities for the Jaycees' parade.

The amounts of Public Liability insurance shall be as follows:

Combined Single Limits of not less than One Million and no/100ths ($1,000,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and for claims for property damage.

The Jaycees' liability policies, (and the valid certificate(s) of insurance which is (are) to be furnished to the City Clerk), shall contain contractual liability certification provisions stating that the policies are extended to cover the liability assumed by the Jaycees 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 July 3, 1986.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the Modesto Jaycees with a copy of this resolution. The Jaycees 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 15th day of April, 1986, 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, City Attorney

MEMORANDUM

DATE: April 7, 1986

TO: City Manager

FROM: Fire Chief

SUBJECT: Fireworks Display - July, 1986 - 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, 1986.

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 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.

R. Bruce Simons

RBS/gd

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-367

A RESOLUTION ACCEPTING THE BID OF JHL OFFICE INTERIORS FOR FURNISHING CHAIRS, CHAIR TRUCK, AND TABLE TRUCK FOR TUOLUMNE RIVER REGIONAL PARK FACILITY

WHEREAS, Resolution No. 86-211, adopted by the Council of the City of Modesto on February 18, 1986, approved the plans and specifications for the purchase of chairs and tables for the Tuolumne River Regional Park facility and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of chairs and tables for the Tuolumne River Regional Park facility were opened at 3:10 p.m. on March 18, 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 JHL Office Interiors for furnishing chairs, chair truck, and table truck be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of JHL Office Interiors for furnishing chairs, chair truck, and table truck 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-368

A RESOLUTION ACCEPTING THE BID OF OFFICE INDUSTRIAL FURNISHERS FOR FURNISHING TABLES FOR THE TUOLUMNE RIVER REGIONAL PARK FACILITY

WHEREAS, Resolution No. 86-211, adopted by the Council of the City of Modesto on February 18, 1986, approved the plans and specifications for the purchase of chairs and tables for the Tuolumne River Regional Park facility and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of chairs and tables for the Tuolumne River Regional Park facility were opened at 3:10 p.m. on March 18, 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 Office Industrial Furnishers for furnishing tables be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Office Industrial Furnishers for furnishing tables 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-369

A RESOLUTION ACCEPTING THE BID OF HOWK WELL & EQUIPMENT CO., INC. FOR THE REPLACEMENT OF THE DESANDER UNIT AT PUMP STATION NO. 27

WHEREAS, Resolution No. 86-300, adopted by the Council of the City of Modesto on March 25, 1986, approved the plans and specifications for the replacement of the desander unit at Pump Station No. 27 and authorized the calling for bids; and

WHEREAS, the bids received for the replacement of the desander unit at Pump Station No. 27 were opened at 11:00 a.m. on April 8, 1986, 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 Howk Well & Equipment Co., Inc. in the amount of $24,540 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Howk Well & Equipment Co., Inc. in the amount of $24,540 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 April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-370

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE WATER SYSTEM STRENGTHENING ON SYCAMORE AVENUE FROM ROSEBURG TO ORANGEBURG

WHEREAS, Resolution No. 86-301, adopted by the Council of the City of Modesto on March 25, 1986, approved the plans and specifications for the water system strengthening on Sycamore Avenue from Roseburg to Orangeburg and authorized the calling for bids; and

WHEREAS, the bids received for the water system strengthening on Sycamore Avenue from Roseburg to Orangeburg were opened at 11:05 a.m. on April 8, 1986, 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 $47,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline, Inc. in the amount of $47,000 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 15th day of April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-371

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 8.74 acres of walnut trees, located on the Woodland Neighborhood Park site, which surplus personal property could best be sold on a sealed bid basis, and

WHEREAS, said property has become surplus to the City's needs due to the development of Woodland Neighborhood Park site requiring the removal of said walnut trees,

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, said 8.74 acres of walnut trees, located on the Woodland Neighborhood Park site, 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 walnut trees cannot be sold on a sealed bid basis as provided for above, they 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 15th day of April, 1986, 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 E. Lynn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-372

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 twenty-seven (27) 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 1985 alone, the Police Reserves served a total of Ten Thousand Seven Hundred and Fifty-one (10,751) 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 1985, 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 15th day of April, 1986, 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. 86-373

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 APPROVAL OF THE WESSON RANCH NEIGHBORHOOD PARK MASTER PLAN.

WHEREAS, on April 15, 1986, the City Council adopted a motion giving approval to a project relating to the Wesson Ranch Neighborhood Park Master Plan, 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 Wesson Ranch Neighborhood Park Master Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 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 E. Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-374

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1985-86.

WHEREAS, it has been determined that certain adjustments are required to the Annual Budget of the City of Modesto for Fiscal Year 1985-86,

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 1985-86.

GENERAL FUND (FUND NO. 010)

Revenue Adjustments		Increase (Decrease)
Agy/Org/Source	Description	Amount
	Sales & Use Tax	$200,000
	Utility Users Tax	275,000
	Motor Vehicle License Fees	570,000
	Business License Mill Tax	75,000

Appropriation Adjustments		
Agy/Org/Object	Description	
160/1601/0218	Equipment Pool Charge	5,928
030/0322/0209	Training Expense	16,100
180/1822/0130	Overtime	7,500
180/1832/0130	Overtime	30,000
502/6402/Undetermined	Unemployment Ins. Abatement	(181,220)
502/6502/0205	Printing & Binding	1,280
502/6502/0235	Services, Prof. & Other	22,590
502/6502/0460	Library Contribution	109,577
700/7000/7130	Transfer out to Special Fund for Capital Outlay	9,000
700/7000/7890	Transfer out to Tuolumne Park	(171,950)
800/8000/8003	Contingency Reserved	1,271,195

NONGENERAL FUND ADJUSTMENTS

Fund/Agy/Org	Rev Source or Expend Object	Description	Increase Revenue	(Decrease) Approp.
070/510/9510	3310	County Share of Street Project	$(14,000)	
070/800/8000	8003	Contingency Reserve		$(14,000)
130/030/P257	6000	Microfilm Camera		9,000
130/700/7000	9010	Transfer in from General Fund	9,000	
130/800/8000	8003	Contingency Reserve		88,124
130/700/7000	7200	Transfer out to Revenue Sharing Fund		(88,124)
140/510/9510	3134	State Grant	45,908	
140/310/G315	6000	Davis Community Park		45,908
150/510/9510	3134	State Grant	45,907	
150/310/P290	6000	Downey Community Park		45,907
180/510/9510	3134	State Grant	100,000	
180/510/9510	8107	Donations	(42,000)	
180/380/P282	6000	McHenry Mansion Elevator		29,000
180/380/P283	6000	McHenry Mansion Rest Room		29,000
200/310/G415	6000	Dry Creek Regional Park		(150,000)
200/800/8000	8003	Contingency Reserve		61,876
200/700/7000	9130	Transfer in from Special Fund for Capital Outlay	(88,124)	
651/160/1672	0232	Transit Operating Contract		36,000
651/510/9510	3158	Local Transportation Alloc	11,160	
651/510/9510	3301	County Transportation Alloc	3,240	
651/510/9510	3525	Federal Transportation Grant	14,400	
651/510/9510	4504	Passenger Revenue	7,200	
652/160/1673	0232	Transit Operating Contract		27,000
652/510/9510	3158	Local Transportation Alloc	8,370	
652/510/9510	3301	County Transportation Alloc	2,430	
652/510/9510	3525	Federal Transportation Grant	10,800	
652/510/9510	4501	Passenger Revenue	5,400	
890/510/9510	3701	TRRP Apportionments	(456,000)	
890/700/7000	9010	Transfer in from General Fund	(171,950)	
890/310/P329	6000	Land Acquisition		(174,126)
890/310/P608	6000	Ampitheatre/Sports Field		(848,520)
890/800/8000	8003	Contingency Reserve		394,696

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 15th day of April, 1986, 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. 86-375

A RESOLUTION APPROVING THE REQUEST OF ORANGEBURG MEDICAL GROUP FOR REFUND OF $796.08 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Orangeburg Medical Group for refund of $796.08 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 15th day of April, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-376

A RESOLUTION AFFIRMING THAT THE HOUSING MAINTENANCE PROGRAM IS A MANDATORY PROGRAM IN DESIGNATED TARGET AREAS.

WHEREAS, the Citizens Housing and Community Development Committee at a meeting on March 27, 1986, recommended to the City Council that the City Council reaffirm that the Housing Maintenance Program is a mandatory program in designated target areas,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Housing Maintenance Program, as carried out by the Housing Program Office, is and has been from its inception, a mandatory program in designated target areas, and that all dwelling units in an active target area shall be subject to a mandatory building inspection to determine compliance with the Modesto Housing Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1986, 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

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-377

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.

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 15th day of April, 1986, 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

CITY OF MODESTO
HOUSING PROGRAM OFFICE

Program Policy Changes
Recommended by Rehabilitation Loan Pool Subcommittee
3/17/86

1. Should TOTAL Household Income Be Adopted As The Fundamental Eligibility Guideline?

Approval of this policy would remove the age requirement from all CDBG loan programs and make total household income the main eligibility guideline within the parameters of each loan program. This would allow very-low income (less than 50% M.A.I.- Median Area Income) owner-occupants living in the mandatory Target Area of the Housing Maintenance Program to qualify for a 3% Deferred Payment Loan (DPL), rather than a required payment loan which they may be denied if they can not afford monthly payments.

It would allow very-low income handicapped owner-occupants to qualify for a 3% Deferred Payment Loan City-wide, rather than a required payment loan, under the Handicapped Barrier Removal Program.

It would also change the Senior Citizen Emergency Home Repair Program into a City-wide Emergency Home Repair Program that would enable very-low income owner-occupants only to qualify for a 3% Deferred Payment Loan with a maximum cap of $5000, plus permit and loan fees for correcting health and safety items only.

These Deferred Payment Loans would not be assumable and would have a 20-year term. The owner-occupants would still have to have enough equity in the property to adequately secure the loan with a maximum loan-to-value ratio of 100%.

All Emergency Home Repair Loans are reviewed and approved by the Housing Program Officer on behalf of the Rehabilitation Loan Pool Subcommittee in order to minimize delay in correcting the hazardous conditions. All other loans will be submitted to the Rehabilitation Loan Pool Subcommittee in accordance with standard program guidelines.

Removal of the age requirement would move the City's guidelines closer to the Federal requirements and reporting data that rely on total household income, and will enable the City to assist the very-low income families who are presently ineligible for any assistance.

2. *Should Loans Be Made Assumable?*

Approval of this policy would make loans assumable for payment required loans only:

a) 3% payment required loan
b) 5% payment required loan

The 3% - 5% payment required loans would be assumable by an owner-occupant who fulfills loan guidelines of low-to-moderate income (80% of Median Area Income), ability to make the payments, and a favorable equity position to secure the loan to a maximum of 90% loan-to-value ratio.

Non-occupant owners (Investors) and any qualified buyer above the 80% M.A.I. would be eligible to assume rehabilitation loans at 5% interest with an 80% maximum loan-to-value ratio.

All requests to assume a CDBG loan will be sent to the Rehabilitation Loan Pool Subcommittee for their approval.

3. Should There Be A Maximum Loan-To-Value Ratio of 80% For Non-Occupant Owners (Investors)?

All investor loans would be at a maximum of 80% loan-to-value ratio, and be subject to Rehabilitation Loan Pool Subcommittee approval as a "bankable" loan.

4. Should Property In Current And Former Target Areas Remain Continuously Eligible For A Loan, Provided That The Owner Meets Underwriting Criteria?

Approval of this policy would enable homes previously rehabbed and now requiring more repairs to be brought up to standard again, and homes that had never received financing under the Program to remain eligible for financing, within these guidelines:

a) Only health and safety items are eligible for loans.
b) Property owner meets income guidelines and has sufficient equity to secure the total debt against the property.

All loans made under this policy would require Rehabilitation Loan Pool Subcommittee approval.

5. Should The Maximum Grant Amount Be Increased?

Approval of this policy would raise the maximum amount of a grant to owner-occupants from the current cap of $2500 to$5000. All grants are subject to the approval of the Rehabilitation Loan Pool Subcommittee.

Revised Income Guidelines As Approved
By Rehabilitation Loan Pool Subcommittee

Type of Financial Assistance	Who's Eligible
Grant	**Owner-Occupant Only**
• $5,000 Maximum • Health and safety items only • May not be used in conjunction with a loan	Household income does not exceed 50% of the Median Area Income
3% Deferred Payment Loan	**Owner-Occupant**
• Loan-to-value ratio not to exceed 100% of after rehab market value • 20 year term • Loan is not assumable	Household income does not exceed 50% of the Median Area Income
3% Payment Required Loan	**Owner-Occupant**
• Loan-to-value ratio not to exceed 90% of after rehab market value • 15 year term • Loan assumable by low/moderate income buyer, subject to RLPS approval and nominal fees	Household income does not exceed 80% of the Median Area Income
5% Payment Required Loan	**Owner-Occupant**
• Loan-to-value ratio not to exceed 90% of the after rehab market value • 15 year term • Loan assumable by a low/moderate income buyer, subject to RLPS approval and nominal fees	Household income exceeds 80% of the Median Area Income Nonoccupant owner, if they meet 50% - 80% of the Median Area Income
5% Payment Required Loan	**Nonoccupant Owner (Investor)**
• Loan-to-value ratio not to exceed 80% of the after rehab market value • 15 year term • Loan assumable by any qualified buyer, subject to RLPS approval and nominal fees	Income used for credit qualifying purposes only

MODESTO CITY COUNCIL
RESOLUTION NO. 86-378

A RESOLUTION ORDERING THE MONO-KERR REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated March 27, 1986, approved the proposed Mono-Kerr 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 Mono-Kerr Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Mono-Kerr 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 Empire 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 March 27, 1986, 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 Mono-Kerr 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 Empire 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 is hereby approved and 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 said Reorganization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 1986, 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, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Engineering Services Department

MONO-KERR REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 34, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Southern line of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being the intersection of the Western line of 60.00 foot Kerr Avenue with the Northern line of the 40.00 foot Modesto and Empire Traction Company Railroad Right of Way;

1. thence along the existing City Limits on said Southern line of ADDITION (55) and said Northern line of the Modesto and Empire Traction Company Railroad Right of Way, South 89° 48' 30" East, 60.00 feet, to the Eastern line of said 60.00 foot Kerr Avenue;

2. thence leaving the existing City Limits and along said Eastern line of Kerr Avenue, South 00° 37' 30" East, 253.34 feet, to the Northern line of the South one-half of Lot 3 in Block 4 of the MODESTO COLONY, as per map filed July 30, 1888 in Volume 1 of Maps, Page 33, Stanislaus County Records;

3. thence along said Northern line of the South one-half of Lot 3 in Block 4 of the Modesto Colony, South 89° 48' 30" East, 466.69 feet, to the Eastern line of said Lot 3;

4. thence along said Eastern line of Lot 3, South 00° 37' 30" East, 233.35 feet, to the Southeastern corner of Lot 3 and a point on the Northern line of 60.00 foot Mono Drive;

5. thence along said Northern line of Mono Drive and its Westerly extension, North 89° 48' 30" West, 526.69 feet, to said Western line of Kerr Avenue;

6. thence along the Western line of Kerr Avenue, North 00° 37' 30" West, 486.69 feet, to the point of beginning, containing 3.170 Acres, more or less.

Exhibit A

VII. APPLICANT'S STATEMENT

A. Please state the reason or reasons for the proposed reorganization.

This parcel is going to be developed in the near future. It is being planned as a septic tank development for 27 small industrial rentals. The cost of the septic tank system would be about what it would take to run a sewer line down Kerr to the Tenaya Trunk. This would also make it possible for some septic tank housing to connect easily in the future. It doesn't make sense to put money into septic tanks in an urban area when the job can be done right. If this parcel is developed on septic tanks, the flows are such that it would be prohibitively costly to connect to sewer in the future.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-379

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND J.H. KLEINFELDER AND ASSOCIATES TO REMOVE STODDARD SOLVENT FROM SOIL AND WATER AT 9TH AND L STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and J.H. Kleinfelder and Associates to remove stoddard solvent from soil and water at 9th and L Streets

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of April, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-380

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $250,000 FROM THE WATER FUND EXIGENCY RESERVE TO REMOVE STODDARD SOLVENT FROM SOIL AND WATER AT 9TH AND L STREETS

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

FROM:	Water Fund Exigency Reserve (610 800 8000 8004)	$250,000
TO:	Stoddard Solvent Cleanup (610 480 P846 6000)	$250.000

Increased funds needed to cover cost of stoddard solvent cleanup project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th **day of** April, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-381

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HAMILTON MERIDIAN INSURANCE ASSOCIATES FOR ADDITIONAL TRANSIT LIABILITY INSURANCE

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 $5 million of additional transit liability insurance

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 April, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-382

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 17-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-2.

WHEREAS, on April 22, 1986 the City Council introduced Ordinance No. 2415-C.S. giving approval to a project relating to an amendment to Section Map 17-3-9 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 Tully Road north of Mount Vernon 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 17-3-9 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 Tully Road north of Mount Vernon Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-383

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 R-2.

WHEREAS, on April 22, 1986 the City Council introduced Ordinance No. 2416-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 Medium Density Residential Zone, R-2, property located on the East side of Water Street South of East Coolidge 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 Medium Density Residential Zone, R-2, property located on the East side of Water Street, South of East Coolidge Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 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, 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. 86-384

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RESURFACING OF THE GRACEADA 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 Graceada 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 May 13, 1986, 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 April, 19 86, 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. 86-385

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE "K" STREET 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 "K" Street waterline strengthening

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 13, 1986, 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 22nd day of April, 1986, 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. 86-386

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL LARGE LAMP REQUIREMENTS

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

SECTION 1. The plans and specifications for furnishing annual large lamp 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 June 3, 1986, 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 22nd day of April, 19 86, 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. 86-387

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 furnishing 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 20, 1986, 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 April, 1986, 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. 86-388

A RESOLUTION ACCEPTING THE BID OF GENSTAR WESTERN STONE PRODUCTS, INC. FOR THE 1986 STREET OVERLAYS

WHEREAS, Resolution No. 86-302, adopted by the Council of the City of Modesto on March 25, 1986, approved the plans and specifications for the 1986 street overlays and authorized the calling for bids; and

WHEREAS, the bids received for the 1986 street overlays were opened at 11:00 a.m. on April 15, 1986, 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 Genstar Western Stone Products, Inc. in the amount of $350,827.45 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Genstar Western Stone Products, Inc. in the amount of $350,827.45 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 April, 1986, 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. 86-389

A RESOLUTION ACCEPTING THE BID OF BELL & HOWELL COMPANY FOR FURNISHING ONE ROTARY CAMERA

WHEREAS, Resolution No. 86-210 adopted by the Council of the City of Modesto on February 18, 1986 , approved the plans and specifications for the purchase of one rotary camera

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one rotary camera

were opened at 3:10 p.m. on March 11, 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 Bell & Howell Company in the amount of $17,646.94

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bell & Howell Company in the amount of $17,646.94

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 April , 1986 , 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. 86-390

A RESOLUTION ACCEPTING THE NORTH AND SOUTH RECIRCULATION CHANNEL AERATOR SYSTEMS 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 MARCH 14, 1986, 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 nort and south recirculation channel aerator systems 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 north and south recirculation channel aerator systems 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 $1,622,916.21 be authorized, as provided in the contract.

BE IT FURTHER RESOLVED that March 14, 1986, is hereby established as the date of commencement of the mechanical warranty on the north and south recirculation channel aerator systems 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 22nd day of April, 1986, 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. 86-391

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $2,509 FROM CONTINGENCY RESERVE TO FUND THE MODESTO HIGH SCHOOL MARCHING BAND & COLOR GUARD'S VISIT TO VERNON, BRITISH COLUMBIA

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)	$2,509
TO:	Miscellaneous Promotions (010 501 6302 1000)	$2,509

To fund Modesto High School Marching Band and Color Guard's visit to Vernon, British Columbia.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd **day of** April, 19 86, **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:**	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

RESOLUTION 86-392

UNUSED

MODESTO CITY COUNCIL
RESOLUTION NO. 86-393

A RESOLUTION OF INTENTION TO EXPEND FUNDS TO PERMIT THE POLICE DEPARTMENT TO PARTICIPATE IN THE CAL-ID SYSTEM, A NEW COMPUTERIZED FINGERPRINT SERVICE LOCATED IN THE CALIFORNIA DEPARTMENT OF JUSTICE.

WHEREAS, practitioners in the Criminal Justice System have been attempting to develop a computerized fingerprint system which would allow law enforcement agencies to access massive criminal fingerprint files maintained by both state and federal governments, and

WHEREAS, such a system has now been perfected by the California Department of Justice in cooperation with some of the larger law enforcement agencies in the state, and

WHEREAS, the necessary computer hardware and programming is readily available and funding for system access equipment has been made available during the coming year on a 70 percent/30 percent state and local cost basis, and

WHEREAS, state funding is based on a population criteria, and

WHEREAS, the law enforcement agencies in Stanislaus, Merced, Tuolumne and Mariposa counties have been combined into a single population unit, and it is necessary for all of the law enforcement agencies in those counties to make a commitment of their share of system costs by April 23, 1986, in order to insure the commitment of the state funds that are available, and

WHEREAS, Stanislaus County, Tuolumne County, Mariposa County and Merced County, and the City of Merced have already made commitments to participate in the CAL-ID System,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the participation of the Modesto Police Department in the CAL-ID System at a cost of up to $45,000 during the 1986-87 fiscal year.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of April, 1986, 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

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-394

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CLAUDIA HAGEN, dba BALLOONS OVER THE VALLEY, TO PERMIT A HOT AIR BALLOON EVENT AT THE MODESTO AIRPORT ON SEPTEMBER 20 AND 21, 1986

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Claudia Hagen, cba Balloons Over the Valley, to permit a hot air balloom event at the Modesto Airport on September 20 and 21, 1986

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 April, 1986, 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. 86-395

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN A PREAPPLICATION FOR A FEDERAL GRANT FOR MODESTO CITY-COUNTY AIRPORT FOR THREE PROJECTS INVOLVING CONSTRUCTION OF TAXIWAYS C AND E, TERMINAL AIRCRAFT PARKING APRON AND RUNWAY 10L BLAST PAD

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 construction of taxiways C and E, terminal aircraft parking apron and runway 10L blast pad, and in the amount of $396,000 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 22nd day of April, 1986, 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. 86-396

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RAFAEL O. AND CONSUELA M. ORTIZ FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS LOCATED AT 435 BRIGGS AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Rafael O. and Consuela M. Ortiz for sewer service to property outside City limits located at 435 Briggs 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 April, 1986, 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. 86-397

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO SUPPORTING PROPOSITION 46: RESTORATION OF GENERAL OBLIGATION BOND AUTHORITY TO THE VOTERS.

WHEREAS, General Obligation bonds are the least expensive form of borrowing available to local government agencies, and

WHEREAS, taxpayers can generally expect to save as much as 16.5 to 19 percent on the cost of raising capital when general obligation bonds, rather than revenue bonds, are issued, and

WHEREAS, the Constitution of the State of California currently prohibits the voters from approving the use of General Obligation bonds based on the property tax, and

WHEREAS, no matter how much the voters of a community want to build new schools or parks or other public construction projects, they are prohibited by the State Constitution from approving an increase in their own property taxes to finance such construction, and

WHEREAS, the voters should have the right to determine for themselves whether a public construction project is worth paying for, and

WHEREAS, the people should have the right to use the least expensive form of financing available, and

WHEREAS, Proposition 46 would restore to the voters the right to use General Obligation bonds, and

WHEREAS, Proposition 46 would permit the use of General Obligation bonds only for the purchase and improvement of real property, not for any other purpose, and

WHEREAS, Proposition 46 would require a two-thirds vote of the people voting in a subsequent election to approve any increase in their local property taxes,

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Modesto does hereby support Proposition 46, which will put the people in charge of determining any future increases in their local property taxes and restore to them the opportunity to use the least expensive form of financing available.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-398

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 R-2 TO P-D(398).

WHEREAS, on May 6, 1986, the City Council introduced Ordinance No. 2418-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 Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(398), property located on the west side of Coffee Road between Chadwick Court and East Fairmont 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 Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(398), property located on the west side of Coffee Road between Chadwick Court and East Fairmont Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-399

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(398).

WHEREAS, a verified application for an amendment to Section 21-3-9 of the Zoning Map was filed by Don Payne on February 10, 1986, to reclassify from Neighborhood Commercial Zone, C-1 and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(398), to allow an office building addition to the rear of an existing C-1 commercial use building, property located on the west side of Coffee Road between Chadwick Court and East Fairmont Avenue, described as follows:

All that certain property situated in a portion of the Southeast 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-1 to P-D

The East 130.00 feet of Parcel "2" as shown on that certain map recorded in Volume 25 of parcel maps, at page 72, Stanislaus County Records, on July 29, 1977.

Including the Western 45.00 feet of Coffee Road immediately adjacent to the above described property.

R-2 to P-D

Excepting therefrom the East 130.00 feet of aforementioned Parcel "2".

and

WHEREAS, after a public hearing held on March 17, 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. 86-57, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed planned development zone will enable a compatible development of an under-utilized site.

2. The proposed use of parapet walls in the building design and an 8-foot high masonry wall along property line plus conditions of approval will insure a degree of compatibility with adjacent residential uses.

and

WHEREAS, after a public hearing held on April 22, 1986, and thereafter continued to May 6, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Don Payne 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. 86-57 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2418-C.S. on the 6th day of May, 1986, reclassifying the above-described property from Neighborhood Commercial Zone, C-1 and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(398).

WHEREAS, after a public hearing held on March 17, 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. 86-57, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed planned development zone will enable a compatible development of an under-utilized site.

2. The proposed use of parapet walls in the building design and an 8-foot high masonry wall along property line plus conditions of approval will insure a degree of compatibility with adjacent residential uses.

and

WHEREAS, after a public hearing held on April 22, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Don Payne 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. 86-57 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2418-C.S. on the 6th day of April, 1986, reclassifying the above-described property from Neighborhood Commercial Zone, C-1 and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(398).

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(398), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan (and floor plans) titled "937 Coffee Road" as amended in red, stamped approved by the Planning Commission on March 17, 1986.

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 in that area adjacent to the parking area.

3. Fencing shall be constructed prior to occupancy and shall be as follows:

   a. Six-foot high fence in the 11-foot wide setback between the northwest corner of the proposed building and the eight-foot high wall along the west property line.

   b. Eight-foot decorative masonry wall along the entire west property line to a point of connection with the south wall of the proposed office expansion.

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 provide one street light in a location along the Coffee Road frontage as required by the Director of Engineering Services. Plans for said light shall be prepared by a registered civil engineering and approved by 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 the same building materials used in the major buildings as determined by the Director of Planning and Community Development.

9. 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.

10. Signs shall be permitted as follows:

    a. No signs shall be permitted above 8 feet in height on the south face of the building.

    b. Except for signs as permitted in the P-O zone, only the existing free-standing sign which measures 8 feet square and 17 feet at its highest point shall be permitted.

11. All signs shall comply with the sign requirements of the P-O Zone.

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 property owner shall participate in sharing the cost of a traffic signal in an amount consistent with the traffic signal policy when adopted, which funds shall be paid upon demand by the City.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(398):

The entire construction program be accomplished in one phase, construction to begin on or before May 1, 1988, and completion to be not later than May 1, 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. The development plan and development schedule for Planned Development Zone, P-D(398), set forth in Sections 2 and 3 above, shall not become effective unless and until Ordinance No. 2418 -C.S. , introduced on the 6th day of May , 1986, reclassifying the property to Planned Development Zone, P-D(398), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-400

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 P-D(344) to R-3.

WHEREAS, on May 6, _____, 1986 the City Council introduced Ordinance No. 2419 -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 Planned Development Zone, P-D(344), to Medium High Density Residential Zone, R-3, property located on the west corner of 16th and "G" Streets,

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 Planned Development Zone, P-D(344), to Medium High Density Residential Zone, R-3, property located on the west corner of 16th and "G" Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-401

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-D(284) to R-2.

WHEREAS, on May 6, , 1986 the City Council introduced Ordinance No. 2420 -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 Planned Development Zone, P-D(284), to Medium Density Residential Zone, R-2, property located on the south side of Sylvan Avenue east of Keller 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 10-3-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zone, P-D(284), to Medium Density Residential Zone, R-2, property located on the south side of Sylvan Avenue east of Keller Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6 day of May, 1986, 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 Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

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. 86-402

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-D(305) to R-2.

WHEREAS, on May 6, 1986 the City Council introduced Ordinance No. 2421-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 Planned Development Zone, P-D(305), to Medium Density Residential Zone, R-2, property located on the east side of Coffee Road north and south of Grand Prix 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 Planned Development Zone, P-D(305), to Medium Density Residential Zone, R-2, property located on the east side of Coffee Road north and South of Grand Prix Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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:	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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-403

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE SLURRY SEAL OF VARIOUS CITY STREETS - 1986

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

SECTION 1. The plans and specifications for the slurry seal of various city streets - 1986

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 20, 1986, 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 6th day of May, 1986, 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: McGrath, Muratore, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson, Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-404

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONANT 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 Conant Avenue water-line 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 20, 1986, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-405

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE IMPERIAL AVENUE WATERLINE STRENGTHENING

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

SECTION 1. The plans and specifications for the Imperial Avenue waterline strengthening 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 20, 1986, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-406

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE EAST LA LOMA PARK TENNIS COURT LIGHTING

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

SECTION 1. The plans and specifications for the East La Loma Park tennis court lighting copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 27, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-407

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE FAIRWAY NEIGHBORHOOD PARK SOCCER FIELD LIGHTING

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

SECTION 1. The plans and specifications for the Fairway Neighborhood Park soccer field lighting copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 27, 1986, 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 6th day of May, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-408

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR WATERLINE EXTENSION ON FARA BIUNDO DRIVE

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

SECTION 1. The plans and specifications for the waterline extension on Fara Biundo 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 May 27, 1986, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-409

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 27, 1986, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-410

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 May 27, 1986 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 May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-411

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING 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 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 May 27, 1986, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-412

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING JANITORIAL SERVICE 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 service 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 27, 1986, 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 May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-413

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR DIAL-A-RIDE SERVICE

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

SECTION 1. The plans and specifications for Dial-A-Ride service

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 24, 1986, 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-414

A RESOLUTION ACCEPTING THE BID OF SANCON ENGINEERING, INC. FOR THE REPAIR OF THE OUTFALL TRUNK SEWER

WHEREAS, Resolution No. 86-352, adopted by the Council of the City of Modesto on April 8, 1986, approved the plans and specifications for the repair of the outfall trunk sewer and authorized the calling for bids; and

WHEREAS, the bids received for the repair of the the outfall trunk sewer were opened at 11:00 a.m. on April 29, 1986, 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 Sancon Engineering, Inc. in the amount of $414,875 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Sancon Engineering, Inc., in the amount of $414,875 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 May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-415

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE ASPHALT CONCRETE CURB AND PAVING PROJECT AT THE WATER QUALITY CONTROL PLANT

WHEREAS, Resolution No. 86-323, adopted by the Council of the City of Modesto on April 1, 1986, approved the plans and specifications for the asphalt concrete curb and paving project at the Water Quality Control Plant and authorized the calling for bids; and

WHEREAS, the bids received for the asphalt concrete curb and paving project at the Water Quality Control Plant were opened at 11:05 a.m. on April 22, 1986, 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 $17,777 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 $17,777 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 May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-416

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE 13TH STREET WATERLINE STRENGTHENING PROJECT

WHEREAS, Resolution No. 86-360, adopted by the Council of the City of Modesto on April 8, 1986, approved the plans and specifications for the 13th Street waterline strengthening project and authorized the calling for bids; and

WHEREAS, the bids received for the 13th Street waterline strengthening project were opened at 11:00 a.m. on April 22, 1986, 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 $24,000 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline, Inc. in the amount of $24,000 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-417

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON AN APPLICATION BY MEDICOACH FOR A LIMITED AMBULANCE PERMIT TO PROVIDE NON-EMERGENCY TRANSPORTATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 20, 1986 , 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 application by Medicoach for a limited ambulance permit to provide non-emergency transportation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th **day of** May, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-418

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WENDEL AND ERNA TRINKLER FOR ACQUISITION OF 275± ACRES OF LAND FOR INDUSTRIAL EXPANSION OF THE WASTEWATER SYSTEM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wendel and Erna Trinkler for acquisition of 275± acres of land for industrial expansion of the wastewater 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 6th **day of** May, **19**86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-419

A RESOLUTION APPROVING AN EMERGENCY HYPER FLOOD IRRIGATION PLAN, INCLUDING CONTINGENCY PLANS FOR WASTEWATER DISCHARGE FOR THE SUMMER OF 1986, AND APPROVING AN APPROPRIATION TRANSFER OF $495,691 FROM CONTINGENCY RESERVE TO EMERGENCY DISCHARGE PLAN

WHEREAS, by a memo from the Director of Utility Services dated April 30, 1986, the City staff has proposed an emergency hyper flood irrigation plan, including contingency plans, for wastewater discharge for the summer of 1986, and

WHEREAS, the Council desires to approve said plans and appropriate funds to implement them,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the above referred to plans.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the following appropriation transfer is approved to implement the above referred to plans:

FROM:	Contingency Reserve: (621 800 8000 8003)	$ 495,691
TO:	Part time: (621 480 5214 0120)	$ 27,099
	Emergency Discharge: (621 480 P361 6000)	$ 468,592

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-420

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF IRRIGATION SERVICES FROM HAILWOOD INC. FOR THE 1986 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, 1986, and

WHEREAS, in order to meet the June 1, 1986, 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 1986 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 6th day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-421

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF FIELD PREPARATION SERVICES FROM ARSENIO LAND LEVELING, INC. FOR THE 1986 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, 1986, and

WHEREAS, in order to meet the June 1, 1986, 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 three 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 1986 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 $208,599 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-422

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF MOSQUITO CONTROL SERVICES FROM TURLOCK MOSQUITO ABATEMENT DISTRICT FOR THE 1986 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, 1986, and

WHEREAS, in order to meet the June 1, 1986, 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 1986 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 6th day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-423

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF PUMP RENTAL SERVICES FROM STANG HYDRONICS FOR THE 1986 SUMMER EMERGENCY WASTEWATER DISCHARGE PLAN.

WHEREAS, it is necessary to secure pump rental 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, 1986, and

WHEREAS, in order to meet the June 1, 1986, deadline, it is necessary to waive formal bid procedures and authorize certain work and equipment to be purchased on an informal basis, and

WHEREAS, Stang Hydronics is the sole source for the high capacity pumps required,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedures for the purchase of pump rental service for the 1986 summer emergency wastewater discharge plan is hereby waived.

BE IT FURTHER RESOLVED that purchase of pump rental services from Stang Hydronics for the total amount of $17,145 are hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-424

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF PIPELINE RENTAL SERVICES FROM RAIN FOR RENT FOR THE 1986 SUMMER EMERGENCY WASTEWATER DISCHARGE PLAN.

WHEREAS, it is necessary to secure pipeline rental 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, 1986, and

WHEREAS, in order to meet the June 1, 1986, 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 were received from the only two sources that can supply the size and quantity of irrigation pipe needed, 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 pipeline rental services for the 1986 summer emergency wastewater discharge plan are hereby waived.

BE IT FURTHER RESOLVED that purchase of pipeline rental services from Rain For Rent for the total price of $53,800 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-425

A RESOLUTION APPROVING THE REQUEST BY THE KING-KENNEDY MEMORIAL CENTER BOARD FOR CITY FINANCIAL ASSISTANCE FOR JUNE TEENTH DAY TO BE HELD ON JUNE 14, 1986, AT MELLIS PARK.

WHEREAS, the King-Kennedy Board of Directors, by letter dated April 7, 1986, requested financial assistance from the City of Modesto for the purpose of purchasing liability insurance for the June Teenth Day to be held on June 14, 1986, at Mellis Park, and

WHEREAS, said request for financial assistance was considered by the City Council at its meeting held on May 6, 1986.

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, Inc. for the purpose of purchasing liability insurance for the June Teenth Day to be held on June 14, 1986, at Mellis Park. Said contribution shall be for the amount of the premium for said liability insurance, but shall not exceed the amount of $1100.00.

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 6th day of May, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-426

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER 1986-87 PROPOSED BUDGET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 10, 1986, 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 1986-87 proposed budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-427

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE AUTHORITY FOR CALIFORNIA CITIES EXCESS LIABILITY (ACCEL) PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Authority for California Cities excess liability (ACCEL) program to participate in a risk sharing 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 6th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-428

A RESOLUTION APPROVING EASEMENT/AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO IRRIGATION DISTRICT TO INSTALL A WATERLINE IN THE MID RIGHT OF WAY ON THE NORTH SIDE OF LATERAL NO. 6, WEST OF MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the easement/agreement between the City of Modesto and Modesto Irrigation District to install a waterline in the MID right of way on the north side of Lateral No. 6, west of 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 6th day of May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-429

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GUS J. PAPATONE FOR THE LEASE OF THE PROPOSED ROSELLE NEIGHBORHOOD 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 the proposed Roselle 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 6th day of May, 1986, 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: [signature]
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-430

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR FISCAL YEAR 1986-87

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 20, 1986 , 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** Community Development Block Grant Application for fiscal year 1986-87.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th **day of** May, 1986, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-431

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 ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classification:

Equipment Service Worker

SECTION 2. CLASSIFICATION CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classifications:

Equipment Service Worker I

Equipment Service Worker II

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 3. EFFECTIVE DATE. This resolution shall become effective on and after May 6, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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 Elwyn L Johnson
ELWYN L JOHNSON, City Attorney

EQUIPMENT SERVICE WORKER I

DEFINITION

Under general supervision, to service and make minor adjustments to automotive and other power-driven equipment; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS

Positions allocated to this classification are intended to be filled by transfer or promotion of persons already employed by the City of Modesto. Positions in this class are intended to provide learning and work experience for regular employees looking for alternative career ladders within the City of Modesto.

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.)

Lubricates automotive and power equipment with the use of air pressure and hand lubrication tools; inspects and charges batteries; changes and repairs tires and tubes; checks fan belts, bearings, brooms, brakes, lights, and replaces dirt reflectors; drains and refills crankcases; inspects and fills gear boxes with lubricants; replaces light bulbs and fuses; replaces lubricant fittings; changes and adjusts spark plugs; performs minor maintenance and repair such as tune-ups and brake repair; may make minor mechanical adjustments; reports needs for major repairs; maintains lubrication records; operates gasoline pumps; keeps automobiles, trucks and other equipment supplied with gasoline, oil and water; assists an Equipment Mechanic in the performance of major mechanical repairs as required; cleans and washes motorized equipment; sweeps and vacuums car interiors; washes windows, tightens body bolts, sweeps, washes and otherwise keeps shop and equipment in a clean and orderly condition.

EMPLOYMENT STANDARDS

Experience:

Option I - One (1) year of full-time employment in a regular position with the City of Modesto.

or

Option II - Eighteen (18) months of full-time experience in a garage or service station involving maintenance and repair work, including tuneups, brake repair, and changing and repairing tires.

and

Employment Standards (Continued)

Knowledge of:

Tools, materials and procedures used in repair and adjustment of automotive equipment;
Lubricating devices, materials, and the maintenance service requirements of automotive and other power-driven equipment;
Common automotive parts and supplies;
Safe work practices and procedures.

and

Ability to:

Demonstrate a high degree of mechanical aptitude;
Perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight;
Understand and carry out oral and written directions;
Maintain simple records;
Read and write at the level required for successful job performance;
Maintain cooperative working relationships.

and

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles.

Possession of a minimum set of mechanic hand tools up to 1" and a tool box within three (3) months of appointment.

EQUIPMENT SERVICE WORKER II

DEFINITION

Under general supervision, to service and make minor adjustments to motor sweepers and other power-driven equipment; to assist in the servicing and maintenance of City transit buses; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS

Positions allocated to this classification are assigned to the servicing and maintenance of motor sweepers and transit buses of the City of Modesto. Assignments are intended to be filled by regular employees in the class of Equipment Service Worker I.

EXAMPLES OF DUTIES

Assists an Equipment Mechanic in the performance of major mechanical repairs as required; inspects and makes repairs to motor sweepers, as required; assists in the servicing and maintenance of City transit buses; lubricates automotive and power equipment with the use of air pressure and hand lubrication tools; inspects and charges batteries; changes and repairs tires and tubes; checks fan belts, bearings, brooms, brakes, lights, and replaces dirt reflectors; drains and refills crankcases; inspects and fills gear boxes with lubricants; replaces light bulbs and fuses; replaces lubricant fittings; changes and adjusts spark plugs; performs minor maintenance and repair such as tune-ups and brake repair; may make minor mechanical adjustments; reports needs for major repairs; maintains lubrication records; operates gasoline pumps; keeps transit buses, motor sweepers, automobiles, trucks and other equipment supplied with gasoline, oil and water; cleans and washes motorized equipment; sweeps and vacuums car interiors; washes windows, tightens body bolts, sweeps, washes and otherwise keeps shop and equipment in a clean and orderly condition.

EMPLOYMENT STANDARDS

Experience:

Option I - Six (6) months of full-time employment in a regular position as an Equipment Service Worker I with the City of Modesto.

or

Option II - Two (2) years experience in garage or service station work involving maintenance and repair work, including tuneups, brake repair, and changing and repairing tires.

and

Employment Standards (Continued)

Knowledge of:

Tools, materials and procedures used in repair and adjustment of automotive equipment;
Lubricating devices, materials, and the maintenance service requirements of automotive and other power-driven equipment;
Common automotive parts and supplies;
Safe work practices and procedures.

and

Ability to:

Perform minor mechanical work on City owned motor sweepers;
Inspect motor sweepers to locate difficulties and estimate the cost and time of repairs;
Use a variety of tools and equipment with skill;
Perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight;
Understand and carry out oral and written directions;
Maintain shop and repair records;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

Possession of a valid Class 2 Driver's license issued by the California Department of Motor Vehicles within two (2) months of appointment.

Possession of a minimum set of mechanic hand tools up to 1" and a tool box.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-432

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 85-422 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. 85-422. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", attached to Resolution No. 85-422, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classifications of Equipment Service Worker I, Range 119.0, and Equipment Service Worker II, Range 120.5, and deletes the classification of Equipment Service Worker, Range 119.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after May 6, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1985-86

(Effective 6-25-85, Amended 8-27-85, 9-10-85, 12-3-85, 12-24-85, 1-21-86, 2-18-86, 3-25-86, 5-6-86)

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
426.0	Administrative Analyst
422.0	Administrative Assistant
117.5	Administrative Clerk
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
022.0	Building Inspector I
125.0	Building Inspector II
426.5	Building Maintenance Supervisor
120.5	Building Maintenance Worker
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services

Range No.	Title of Classification
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
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 (Admin. Mgt.)
420.6	Executive Secretary (Conf.)
432.0	Finance Division Manager
531.0	Fire Battalion Chief
N/A	Fire Chief
211.0	Fire Engineer
123.0	Fire Equipment Mechanic
210.0	Fire Fighter
208.0	Fire Fighter Trainee
213.0	Fire Lieutenant
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
122.0	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
120.5	Maintenance Mechanic - Pumps
116.5	Maintenance Worker I
118.5	Maintenance Worker II
113.5	Maintenance Worker Trainee
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
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

Range No.	Title of Classification
122.5	Plant Mechanic
425.0	Plant Mechanical Maintenance Supervisor
632.0	Police Captain
114.5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
425.0	Police Records Supervisor
628.0	Police Sergeant
430.0	Principal Management Analyst
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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 Treatment 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
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 Specialist
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
197 Other
211

MODESTO CITY COUNCIL
RESOLUTION NO. 86-433

A RESOLUTION APPROVING THE FINAL MAP OF THE REDFORD ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, P & R ENTERPRISES, a general partnership,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.717 acres, known as the REDFORD ESTATES 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 January, 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 REDFORD 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 6th day of May, 19 86, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Council-

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-434

A RESOLUTION APPROVING THE FINAL MAP OF THE DIABLO HILLS UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, LODI DEVELOPMENT, INC., a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 16.962 acres, known as the DIABLO HILLS 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 5th 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 DIABLO HILLS 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 6th day of May, 1986, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Council-

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-435

A RESOLUTION APPROVING THE FINAL MAP OF THE VINTAGE FAIRE NO. 6 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, VINTAGE FAIRE DEVELOPMENT, INC., a California Corporation,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 7.97 acres, known as the VINTAGE FAIRE NO. 6 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 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 VINTAGE FAIRE 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 19 86, by Councilmember Patterson, who moved its adoption, which motion being duly seconded by Council-

member 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-436

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND R.D. MANGUM FOR ADDITIONAL SUBDIVISION CONSTRUCTION INSPECTION WORK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and R.D. Mangum for additional subdivision construction inspection work through June 30, 1986

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 May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-437

A RESOLUTION VACATING AND ABANDONING A 20-FOOT PUBLIC UTILITY EASEMENT IN BLOCK 6515 IN THE CITY OF MODESTO.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Block 6515 in the City of Modesto, described in Exhibit "A" attached hereto, which is a 20-foot public utility easement in Block 6515 in the City of Modesto, and

WHEREAS, the Council 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 use of the property described in Exhibit "A", attached hereto, which is a 20-foot public utility easement in Block 6515 in the City of Modesto, is no longer necessary for public utility easement purposes.

3. That from and after the date this resolution is recorded, the 20-foot public utility easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 20-foot public utility easement

located in Block 6515 in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby vacated and abandoned, such vacation and abandonment to be 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 6th day of May, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Mustain
Engineering Services Department

PARCEL 6515-8
LD 86-C

VACATE AND ABANDON THE 20-FOOT PUBLIC UTILITY EASEMENT IN BLOCK 6515

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southwest quarter of the Southwest quarter of Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, also being a portion of Parcels "A" and "B" as per map filed February 11, 1975 in Book 20 of Parcel Maps, Page 82, Stanislaus County Records, described as follows:

Beginning at the most Westerly corner of said Parcel "A", said point being on the Southeasterly line of West Briggsmore Avenue; thence along the Southwesterly line of said Parcel "A", South 44° 20' East, 10.00 feet to the true point of beginning of this description; thence continuing along said Southwesterly line of said Parcels "A" and "B", South 44° 20' East, 675.45 feet; thence along the Southern line of Parcel "B", South 89° 46' 10" East, 7.60 feet; thence along the Eastern line of Parcel "B", North 00° 13' 50" East, 20.79 feet, to a point on a line which is parallel with and 20.00 feet, measured at right angles, Northeasterly from said Southwesterly line of Parcels "A" and "B"; thence along said parallel line, North 44° 20' West, 666.32 feet, to a point on a concentric curve from which point a radial line bears South 44° 41' 04" East to the center; thence Southwesterly along said concentric curve concave to the Southeast, said concentric curve being 10.00 feet, measured radially, Southeasterly from the Northwesterly line of Parcel "A" and said Southeasterly line of West Briggsmore Avenue, said concentric curve having a Radius of 880.00 feet, a Central Angle of 1° 18' 08" and an Arc Length of 20.00 feet, to the point of beginning, from which point a radial line bears South 45° 59' 12" East to the center.

EXHIBIT A

MODESTO CITY COUNCIL
RESOLUTION NO. 86-438

A RESOLUTION APPROVING AN "OFFER TO PURCHASE" EASEMENT AGREEMENT BETWEEN THE CITY OF MODESTO AND HETCH HETCHY TO PURCHASE AN EIGHTY (80') FOOT EASEMENT FOR THE SEMALLON DRIVE CROSSING IN THE WESSON PLACE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the "offer to purchase" easement agreement between the City of Modesto and Hetch Hetchy to purchase an eighty (80') foot easement for the Semallon Drive crossing in the Wesson Place Subdivision be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said "offer to purchase" easement agreement by the designated 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 May, 1986, 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, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-439

A RESOLUTION ADOPTING AMENDMENTS TO THE STANDARD SPECIFICATIONS FOR ALL IMPROVEMENTS WITHIN THE PUBLIC RIGHT-OF-WAY IN 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" for improvements within the public right-of-way, said Standard Specifications to be prepared by the Director of Engineering Services and recommended by the Planning Commission, and

WHEREAS, the Standard Specifications for improvements within the public right-of-way currently in effect in the City of Modesto were adopted in 1984, and

WHEREAS, the Director of Engineering Services has recommended extensive amendments to the Standard Specifications which include several additions, deletions, or revisions, 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 April 7, 1986, and

WHEREAS, the Planning Commission, by Resolution No. 86-59, adopted on April 7, 1986, recommended to the City Council the adoption of amendments to the Standard Specifications for improvements within the public right-of-way in the City of Modesto as prepared by the Director of Engineering Services, and

WHEREAS, said proposed amendments to the Standard Specifications for improvements within the public right-of-way in 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 May 6, 1986, at which time the Council determined that the proposed amendments to the Standard Specifications for improvements within the public right-of-way in 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 for the City of Modesto for improvements in the public right-of-way.

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 for all improvements within the public right-of-way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-439

A RESOLUTION ADOPTING AMENDMENTS TO THE STANDARD SPECIFICATIONS FOR ALL IMPROVEMENTS WITHIN THE PUBLIC RIGHT-OF-WAY IN 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" for improvements within the public right-of-way, said Standard Specifications to be prepared by the Director of Engineering Services and recommended by the Planning Commission, and

WHEREAS, the Standard Specifications for improvements within the public right-of-way currently in effect in the City of Modesto were adopted in 1984, and

WHEREAS, the Director of Engineering Services has recommended extensive amendments to the Standard Specifications which include several additions, deletions, or revisions, 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 April 7, 1986, and

WHEREAS, the Planning Commission, by Resolution No. 86-59, adopted on April 7, 1986, recommended to the City Council the adoption of amendments to the Standard Specifications for improvements within the public right-of-way in the City of Modesto as prepared by the Director of Engineering Services, and

WHEREAS, said proposed amendments to the Standard Specifications for improvements within the public right-of-way in 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 May 6, 1986, at which time the Council determined that the proposed amendments to the Standard Specifications for improvements within the public right-of-way in the City of Modesto, as recommended by the Planning Commission, should be adopted as the Standard Specifications of the City of Modesto.

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 for the City of Modesto for improvements in the public right-of-way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of May, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-440

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AMENDMENT TO TITLE III - PUBLIC SAFETY, OF THE MODESTO MUNICIPAL CODE (TRAFFIC SIGNAL ASSESSMENT POLICY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 27, 1986, **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 amendment to Title III - Public Safety, of the Modesto Municipal Code (Traffic Signal Assessment Policy).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th **day of** May, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-441

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING PROPOSED KANSAS AVENUE NO. 5 REORGANIZATION TO THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 27, 1986 **, 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 proposed Kansas Avenue No. 5 Reorganization 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 6th **day of** May **,** 1986 **, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-442

A RESOLUTION APPOINTING MEMBER OF THE RECYCLING COMMITTEE (KAI ROBINSON)

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

SECTION 1. The following person is hereby appointed to the Recycling Committee for a term to be decided at a later date:

Kai Robinson
313 Bodem Avenue
Modesto, California

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Recycling 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 6th day of May, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 86-443

A RESOLUTION SUPPORTING PROPOSITION NO. 49 RELATING TO NONPARTISAN ELECTIONS.

WHEREAS, existing provisions of the California Constitution provide that judicial, school, county, and city offices shall be nonpartisan, and

WHEREAS, the Supreme Court and the State of California has ruled that neither the California Constitution nor the statutes prohibit political parties or their central committees from supporting, endorsing, or opposing candidates for nonpartisan office, and

WHEREAS, the concept of nonpartisan judicial and local elections has worked well for more than 70 years and has made a major contribution to California's well-deserved reputation for effective local government, and

WHEREAS, judges should be elected for their good character, diligence and objectivity and not their party affiliation, and

WHEREAS, while political parties provide a needed function at the national and state level, very large legislative bodies require party discipline in decision-making, there does not exist at the local level a comparable need where policies are negotiated and determined typically by five to seven elected officials,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby support Proposition No. 49 which will restore nonpartisanship to local elections which have historically served the citizens in California in good stead.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1986, 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 and Patterson

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. 86-444

A RESOLUTION ACCEPTING THE LA LOMA NEIGHBORHOOD TRAFFIC STUDY REPORT AND AUTHORIZING PAYMENT TO DKS ASSOCIATES, CONSULTANTS.

WHEREAS, by Modesto City Council Resolution No. 86-226 adopted on February 25, 1986, the Council set March 25, 1986, at 7:30 p.m. in the Council Chambers, City Hall, 801 11th Street as the time and place for consideration of an informal public hearing on the La Loma Neighborhood Traffic Study report, dated January 1986, which report was prepared by DKS Associates, Consultants, and

WHEREAS, by letter dated March 17, 1986, the La Loma area residents requested, that said proposed public hearing be continued to May 13, 1986, and

WHEREAS, at its meeting of March 19, 1986, the Council indicated its intent to continue the public hearing to May 13, 1986, at 7:30 p.m., and

WHEREAS, said public hearing was held by the Council on May 13, 1986, and the Council, after hearing evidence both oral and documentary, found and determined that the report should be accepted,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the LaLoma Neighborhood Traffic Study report, dated January 1986, which report was prepared by DKS Associates, Consultants, is hereby accepted.

BE IT FURTHER RESOLVED that payment to DKS Associates, Consultants, for preparation of the said report, is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: 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. 86-445

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 3, 1986, at 3:30 p.m. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-446

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF SWIMMING POOL CHLORINE AND MURATIC ACID

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 swimming pool chlorine and muratic 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 June 3, 1986, 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 13th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-447

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 furnishing 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 June 3, 1986, 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 13th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-448

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING EMERGENCY BREATHING EQUIPMENT

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

SECTION 1. The plans and specifications for furnishing emergency breathing 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 June 10, 1986, 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 13th day of May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-449

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE MORSE 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 Morse 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 June 3, 1986, 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 May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-450

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE 1986 CURB DRAIN REPAIR

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

SECTION 1. The plans and specifications for the 1986 curb drain repair 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 3, 1986, 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 May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-451

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE KANSAS AVENUE WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** the Kansas Avenue waterline extension **has been completed by** Bond Construction Company

in accordance with the contract agreement dated December 17, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the Kansas Avenue waterline extension **be accepted from said contractor,** Bond Construction Company;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $121,786 **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** May, **19**86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-452

A RESOLUTION ACCEPTING THE REFINISHING OF CLARIFIER NO. 1 AT THE WATER QUALITY CONTROL PLANT

WHEREAS, a report has been filed by the Director of Engineering **that the** refinishing of Clarifier No. 1 at the Water Quality Control Plant **has been completed by** Sancon Engineering

in accordance with the contract agreement dated March 25, 1986.

NOW, THEREFORE, BE IT RESOLVED that the refinishing of Clarifier No. 1 at the Water Quality Control Plant **be accepted from said contractor,** Sancon Engineering;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $57,000 **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** May, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-453

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF HI-RANGER CONTROL CONVERSION SERVICES FROM MOBILE HYDRAULIC EQUIPMENT

WHEREAS, the Parks and Recreation Department Service Division is requesting the purchase of Hi-Ranger control conversion services; and

WHEREAS, Mobile Hydraulic Equipment, Inc. is the Northern California dealership authorized to repair or modify Hi-Ranger brand equipment.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of Hi-Ranger control conversion services is hereby waived.

BE IT FURTHER RESOLVED that purchase of Hi-Ranger control conversion services from Mobile Hydraulic Equipment, Inc. in the amount of $5,189 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 May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-454

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING THE STANISLAUS COUNTY 1986 SOLID WASTE MANAGEMENT PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 27, 1986, 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 Stanislaus County 1986 Solid Waste Management Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th **day of** May, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-455

A RESOLUTION VACATING AND ABANDONING A FIVE-FOOT PORTION OF A TEN-FOOT PUBLIC UTILITY EASEMENT IN BLOCK O IN THE CITY OF MODESTO.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Block O in the City of Modesto, described in Exhibit "A" attached hereto, which is a 5-foot portion of a 10-foot public utility easement in Block O in the City of Modesto, and

WHEREAS, the Council 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 use of the property described in Exhibit "A", attached hereto, which is a 5-foot portion of a 10-foot public utility easement in Block O in the City of Modesto, is no longer necessary for public utility easement purposes.

3. That from and after the date this resolution is recorded, the 5-foot portion of the 10-foot public utility easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 5-foot portion of the 10-foot public utility easement located in Block O in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby

vacated and abandoned, such vacation and abandonment to be 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 13th day of May, 1986, 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, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Engineering Services Department

PARCEL O-1
LD 86-B

VACATE AND ABANDON 5-FEET OF THE EXISTING 10-FOOT
PUBLIC UTILITY EASEMENT IN BLOCK O

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southwest quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the most Northerly corner of Parcel B as per map filed January 22, 1979 in Book 28 of Parcel Maps, Page 56, Stanislaus County Records, said point being on the Western line of Burney Street; thence along the Northwestern line of said Parcel B, South 46° 28' 58" West, 6.93 feet, to its intersection with a line which is parallel with and 5.00 feet, measured at right angles, Westerly from the Eastern line of Parcel B and said Western line of Burney Street and the true point of beginning of this description; thence along said parallel line, South 00° 18' 54" West, 149.12 feet, to its intersection with a line which is parallel with and 5.00 feet, measured at right angles, Northeasterly from the Southwestern line of said Parcel B and the Northeastern line of 80.00 foot Fifteenth Street; thence along said last mentioned parallel line, North 43° 29' 30" West, 107.57 feet, to said Northwestern line of Parcel B; thence along the Northwestern line of Parcel B, North 46° 28' 58" East, 5.00 feet, to a point on a line which is parallel with and 10.00 feet, measured at right angles, Northeasterly from said Southwestern line of Parcel B; thence along said last mentioned parallel line, South 43° 29' 30" East, 95.14 feet, to a point on a line which is parallel with and 10.00 feet, measured at right angles, Westerly from said Eastern line of Parcel B; thence along said last mentioned parallel line, North 00° 18' 54" East, 131.89 feet, to said Northwestern line of Parcel B; thence along the Northwestern line of Parcel B, North 46° 28' 58" East, 6.93 feet, to the point of beginning.

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 86-456

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TRANSWORLD FINANCIAL, INC., FOR REIMBURSEMENT OF STORM SEWER INSTALLATION IN OAKDALE ROAD FOR A MINI-WAREHOUSE PROJECT (P-D(396)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Transworld Financial, Inc., for reimbursement of storm sewer installation in Oakdale Road for a mini-warehouse project (P-D(396) located on Oakdale Road between Manor Oak Drive and Floyd 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 13th **day of** May, **19** 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-457

A RESOLUTION ACCEPTING IMPROVEMENTS IN PIONEER VILLAGE NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Horn Construction , subdividers of Pioneer Village No. 2 Subdivision , have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $152,600 and $ 76,300 respectively to guarantee improvements in Pioneer Village No. 2 Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated May 6, 1986 , 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 Pioneer Village 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 $152,600 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 $76,300 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 May , 19 86 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-458

ASSIGNMENT OF LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND BEN C. AND JOYCE TURNER TO FEGM ENTERPRISES, 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 Ben C. and Joyce Turner to FEGM Enterprises, 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 assignment of lease/agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-459

A RESOLUTION ESTABLISHING LIMITATIONS ON THE USE OF WATER FROM THE MUNICIPAL WATER SYSTEM FROM JUNE 1, 1986, THROUGH AUGUST 31, 1986.

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 4 p.m. and 8 p.m. from June 1, through August 31, 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 3 p.m. and 8 p.m. from June 1, through August 31, and

WHEREAS, the University of California Cooperative Extension Service has advised that it is best to water lawns deeply, infrequently, and in the mornings, 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 4 p.m. and 8 p.m. of each day, Monday through Friday, from June 1, 1986, through August 31, 1986.

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 13th day of May, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-460

A RESOLUTION OF INTENTION TO CLOSE NORTH MORTON BOULEVARD TO MOTORIZED VEHICLES, BETWEEN JENNIE STREET AND NEW STATE HIGHWAY 132 IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 84-527.

WHEREAS, by Resolution No. 84-527, adopted on July 24, 1984, the City Council declared its intention to vacate and abandon North Morton Boulevard and Willow Street between Jennie Street and Grand Street, and

WHEREAS, said vacation and abandonments were requested by E. & J. Gallo Winery and were related to the proposed construction of a new State Highway 132 route to be located south of Jennie Street, and

WHEREAS, the City Council subsequently recommended to the State that the new State Highway 132 route be located approximately 200 feet farther south than previously proposed and the recommended route was tentatively adopted by the State, and

WHEREAS, because of the relocated route and other reasons noted in a Planning staff report titled "Reconsideration of Abandonment or Closure of North Morton Boulevard", dated February 1986, the City Council determined that because of the changed circumstances the vacation and abandonment of North Morton Boulevard between Jennie Street and Grand Street, as previously tentatively approved, should be reconsidered, and

WHEREAS, on February 25, 1986, the City Council by motion referred reconsideration of the vacation and abandonment of North Morton Boulevard between Jennie Street and Grand Street to the Planning Commission for report and recommendation, and

WHEREAS, the Planning Commission received the staff report and additional comments from affected City departments and utility companies and the abandonment was reconsidered at a public hearing held on April 7, 1986, and at a continued public hearing held on April 21, 1986, and

WHEREAS, the Planning Commission by Resolution No. 86-73, adopted April 21, 1986, found and determined as follows:

1. That the section of North Morton Boulevard between Jennie Street and New State Highway 132 will not be necessary to serve present or future motorized traffic needs in the area.

2. That the right-of-way will be needed as a route for a pedestrian, bike, and equestrian trail.

3. That closure of North Morton Boulevard between Jennie Street and New State Highway 132 to motorized traffic is in conformity with the General Plan.

and

WHEREAS, the Planning Commission by said Resolution No. 86-73, recommended to the City Council that North Morton Boulevard be closed to motorized vehicles between Jennie Street and New State Highway 132 (New SH 132) and that the closure be made subject to the following considerations:

1. That the right-of-way be retained as a route for a pedestrian, bike, and equestrian trail.

2. That the closure of North Morton Boulevard be accomplished at such time as construction of New SH 132 is started.

3. That the closure at Jennie Street shall be accomplished by connecting North Morton Boulevard to Jennie Street by an "elbow".

4. That traffic signals not be installed at the "tee" intersection of South Morton Boulevard with New SH 132.

5. That turning movements at the South Morton Boulevard intersection with New SH 132 be enhanced by including the following in the new highway design:

   a. A left turn lane on New SH 132 including the new Dry Creek bridge to accommodate westbound New SH 132 traffic turning southbound on South Morton Boulevard.

   b. A deceleration lane on the south side of New SH 132 west of South Morton Boulevard to accommodate eastbound New SH 132 traffic turning to southbound on South Morton Boulevard.

   c. An acceleration lane on the south side of New SH 132 east of South Morton Boulevard to accommodate northbound South Morton Boulevard traffic turning eastbound on New SH 132.

6. That any consideration of a driveway entry at the New SH 132 intersection with South Morton Boulevard be considered later, when definite plans have been proposed.

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 close North Morton Boulevard to motorized vehicles between Jennie Street and New State Highway 132 (New SH 132) as set forth above.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed street closure referred to above, 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, June 10, 1986, at the hour of 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 street closure.

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 street closure to be posted conspicuously along the line of North Morton Boulevard between Jennie and Grand Streets, at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the street proposed to be closed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1986, 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-461

A RESOLUTION APPROVING TERMINATION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND WILBUR J. ELIAS & ASSOCIATES, INC., TO PROVIDE INSPECTION SERVICES ON THE PAVEMENT MARKING DEMONSTRATION PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the termination of agreement between the City of Modesto and Wilbur J, Elias & Associates, Inc., to provide inspection services on the Pavement Marking Demonstration 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 13th day of May, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-462

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TULLY MANOR FLORAL AND GIFTS AT 3430 TULLY ROAD TO MAINTAIN A UTILITY PAY STATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Tully Manor Floral and Gifts at 3430 Tully Road, Suite 17, to maintain a utility pay 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 13th day of May, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-463

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $100,000 FROM CONTINGENCY RESERVE TO BE PAID TO THE CLEANUP AND ABATEMENT FUND AS REQUIRED BY THE STATE (STATE WATER CONTROL BOARD, STATE ORDER 86-097)

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

FROM:	Contingency Reserve (621 800 8000 8003)	$100,000
TO:	1986 Emergency Wastewater Discharge (621 480 P361 6000)	$100,000

To appropriate funds from Sewer Fund Reserves for the amount required by the State to be paid to the Cleanup and Abatement Fund. (State Water Control Board, State Order 86-097).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th **day of** May, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-464

A RESOLUTION APPOINTING STANLY T. YAMAMOTO AS ACTING CITY ATTORNEY DURING THE ABSENCE OF THE CITY ATTORNEY.

WHEREAS, the Council of the City of Modesto hereby acknowledges that due to illness City Attorney Elwyn L. Johnson will be unable to work for several weeks, and

WHEREAS, the Council, therefore, desires to appoint Stanly T. Yamamoto as Acting City Attorney until such time as the City Attorney is released by his doctors and able to return to work,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that pursuant to Section 2-3.202 of the Modesto Municipal Code Stanly T. Yamamoto is hereby appointed as Acting City Attorney until such time as the City Attorney is able to return to work. Said appointment shall become 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 13th day of May, 1986, 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)

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RESOLUTION NO. 86-465

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 2% @ 50 Full formula (from 1/2 @ 55 Full formula) for local police 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 an "Exhibit" and by this reference made a part hereof.

BY Norrine Coyle
(NAME) Norrine Coyle

City Clerk & Auditor
(TITLE)

May 13, 1986
(Date adopted and approved)

Ret. Form 122

C0302

AMENDMENT TO CONTRACT
BETWEEN THE
BOARD OF ADMINISTRATION
OF THE
PUBLIC EMPLOYEES' RETIREMENT SYSTEM
AND THE
CITY COUNCIL
OF THE
CITY OF MODESTO

PLEASE DO NOT SIGN "EXHIBIT ONLY"

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 27, 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 and October 15, 1985, which provides for participation of Public Agency in said System, Board and Public Agency hereby agree as follows:

A. Paragraphs 1 through 13 are hereby stricken from said contract as executed effective October 15, 1985, 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 be 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:

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a. POLICE COURT EMPLOYEES; AND
b. ALL HOURLY RATED OR HOURLY BASIS EMPLOYEES HIRED ON AND AFTER OCTOBER 1, 1962.

5. Assets heretofore accumulated with respect to local safety 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 or after January 1, 1956 and prior to June 30, 1978 for members whose service has been included in Federal Social Security (2% @ 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) 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 20998 (Increased Non-Industrial Disability Allowance) for those local miscellaneous members who retired on non-industrial disability after June 14, 1975.

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h. Sections 21263, 21263.1 and 21263.3 (Post-Retirement Survivor Allowance) for local safety members and 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.

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, 2000 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 benefits provided under Section 21222.72 of said Retirement Law. (Subject to annual change.)

b. With respect to local safety members, the agency shall contribute the following percentages of salaries earned as members of said Retirement System:

PLEASE DO NOT SIGN "EXHIBIT ONLY"

(1) 0.053 percent until June 30, 2000 on account of the liability for prior service benefits. (Subject to annual change.)

(2) 22.569 percent until June 30, 2000 on account of the liability for current service benefits. (Subject to annual change.)

(3) 0.088 percent until June 30, 2000 on account of the liability for the 1959 Survivor Program. (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.

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 _____
SIDNEY C. McCAUSLAND,
EXECUTIVE OFFICER

CITY COUNCIL
OF THE
CITY OF MODESTO

BY _____
Presiding Officer

PLEASE DO NOT SIGN "EXHIBIT ONLY"

_____
Witness Date

Approved as to form:

Robert B. Mason 5-2-85
Legal Office, Date

Attest:

_____
Clerk Date

PERS-CON-702 (AMENDMENT)
(Rev. 9/85)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-466

A RESOLUTION SUPPORTING PROPOSITION 43 RELATING TO THE COMMUNITY PARKLANDS ACT OF 1986.

WHEREAS, previously passed State Park Bonds have provided the City of Modesto $1.54 million in State Park Bond Grants since 1976, and

WHEREAS, these bonds have helped to finance City park developments from land acquisitions to the installation of play equipment, and

WHEREAS, the passage of the Community Parklands Act of 1986 would provide funds to counties, cities and special districts serving parks and recreational needs and it is estimated that Modesto would be eligible to receive $336,000 over a three year period,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby support Proposition 43 relating to the Community Parklands Act of 1986, which would provide additional State funding for counties, cities and special districts serving parks and recreational needs based on 1986 population estimates.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of May, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-467

A RESOLUTION APPOINTING KEITH VOGT TO THE D.I.D. ADVISORY BOARD, AND REAPPOINTING GWEN ABERNATHY

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** Downtown Improvement District Advisory Board **for the respective term as indicated:**

Keith Vogt, term to expire 3/28/87
Gwen Abernathy, term to expire 3/28/90

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the appointed members of the D.I.D. 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 13th **day of** May, 19 86, **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: 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.
86-468

A RESOLUTION SUPPORTING PROPOSITION 47: GUARANTEEING THE VEHICLE LICENSE FEE AS A LOCAL GOVERNMENT REVENUE SOURCE.

WHEREAS, the Vehicle License Fee has been a major source of general fund revenues for local government since 1935, and

WHEREAS, the California State Legislature gave itself the authority during the period of 1978 to 1984 to withhold funds from the Vehicle License Fee to balance its own budget, and

WHEREAS, during fiscal year 1981-82, state government kept $270 million of these traditionally local government revenues for its own use, and

WHEREAS, during fiscal year 1982-83, state government appropriated $318.1 million to balance its own budget, and

WHEREAS, during fiscal year 1983-84, state government kept $374.3 million for its own use, for a total loss to local government of $727.8 million, and

WHEREAS, during each of those years, the Legislature was unable to determine how much of these traditionally local government revenues it would need to balance its own budget until after the fiscal year began, and

WHEREAS, such delays in determining how much revenues ultimately would be available to local government threw the local government budget planning process into disarray, and

WHEREAS, the citizens of California's cities and counties are best served when government is funded through reliable, secure and very predictable revenues,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Council of the City of Modesto does hereby support Proposition 47, which will constitutionally guarantee the Vehicle License Fee as a local government revenue source.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ~~20th~~ day of ~~May~~, 1986, 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, Acting Mayor 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-469

A RESOLUTION GRANTING APPROVAL TO THE PICNIC IN THE PARK COMMITTEE FOR USE OF GRACEADA PARK FOR THE 1986 FOURTH OF JULY CELEBRATION.

WHEREAS, the Picnic in the Park Committee, hereinafter referred to as "Committee", has requested the use of Graceada Park for the 1986 Fourth of July Celebration, and

WHEREAS, the Council deems it appropriate to grant approval 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 as follows:

1. That the Committee's request to use Graceada Park relating to the Picnic in the Park 1986 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 1986 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 fifteen (15) chemical toilets for use in the Graceada Park for the Picnic in the Park on, Friday, July 4, 1986.

3. 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.

4. That the Committee shall indemnify 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 use of Graceada Park and the use of City facilities for the Committee's Picnic in the Park.

5. That the Committee shall furnish to the City Clerk of City current and valid certificate(s) of insurance evidencing Public Liability insurance as shall protect the Committee and its agents and employees from claims for damages for bodily injury, sickness and disease, including death resulting therefrom, 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.

The amounts of Public Liability insurance shall be as follows:

Combined Single Limits of not less than One Million and no/100ths ($1,000,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and for claims for property damage.

The Committee's liability policies, (and the valid certificate(s) of insurance which is (are) to be furnished to the City Clerk), 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 July 3, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Patterson, Sutton

NOES: Councilmembers: Acting Mayor Whiteside

ABSENT: Councilmembers: Muratore, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-470

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(399).

WHEREAS, a verified application for an amendment to Section 12-3-8 of the Zoning Map was filed by Mike and Marilyn Carney on March 3, 1986, to rezone from a portion of Planned Development Zone, P-D(388), to Professional Office Zone, P-O, and to a new Planned Development Zone, P-D, to allow a one-story convalescent hospital and a one-story residential care facility, property located on the east side of Dale Road north of Veneman Avenue, described as follows:

P-D(388) to P-O

All that certain real property situate in portions of Parcels "B" and "C" as shown on map filed for record in Book 26 of Parcel Maps, at Page 26, Stanislaus County Records, lying in the Northwest 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, being more particularly described as follows:

COMMENCING at the Northwest Corner of said Parcel "C", being a point on the east line of Dale Road; thence SOUTH along the west line of said Parcel "C" and said east line of Dale Road a distance of 290.00 feet to the TRUE POINT OF BEGINNING of this description; thence continuing SOUTH along said east line of Dale Road a distance of 293.00 feet; thence North 89°36'27" East a distance of 200.00 feet; thence NORTH a distance of 125.00 feet; thence North 89°36'27" East 300.00 feet to the east line of said Parcel "B"; thence NORTH along said east line of Parcel "B" and the east line of Parcel "C" a distance of 168.00 feet; thence South 89°36'27" West 500.00 feet to the point of beginning.

Including also all of the East 50.00 feet of Dale Road immediately adjacent to the above described property.

P-D(388) to P-D(399)

All that certain real property situate in a portion of Parcel "C", as shown on map filed for record in Book 26 of Parcel Maps at Page 26, Stanislaus County Records, lying in the Northwest 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, being more particularly described as follows:

BEGINNING at the Northwest corner of said Parcel "C", being a point on the East line of Dale Road; thence SOUTH, along the West line of said Parcel "C" and said East line of Dale Road a distance of 290.00 feet; thence North 89°36'27" East 500.00 feet to the East line of said Parcel "C"; thence NORTH along said East line of Parcel "C" a distance of 290.00 feet to the Northeast corner of said Parcel "C"; thence South 89°36'27" West, along the North line of said Parcel "C" a distance of 500.00 feet to the point of beginning.

Including also all of the East 50.00 feet of Dale Road immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on April 7, 1986, in the City Council Chambers, City Hall, 801 - 11th Street, Modesto, California, it was found and determined by the Planning Commission that rezoning a portion of Planned Development Zone, P-D(388), to Professional Office Zone, P-O, and Planned Development Zone, P-D(399) is required by public necessity, convenience and general welfare for the following reasons:

1. The elderly residential care facility and convalescent hospital, despite relatively large size buildings, are low-intensity land uses in terms of off-site impact and traffic generations.

2. The elderly and convalescent facilities are compatible with both low-density residential uses as well as future office development nearby.

3. The P-O zoning proposed is the same zoning to which this property would revert in the event that the P-D zones on this property fail to be exercised.

and

WHEREAS, by Resolution No. 86-67, the Planning Commission recommended to the City Council that the above-described property be rezoned from a portion of Planned Development Zone, P-D(388), to Professional Office Zone, P-O and Planned Development Zone, P-D(399), to allow a one-story convalescent hospital and a one-story residential care facility, and

WHEREAS, the Council has introduced Ordinance No. 2424-C.S. on the 20th day of May, 1986, reclassifying the above-described property from a portion of Planned Development Zone, P-D(388), to Professional Office Zone, P-O and Planned Development Zone, P-D(399),

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(399) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Site Plan to Accompany Application for Rezoning P-D(388) to P-O and P-D" as amended in red, stamped approved by the Planning Commission on April 7, 1986.

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 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:

   Six-foot wood fence with decorative masonry pilasters along the entire north property line.

4. The property owner shall be responsible for the maintenance of a six-foot masonry pilaster and board fence along the entire east property line. A new fence shall be constructed by the applicant in the event that maintenance of the adjoining neighbors' fences cannot occur.

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

6. The Dale 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.

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. The developer shall, in a manner approved by the City Attorney, provide a 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.

14. No signs shall be permitted above eight feet in height on the north and east faces of the buildings.

15. Signs shall be permitted in accordance with signs permitted for conditional uses in the R-1 zone.

16. Prior to the issuance of a building permit for any structure, a final parcel map shall be recorded.

17. The residential care facility 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.

18. All curbcuts serving two-way driveways 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.

20. The property owner shall participate in sharing the cost of traffic signals in an amount consistent with the traffic signal policy when adopted, which funds shall be paid upon demand by the City.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(399):

That the entire construction program be accomplished in one phase, construction to begin on or before April 7, 1988, and completion to be not later than April 7, 1989.

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. 2424-C.S. 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 May, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-471

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 A PORTION OF P-D(388) TO P-O AND P-D(399).

WHEREAS, on May 20, 1986, the City Council introduced Ordinance No. 2424-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 a portion of Planned Development Zone, P-D(388), to Professional Office Zone, P-O, and Planned Development Zone, P-D(399), property located on the east side of Dale Road north of Veneman 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 a portion of Planned Development Zone, P-D(388), to Professional Office Zone, P-O, and Planned Development Zone, P-D(399), property located on the east side of Dale Road north of Veneman Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 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, Acting Mayor 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-472

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(400).

WHEREAS, a verified application for an amendment to Section 12-3-8 of the Zoning Map was filed by Autumn Shelters, Inc. on March 3, 1986, to rezone from a portion of Planned Development Zone, P-D(388), to a new Planned Development Zone, P-D, to allow a three-story senior-citizens housing facility, property located on the east side of Dale Road north of Veneman Avenue, described as follows:

P-D(388) to P-D

All that certain real property situate in a portion of Parcel "B" as shown on map filed for record in Book 26 of Parcel Maps at Page 26, Stanislaus County Records, lying in the Northwest 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, being more particularly described as follows:

BEGINNING at the Southwest corner of said Parcel "B", being a point on the East line of Dale Road; thence NORTH along said East line of Dale Road and said West line of Parcel "B" a distance of 75.00 feet; thence North 89°36'27" East a distance of 200.00 feet; thence NORTH a distance of 125.00 feet; thence North 89°36'27" East a distance of 300.00 feet to the East line of said Parcel "B"; thence south along the East line of said Parcel "B" a distance of 200.00 feet to the Southeast corner of said Parcel "B"; thence South 89°36'27" West along the South line of said Parcel "B" a distance of 500.00 feet to the point of beginning.

Including also all of the East 50.00 feet of Dale Road immediately adjacent to the above described property.

WHEREAS, after a public hearing held on April 7, 1986, 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(388), to Planned Development Zone, P-D(400), to allow a three-story senior-citizens housing facility, is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed use for housing the elderly is the same as that currently approved.

2. Elderly housing, despite typical large building size, is lower in impact on surrounding land uses and lower in traffic generation.

3. The revised site plan meets expressed concerns including emergency vehicle access, facilities for trash pick-up, and privacy/visual impact to adjoining residences by specimen tree screening and judicious window locations.

and

WHEREAS, by Resolution No. 86-68, the Planning Commission recommended to the City Council that the above-described property be rezoned from a portion of Planned Development Zone, P-D(388), to Planned Development Zone, P-D(400), for a three-story senior-citizens housing facility, and

WHEREAS, the Council has introduced Ordinance No. 2425-C.S. on the 20th day of May, 1986, reclassifying a portion of Planned Development Zone, P-D(388) to Planned Development Zone, P-D(400),

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(400) is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Site Plan - Floor Plan - Proposed Elderly Housing" as amended in red, stamped approved by the Planning Commission on April 7, 1986.

2. There shall be no second or third-story windows, balconies, or decks facing east on the portion of the building at the southeast corner of the site as indicated in red on the 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, including the use of specimen-size trees, shall be installed along the east 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 wood fence with decorative masonry pilasters along the north, south, and west property lines.

5. The applicant shall be responsible for continued maintenance of a six-foot pilaster and board fence along the entire east property line. If maintenance of the existing fence cannot occur, the applicant shall construct a new fence of the same type on his own property along the east 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 Dale 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. 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. All outdoor lighting shall be shielded from adjacent residential properties as required by the Director of Engineering Services.

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. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for on-site traffic circulation for the benefit of the property to the north, substantially as shown in red on the plot plan.

15. Prior to the issuance of a building permit for any structure, a final parcel map shall be recorded.

16. Signs shall be permitted in accordance with signs permitted for conditional uses in the R-1 zone.

17. 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, their spouses, and persons who are physically handicapped.

18. All curbcuts serving two-way driveways 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.

20. The property owner shall participate in sharing the cost of traffic signals in an amount consistent with the traffic signal policy when adopted, which funds shall be paid upon demand by the City.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(400):

That the entire construction program be accomplished in one phase, construction to begin on or before April 7, 1988, and completion to be not later than April 7, 1989.

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.2425 -C.S. 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-473

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 A PORTION OF P-D(388) TO P-D(400).

WHEREAS, on May 20, 1986, the City Council introduced Ordinance No. 2425-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 a portion of Planned Development Zone, P-D(388), to Planned Development Zone, P-D(400), property located on the east side of Dale Road north of Veneman 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 a portion of Planned Development Zone, P-D(388), to Planned Development Zone, P-D(400), property located on the east side of Dale Road north of Veneman Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-474

A RESOLUTION GRANTING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE A LIMITED AMBULANCE SERVICE IN THE CITY OF MODESTO UNDER THE NAME OF MEDICOACH.

WHEREAS, an application for a permit to operate a limited ambulance service in the City of Modesto was filed by Jeff Epperson, Kirk Smith, Sharon Epperson-Payne and Harvey O. Payne, proposing to do business as Medicoach, and

WHEREAS, a public hearing was set for May 20, 1986, at 4:00 o'clock p.m. in the Council Chambers in the City Hall, located at 801 11th Street, Modesto, California, to consider said application, and

WHEREAS, the public hearing on said application has been held at said time and place, and

WHEREAS, the City Manager has caused the Chief of Police to make an investigation and report, in writing, to the City Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the public convenience and necessity requires the operation of the limited ambulance service for which application has been made by Jeff Epperson, Kirk Smith, Sharon Epperson-Payne and Harvey O. Payne, and such service will promote the convenience, safety and welfare of the general public.

2. That the vehicle described in the application and proposed to be used is adequate and safe for the purpose of carrying or transporting wounded, injured or sick persons.

3. That the color scheme, insignia, name, monogram or other distinguishing characteristics proposed to be used upon such ambulance or ambulances is not in conflict with and does not imitate any color scheme, insignia, name, monogram or other distinguishing characteristics used by any other person, in such a manner as to mislead or tend to mislead, deceive, or defraud the public.

4. That further ambulance service in the City is required by the public convenience and necessity and that the applicant is fit, willing and able to perform ambulance service and to conform to the provisions of this chapter, and such rules and regulations as may be promulgated by the Council.

BE IT FURTHER RESOLVED that a Certificate of Public Convenience and Necessity is hereby granted to Jeff Epperson, Kirk Smith, Sharon Epperson-Payne and Harvey O. Payne to operate a limited ambulance service in the City of Modesto under the name of Medicoach. A total number of one (1) ambulance may be operated under said certificate.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to issue a license to Jeff Epperson, Kirk Smith, Sharon Epperson-Payne and Harvey O. Payne, doing business as Medicoach, for the one (1) ambulance authorized hereby after the Chief of Police has notified the City Clerk that that the check into the applicants' backgrounds has revealed nothing that would indicate that they are not fit to perform ambulance service, and after the applicants have complied with all of the requirements of Chapter 8 of Title III 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 20th day of May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-475

A RESOLUTION ADOPTING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, ELEVENTH YEAR APPLICATION, JULY 1, 1986 TO JUNE 30, 1987, 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 1986-87.

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 1986-87 will be $905,000, and

WHEREAS, the City has also received Fiscal Year 84 and Fiscal Year 85 Rental Rehabilitation funding in the amount of $154,000 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 1986-87 Community Development Objectives and Budget, and

WHEREAS, notice of public meetings to be held on March 20, April 17, and April 25, 1986, were published in the Modesto Bee, the official newspaper of the City of Modesto, and notice of a public meeting to be held on April 17, 1986, was published in the E-Z Shopper, to notify citizens interested in the Community Development Block Grant Application and the Statement of Community Development Objectives and Budget for Program Year 1986-87, and

WHEREAS, a public meeting was also held on April 25, 1986, and

WHEREAS, citizen comments were received and shared with members of the citizen advisory committees on April 17, and April 25, 1986, 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 April 25, 1986 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 20, 1986, the Council considered the 1986-87 Community Development Block Grant Eleventh Year Application, the Final Statement of Community Development Objectives and the Budget for the Program Year 1986-87.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said Council does hereby approve the 1986-87 Community Development Block Grant Program Application, for the eleventh fiscal year, from July 1, 1986 to June 30, 1987.

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 1986-87.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-476

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(402). (RULE DEVELOPMENT)

WHEREAS, a verified application for an amendment to Section 14-3-9 of the Zoning Map was filed by Rule Development on March 17, 1986, to reclassify from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow a zero lot line patio home development, property located north and south of Manor Oak Drive, east of Oakdale Road, described as follows:

R-1 to P-D(402)

All that certain real property situate in a portion of Parcel 2 according to map filed in Book 35 of Parcel Maps at Page 62, Stanislaus County Records, lying in 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:

BEGINNING at the northeast corner of said Parcel 2; thence North 88 degrees 51'31" West along the north line of said Parcel 2 a distance of 130.01 feet to the centerline of an 80.00 foot Public Utility Easement as shown on said Parcel Map; thence South 0 degrees 14'23" West along said centerline of easement a distance of 529.08 feet to the centerline of a second 80.00 foot Public Utility Easement as shown on said Parcel Map; thence South 88 degrees 51'39" East along said centerline of second easement a distance of 130.02 feet to the east line of said Parcel 2; thence North 0 degrees 14'23" East along said east line of Parcel 2 a distance of 529.08 feet to the point of beginning.

R-2 to P-D(402)

All that certain real property situate in a portion of Parcel 2 according to map filed in Book 35 of Parcel Maps at Page 62, Stanislaus County Records, lying in 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:

COMMENCING at the northeast corner of said Parcel 2; thence North 88 degrees 51'31" West along the north line of said Parcel 2 a distance of 130.01 feet to the centerline of an 80.00 foot Public Utility Easement as shown on said Parcel Map and the POINT OF BEGINNING of this description; thence South 0 degrees 14'23" West along said centerline of easement a distance of 529.08 feet to the centerline of a second 80.00 foot Public Utility Easement as shown on said Parcel map; thence South 88 degrees 51'39" East along said centerline of second easement a distance of 130.02 feet to the east line of said Parcel 2; thence South 0 degrees 14'23" West along said east line of Parcel 2 a distance of 132.01 feet to the southeast corner of said parcel 2; thence North 88 degrees 51'39" West along the south line of said Parcel 2 a distance of 632.35 feet to the southwest corner of said Parcel 2; thence North 0 degrees 20'37" East along the west line of said Parcel 2 a distance of 661.10 feet to the northwest corner of said Parcel 2; thence South 88 degrees 51'31" East along the north line of said Parcel 2 a distance of 501.14 feet to the point of beginning.

and

WHEREAS, after a public hearing held on April 21, 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. 86-75, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed development is consistent with the Orchard Neighborhood Zoning and Development Plan.

2. Conditions of approval of the P-D zoning will insure compatibility within the development and with adjoining uses.

and

WHEREAS, after a public hearing held on May 20, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council

found and determined that the application of Rule 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. 86-75 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2426 -C.S. on the 20th day of May, 1986, reclassifying the above-described property from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(402).

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(402), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Quail Run, A Patio Home Development by Rule Development, Inc." as amended in red, stamped approved by the Planning Commission on April 21, 1986.

2. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Seven-foot decorative masonry wall at the ends of cul-de-sacs.

   b. Seven-foot double-sided wood, stucco, or masonry wall or fence around rear yards and the periphery of the subdivision.

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

4. The development shall be served by positive storm drainage as required by the Director of Engineering Services.

5. All utilities shall be underground and cable television service shall be stubbed into all units.

6. All signs shall comply with the sign requirements of the R-1 Zone.

7. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

8. The property owner shall participate in sharing the cost of a traffic signal in an amount consistent with the traffic signal policy when adopted, which funds shall be paid upon demand by the City.

9. Covenants, conditions, and restrictions for the development shall be recorded concurrently with the final map. They shall contain provisions for access over adjacent lots for maintenance of zero lot line walls, drainage easements, and access to utility meters on zero lot line walls if necessary. Said provisions shall be in a form to be approved by the City attorney.

10. Second-story windows or decks shall be screened as required 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(402):

The entire construction program shall be accomplished in one phase, construction to begin on or before April 21, 1988, and completion to be not later than April 21, 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(402), 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-477

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 AND R-2 TO P-D(402).

WHEREAS, on May 20, 1986 the City Council introduced Ordinance No. 2426-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, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(402), property located north and south of Manor Oak Drive, east of Oakdale 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 14-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, and Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(402), property located north and south of Manor Oak Drive, east of Oakdale Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-478

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(401). (R. C. ROBERTS)

WHEREAS, a verified application for an amendment to Section 19-3-10 of the Zoning Map was filed by R. C. Roberts on March 17, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a mobile home park, property located on the south side of Parker Road between Held Drive and the Santa Fe Railroad, described as follows:

> Parcel A of that certain Parcel Map filed for record in the Office of the County Recorder of Stanislaus on December 21, 1984, in Volume 36 of Parcel Maps, Page 2, being a portion of the North half of the North half of Section 19, Township 3 South, Range 10 East, Mount Diablo Base and Meridian, in the City of Modesto, County of Stanislaus, State of California.
>
> Including also all of the east one-half of Held Drive and those portions of Parker Avenue and MID Lateral number three located between above mentioned Parcel A and the north section line of said Sector 19 and all immediately adjacent to the above described Parcel "A".

and

WHEREAS, after a public hearing held on April 21, 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. 86-77, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed mobile home park meets the revised Mobile Home Park Policy recently approved by the Planning Commission.

2. The proposed mobile home park conforms with the Modesto Urban Area General Plan.

3. The development plan, subject to necessary minor revisions and

the conditions of approval, should cause the development to fit well with the surrounding area.

and

WHEREAS, after a public hearing held on May 20, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of R. C. Roberts 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. 86-77 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2427 -C.S. on the 20th day of May, 1986, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(401).

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(401), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "The Grove Mobile Home Park" as amended in red, stamped approved by the Planning Commission on April 21, 1986.

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 east property line and along the interior area adjacent to the Parker Road frontage and interior of the R.V. parking area abutting the south 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 east property line and along the portion of the south property line adjacent to the R.V. storage area, seven-foot decorative masonry wall along the Parker Road frontage, and a six-foot decorative masonry wall along Held Drive and remainder of the south 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 Held Drive frontage shall be improved to collector street standards and Parker Road 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 occupancy, the developer shall construct street barricades at all major changes in street widths as required by the Director of Engineering Services pursuant to improvement 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. All private 32-foot wide streets shall be red curbed along one side and all private 25-foot wide cul-de-sac courts shall be posted with "No On-Street Parking" signs.

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. One freestanding sign shall be permitted on the Held Drive frontage. This sign shall not exceed 25 square feet in area and 6 feet in height.

16. The entrance curbcut on Held Drive shall be 46 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. The property owner shall participate in sharing the cost of a traffic signal in an amount consistent with the traffic signal policy when adopted, which funds shall be paid upon demand by the City.

19. Upon demand by the City of Modesto the property owner shall share in the Parker Road crossing of the A.T. and S.F. Railroad. Exact ratio and estimated amount shall be as determined by the Director of Engineering.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(401):

The entire construction program shall be accomplished in one phase, construction to begin on or before May 1, 1988, and completion to be not later than May 1, 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(401) 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-479

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 19-3-10 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(401).

WHEREAS, on May 20, 1986 the City Council introduced Ordinance No. 2427-C.S. giving approval to a project relating to an amendment to Section Map 19-3-10 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(401), property located on the south side of Parker Road between Held Drive and the Santa Fe Railroad, 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 19-3-10 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(401), property located on the south side of Parker Road between Held Drive and the Santa Fe Railroad.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-480

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE FLOYD 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 Floyd 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 June 10, 1986, 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-481

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE WATERLINE EXTENSION ON WOODLAND AVENUE FROM MORSE AVENUE TO BLUE GUM AVENUE

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

SECTION 1. The plans and specifications for the waterline extension on Woodland Avenue from Morse Avenue to Blue Gum Avenue copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 10, 1986, 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-482

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR EMERALD AVENUE RECONSTRUCTION FROM MAZE BOULEVARD TO KANSAS AVENUE AND OVERLAY VARIOUS CITY STREETS

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

SECTION 1. The plans and specifications for the Emerald Avenue reconstruction from Maze Boulevard to Kansas Avenue and overlay of various City streets copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 10, 1986, 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 20th day of May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-483

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 17, 1986 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-484

A RESOLUTION ACCEPTING THE BID OF DELTA RUBBER FOR THE REPLACEMENT OF A FIRE HOSE

WHEREAS, Resolution No. 86-353, adopted by the Council of the City of Modesto on April 8, 1986, approved the plans and specifications for the replacement of a fire hose and authorized the calling for bids; and

WHEREAS, the bids received for the replacement of a fire hose were opened at 3:00 p.m. on May 6, 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 Delta Rubber in the amount of $10,239.60 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Delta Rubber in the amount of $10,239.60 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 20th day of May, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-485

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE FOR THE "K" STREET WATERLINE STRENGTHENING PROJECT

WHEREAS, Resolution No. 86-385**, adopted by the Council of the City of Modesto on** April 22, 1986 **, approved the plans and specifications for the** "K" Street waterline strengthening project **and authorized the calling for bids; and**

WHEREAS, the bids received for the "K" Street waterline strengthening project **were opened at** 11:05 a.m. on May 13, 1986 **, 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 in the amount of $42,903.70 **be accepted as the lowest responsible bid,**

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline in the amount of $42,903.70 **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 20th **day of** May **, 19**86**, 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, Acting Mayor Whiteside
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-486

A RESOLUTION ACCEPTING THE BID OF GENSTAR FOR THE RESURFACING OF GRACEADA PARK TENNIS COURTS

WHEREAS, Resolution No. 86-384, adopted by the Council of the City of Modesto on April 22, 1986, approved the plans and specifications for the resurfacing of Graceada Park tennis courts and authorized the calling for bids; and

WHEREAS, the bids received for the resurfacing of Graceada Park tennis courts were opened at 11:00 a.m. on May 13, 1986, 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 Genstar in the amount of $98,085 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Genstar in the amount of $98,085 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 May, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-487

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO OSTERBERG AND STEWART WELL DRILLING COMPANY FOR REBUILDING WATER WELL NO. 19

WHEREAS, Section 1307, of the Modesto Municipal Code provides that emergency work may be performed if such work shall be deemed by the City to be of urgent necessity for the preservation of life, health, or property; and

WHEREAS, water Well #19 was recently rebuilt to assure water capacity during the peak months ahead when water demand is high.

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 rebuilding water Well No. 19 is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order to Osterberg and Stewart Well Drilling Company for rebuilding water Well No. 19 in the amount of $14,505 be, and 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 May, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-488

A RESOLUTION ADOPTING A POLICY AND PROCEDURE ENTITLED "SPECIAL ASSESSMENT BENEFIT DISTRICT FOR LANDSCAPING" (SABDL).

WHEREAS, the City Council of the City of Modesto has received a request for the use of a Special Assessment Benefit District for Landscaping (SABDL) to finance the construction and on-going maintenance of landscaping in the Yosemite Neighborhood, and

WHEREAS, this approach to financing the construction and maintenance of landscaping has merit, and

WHEREAS, proposals for use of a Special Assessment Benefit District for Landscaping would benefit from a policy, procedure, and review process, including an initial staff review committee.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby adopt the following policy and procedure:

SPECIAL ASSESSMENT BENEFIT DISTRICT FOR LANDSCAPING (SABDL)

The use of a Special Assessment Benefit District for Landscaping may be of value in meeting certain landscaping goals of the City.

Steps that are to be followed in qualifying a project for a Special Assessment Benefit District for Landscaping are:

1. Submit application.
2. Consideration by the Special Assessment Benefit District for Landscaping Review Committee with input from applicant and other interested parties.
3. Report on the project by the Special Assessment Benefit District for Landscaping Review Committee to the Council's Public Projects Committee.
4. Review by the Public Projects Committee.
5. Consideration by the Council of project and report.

6. If project is approved, the creation of the necessary district to construct and/or maintain the agreed upon public improvements.

A copy of the application form is attached hereto marked Exhibit A. The applicant shall complete the application, taking particular note to provide complete and detailed information on the character and cost of the public improvements, a complete narrative detailing the public purpose/benefit being met by the project and the background and experience of the applicant in sufficient detail to assure the Committee, City Manager, and City Council that the applicant can complete the project. The applicant will have to provide all of the justification for use of Special Assessment Benefit District for Landscaping proceedings, and the report by the Special Assessment Benefit District for Landscaping Review Committee will be based on information submitted by the applicant and not what is assumed to be known by the Committee.

The Special Assessment Benefit District for Landscaping Review Committee, hereinafter called Committee, and its chairperson will be appointed by the City Manager.

The Committee's conclusions and report on each application will be sent to the Public Projects Committee for review before transmittal to the City Council for final determination by the Council.

The following general conditions shall apply to a project approved for Special Assessment Benefit District for Landscaping financing:

1. Petitions for starting proceedings should have 100% of all property owners in proposed district, unless City determines that a clearly identifiable benefit to the general public exists, in which case the City could agree to less than 100%.

2. The engineer, financial consultant, etc. selected by the proponents of the proposed district shall be subject to approval by the City.

3. The City shall have the right to supervise all stages of the entire Special Assessment Benefit District for Landscaping proceedings and to require such changes as it deems appropriate.

4. The City shall have the right to require the use of a fiscal agent where appropriate.

5. The City shall have the right to require a feasibility study to confirm and firmly establish feasibility of project. The consultant used to make the study shall be approved by City.

6. The size of the project and value of public improvements should be appropriate for Special Assessment Benefit District for Landscaping financing.

7. All parcels to be included in a proposed Special Assessment Benefit District for Landscaping do not have to be contiguous but they must be part of a single project.

8. All City costs, both direct and indirect, shall be charged to the Special Assessment Benefit District for Landscaping.

9. Only public improvements and/or their maintenance can be included in a Special Assessment Benefit District for Landscaping.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
Norrine Coyle, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

SPECIAL ASSESSMENT BENEFIT DISTRICT FOR LANDSCAPING (SABDL)

Date Filed_____

Filing Requirements

Finance Stamp_____

_____

1. A filing fee of *, payable to the City of Modesto
2. A completed application form, including narrative statements
3. Seven copies of a plot plan
4. Filing with the Director Parks and Recreation, on court floor, City Hall

Process

Once a complete application is filed, the application will be reviewed by the City's SABDL Review Committee. Preliminary committee recommendations will be shared with the applicant. The committee will consider applicant reactions and other inputs to arrive at a recommendation to the City Manager who in turn will review and transmit a recommendation to the Council's Public Projects Committee which in turn will make a recommendation to the City Council, which shall make the final determination on the application.

Information (please print or type)

Applicant's Name_____

Applicant's Address_____

Applicant's Telephone No._____

Property Description and Ownership

County Assessor Parcel Number	Street Address	Property Owner(s) Name	Address	Telephone No.

* Current fee will be entered. Fee to be set by City Council Resolution from time-to-time.

Exhibit "A"

Narrative

1. Narrative regarding what public purpose/benefit will be met to justify use of SABDL proceedings.

2. Narrative providing background and experience of applicant

Plot Plan

Seven copies of a plot plan shall be submitted, each plan shall:

1. Be drawn to scale

2. Illustrate the extent of improvements proposed to be financed by assessment district proceedings, including:
   a. Location of property to be served
   b. Location of proposed improvements on the property
   c. Quantity of improvements, unit and total costs

Non-Property Owner Applicant Declaration

If applicant is not property owner, please sign below.

_____ _____
Signature Date

Lease Option Other (specify)_____

_____

_____

Property Owner Declaration

I declare under penalty of perjury that I am the owner in whole or part of the property described in this application and know that the information contained in it is true to my own knowledge.

_____	_____
Signature	Signature
_____	_____
Signature	Signature
_____	_____
Name (type or print)	Name (type or print)
_____	_____
Address	Address
_____	_____
Date	Date

MODESTO CITY COUNCIL
RESOLUTION NO. 86-489

A RESOLUTION ESTABLISHING FILING FEES FOR SPECIAL ASSESSMENT BENEFIT DISTRICTS FOR LANDSCAPING. (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 $2,000.

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 $2,000.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-490

A RESOLUTION ADOPTING A NEW POLICY AND PROCEDURE ENTITLED, "SPECIAL ASSESSMENT DISTRICT FINANCING" (SADF) AND RESCINDING RESOLUTION NO. 82-493.

WHEREAS, the City Council of the City of Modesto receives requests for the use of Special Assessment District Financing (SADF) to finance the public improvement portions of private projects and for benefit assessment districts, and

WHEREAS, the City Council on July 6, 1982, adopted Resolution No. 82-493, a policy and procedure entitled, "Special Assessment District Financing", and

WHEREAS, there have been a number of significant changes since the recessionary times of 1982:

1. The economy has recovered.

2. Lowered mortgage interest rates are fueling a construction boom.

3. State and federal cutbacks of funding to reduce the federal debt have dramatically shifted the costs of infrastruction construction and maintenance to local government with less revenues to accomplish them.

4. A number of new assessment district programs are being advanced to finance infrastructure costs, and

WHEREAS, review of Special Assessment District Financing proposals by a staff committee with report and recommendation to the Public Projects

Committee and then the City Council is warranted,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby adopt the following policy and procedure:

SPECIAL ASSESSMENT DISTRICT FINANCING (SADF)

The use of Special Assessment District Financing may be of value in meeting certain growth and/or development goals of the City. Private projects considered for this program would, in general, be limited to the following:

1. Industrial development.
2. Construction of housing.
3. Special projects, such as downtown revitalization.

Public improvements funded through Special Assessment District Financing would include those improvements in the public rights-of-way and on public property which are required or needed by the public, i.e., streets, street lighting, canal and river crossings, traffic signals, storm drains, City water and sewer fees, parks, gas utilities, and electrical utilities. This policy does not pertain to the establishment of fees, for example for the City's traffic signal assessment policy or school site and facilities fee (lot tax). This policy does pertain to proposals for special benefit assessment districts.

Steps that shall be followed in qualifying a project for Special Assessment District financing are:

1. Submit application.
2. Consideration by Special Assessment District Financing Review Committee with input from applicant and other interested parties.

3. Report on the project by Special Assessment District Financing Review Committee to the Public Projects Committee.

4. Review by the Public Projects Committee.

5. Consideration by Council of project and report.

6. If project is approved, the creation of a Special Assessment District to construct the agreed upon public improvements.

A copy of the application form is attached hereto, marked Exhibit A. The applicant shall complete the application, taking particular note to provide complete and detailed information on the character and cost of the public improvements, a complete narrative detailing the public purpose/benefit being met by the project and the background and experience of the applicant in sufficient detail to assure that the applicant can complete the project. The applicant will have to provide all of the justification for use of Special Assessment District proceedings, and the report by the SADF Review Committee will be based on information submitted by the applicant and not what is assumed to be known by the Committee.

The Special Assessment District Financing Review Committee and its Chairman shall be appointed by the City Manager.

The Committee's conclusions and report on each application shall be sent to the Public Projects Committee for review before transmittal to the City Council for final determination by the Council.

The following general conditions will apply to a project approved for Special Assessment District Financing:

1. City to have final say over type of Procedure and type of Bonds.

2. City to have right to make all determinations regarding use of

reserve funds, foreclosure proceedings, underwriting agreements, sale of bonds, etc.

3. Petitions for starting proceedings should have 100% of all property owners in the proposed district, unless the City determines that a clearly identifiable benefit to the general public exists, in which case the City could agree to less than 100%.

4. The bond counsel, engineer, financial consultant, trustee, underwriter, etc., selected by the proponents of the proposed district would be subject to approval by the City.

5. The City would have the right to supervise all stages of the entire Assessment District proceedings and to require such changes as it deems appropriate.

6. The City would have the right to require the use of a fiscal agent where appropriate.

7. The City would have the right to require a feasibility study to confirm and firmly establish feasibility of project. The consultant used to make the study shall be approved by City.

8. The size of the project and value of public improvement should be appropriate for Special Assessment District Financing. In general, a project for public improvements should have a value in excess of $500,000 as a minimum.

9. All parcels to be included in a proposed Special Assessment District do not have to be contiguous but they must be part of a single project.

10. The proposed improvement costs shall not exceed 50% of a conservative appraisal of the value of the land after the improvements are installed. The appraisal of the land value shall be subject to approval by the City.

11. Assessment District proceedings shall not be used to acquire land for public improvements, which land is required by law or City policy to be dedicated.

12. All City costs, both direct and indirect, shall be charged to the Special Assessment District.

13. Only public improvements can be included in an Assessment District.

BE IT FURTHER RESOLVED by the City Council of the City of Modesto that Resolution No. 82-493 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor 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, Acting City Attorney

APPLICATION
CITY OF MODESTO
SPECIAL ASSESSMENT DISTRICT FINANCING (SADF)

Date Filed_____

Filing Requirements

Finance Stamp _____

_____

1. A filing fee of *, payable to the City of Modesto
2. A completed application form, including narrative statements
3. Seven copies of a plot plan
4. Filing with the Director of Engineering Services, second floor, City Hall

Process

Once a complete application is filed, the application will be reviewed by the City's SADF Review Committee. Preliminary Committee recommendations will be shared with the applicant. The Committee will consider applicant reactions and other inputs to arrive at a recommendation to the City Manager who in turn will review and transmit a recommendation to the City Council Public Projects Committee who in turn will review and transmit a recommendation to the City Council, who shall make the final determination on the application.

Information (please print or type)

Applicant's Name_____

Applicant's Address_____

Applicant's Telephone No._____

Property Description and Ownership

		Property Owner(s)		
County Assessor Parcel Number	Street Address	Name	Address	Telephone No.

*fee as set by C/C Res. from time-to-time

EXHIBIT A

Narrative

1. Narrative regarding what public purpose/benefit will be met to justify use of SABDL proceedings.
   - Service to an otherwise fully developed area (infill project)
   - Service to a new residential tract
   - Service to new industrial tract
   - Service to downtown development
   - Other

2. Narrative providing background and experience of applicant

Plot Plan

Seven copies of a plot plan shall be submitted, each plan shall:

1. Be drawn to scale

2. Illustrate the extent of improvements proposed to be financed by special assessment district proceedings, including:

a. Location of property to be served
b. Location of proposed improvements on the property
c. Quantity of improvements, unit and total costs

Lineal feet of specified size of:
- sanitary sewer line, waterline
- curb, gutter, sidewalk

Square feet of:
- storm drainage basin
- alley to be repaved

Number of:
- street lights
- traffic signals

Other Improvements

Non-Property Owner Applicant Declaration

If applicant is not property owner, please sign below.

_____ _____
Signature Date

|__| Lease |__| Option |__| Other (specify)_____

_____

_____

Property Owner Declaration

I declare under penalty of perjury that I am the owner in whole or part of the property described in this application and know that the information contained in it is true to my own knowledge.

_____ Signature	_____ Signature
_____ Signature	_____ Signature
_____ Name (type or print)	_____ Name (type or print)
_____ Address	_____ Address
_____ Date	_____ Date

MODESTO CITY COUNCIL
RESOLUTION NO 86-491

RESOLUTION ESTABLISHING FILING FEES FOR SPECIAL ASSESSMENT DISTRICT FINANCING.

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 $2,250.

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 $2,250.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of May, 1986, 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, Acting Mayor 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, Acting City Attorney

052186

1075CA

MODESTO CITY COUNCIL
RESOLUTION NO. 86-492

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.

WHEREAS, the City of Modesto desires to undertake a certain project designated the Modesto Community Involved Crime Ressistance 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 20th day of May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-493

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO AUTHORIZE FILING FOR A FEDERAL TRANSIT OPERATING GRANT FOR FISCAL YEAR 1986-87

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 10, 1986 , **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 transit operating grant for fiscal year 1986-87.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th **day of** May, 19 86, **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, Acting Mayor Whiteside
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-494

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PARSONS BRINCKERHOFF QUADE & DOUGLAS, INC. TO DETERMINE IF SOUTHERN PACIFIC RAILROAD DEPOT CAN BE MOVED

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Parsons Brinckerhoff Quade & Douglas, Inc. to determine if Southern Pacific Railroad depot can be moved as contemplated in the Transportation Center design

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 May, 19 86, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-495

HOLD HARMLESS

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO JUNIOR COLLEGE FOR USE OF THE M.J.C. STADIUM FOR CITY-SPONSORED ALL COMERS TRACK MEET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the/ hold harmless agreement between the City of Modesto and Modesto Junior College for use of the M.J.C. stadium for City-sponsored All Comers Track Meet

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 May, 19 86, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-496

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE DIANNA FOR THE LEASE OF A PORTION OF RIVERSIDE PARK SITE (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 a portion of Riverside Park site (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 20th day of May, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-497

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE DIANNA FOR THE LEASE OF THE FORMER BOMBERGER PROPERTY 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 the former Bomberger property 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 20th day of May, 19 86, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-498

A RESOLUTION APPROVING THE FINAL MAP OF THE AUGUST GLEN SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, DIABLO HILLS JOINT VENTURE, comprised of S. C. MOTHERSELL, INC., dba: SCM CORPORATE GROUP, and CLARENCE A. SPEER, JR. ENTERPRISES, dba: SPEER DEVELOPMENT COMPANY is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 34.005 acres, known as the AUGUST GLEN 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 December, 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 AUGUST 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 20th day of May, 1986, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

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

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

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-499

A RESOLUTION APPOINTING MEMBERS OF THE HUMAN RELATIONS COMMISSION (IDA LEAL, FRANK MUENCH AND 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 appointed to the** Human Relations Commission **for the respective term as indicated:**

Ida Leal - term to expire 1/1/88
Frank Muench - term to expire 1/1/88
Barbariae Boyette - term to expire 1/1/87

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 20th **day of** May, 19 86, **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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

CORRECTED

MODESTO CITY COUNCIL
RESOLUTION NO. 86-500

A RESOLUTION APPOINTING MEMBERS OF THE CULTURE COMMISSION (R.J. MORICONI AND ROGER SCHRIMP)

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** Culture Commission **for the respective term as indicated:**

R.J. Moriconi - term to expire 1/1/90

Roger Schrimp - 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 members 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** May, 19 86, **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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-500

A RESOLUTION APPOINTING MEMBERS OF THE CULTURE COMMISSION (R.J. MORICONI AND ROGER SCHRIMP)

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** Culture Commission **for the respective term as indicated:**

R.J. Moriconi - term to expire 1/1/90

Roger Schrimp- term to expire 1/1/90

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members 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** May, 19 86, **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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-501

A RESOLUTION APPOINTING MEMBERSOF THE SCHOOL ADVISORY COMMITTEE (BILL SEAVY, DOUG DENT, AND MARTY ASHLEIGH)

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

SECTION 1. The following person is hereby appointed to the School Advisory Committee:

Bill Seavy
Doug Dent
Marty Ashleigh

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the School 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 May, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 86-502

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ENDORSING PROPOSITION 51: THE FAIR RESPONSIBILITY ACT OF 1986.

WHEREAS, the present court-adopted doctrine of "joint and several liability" operates as a "Deep Pocket Doctrine," and has unfairly cost the taxpayers and consumers of California millions of dollars in court judgments, settlements, legal costs, skyrocketing insurance premiums and difficulty in obtaining adequate liability insurance coverage, and

WHEREAS, many cities, other governmental bodies, business firms and professionals are selected as defendants in lawsuits merely because of their perceived assets or insurance and often are found only fractionally at fault but must pay most or all of the judgment because the defendants most at fault cannot pay, and

WHEREAS, ultimately this cost is unfairly borne by the taxpayers and consumers of California, and

WHEREAS, the "Fair Responsibility Act of 1986" is an initiative measure that would give the voters of California an opportunity to reform the inequities and injustices of this "Deep Pocket Doctrine" by holding liability lawsuit defendants financially liable in closer proportion to their degree of actual fault,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby endorses the "Fair Responsibility Act of 1986" and urges its support and passage to relieve the financial strain imposed on local government and its taxpayers.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1986, 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-503

A RESOLUTION ORDERING THE KANSAS AVENUE NO. 5 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated April 16, 1986, approved the proposed Kansas Avenue No. 5 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 Kansas Avenue No. 5 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Kansas Avenue No. 5 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 on April 16, 1986, 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 existing and proposed development in the area.

and

WHEREAS, by Resolution No. 86-441, the Council of the City of Modesto initiated proceedings for the reorganization of certain inhabited territory known as the Kansas Avenue No. 5 Reorganization, and

WHEREAS, by said Resolution No. 86-441, the Council fixed the 27th day of May, 1986, 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 reorganization, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 86-441 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto, said publication having been 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 27th day of May, 1986, 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, the Council of the City of Modesto did hear and pass upon all protests made to the proposed reorganization, and

WHEREAS, no written protests to the reorganization have been filed by owners of land who own less than fifty (50%) percent of the total assessed value of land within the territory prior to said hearing, 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 Kansas Avenue No. 5 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 Woodland Avenue 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 is hereby approved and 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 said Reorganization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By John R. Christiansen
Engineering Services Department

December 30, 1985
REVISED: FEBRUARY 4, 1986

KANSAS AVENUE NO. 5 REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 25, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southwestern corner of the KANSAS AVENUE NO. 3 ANNEXATION (396), as per description filed March 5, 1979, as Instrument 55182, Stanislaus County Records:

1. thence along the existing City Limits on the Southern line of said ANNEXATION (396), said line being the centerline of 40.00 foot Kansas Avenue, North 88° 50' 00" East, 1167.21 feet, to the Southeastern corner of ANNEXATION (396);

2. thence continuing along the existing City Limits on the Eastern line of ANNEXATION (396), North 01° 28' 00" West, 1232.66 feet, to the Northeastern corner of ANNEXATION (396), and a point on a Southern line of the WOODLAND-MERCY ADDITION (388), as per description filed November 29, 1978, as Instrument 34754, Stanislaus County Records;

3. thence continuing along the existing City Limits on said Southern line of ADDITION (388), South 87° 55' 00" East, 141.72 feet;

4. thence continuing along the existing City Limits on a Southwestern line of ADDITION (388), South 70° 31' 28" East, 21.03 feet, to the Southeastern corner of ADDITION (388);

5. thence leaving the existing City Limits, South 43° 36' 59" East, 564.92 feet, to a point on the Northern line of Parcel "A", as per map filed April 21, 1978 in Book 26 of Parcel Maps, Page 118, Stanislaus County Records;

6. thence along said Northern line of Parcel "A" and Parcel "B", North 85° 19' 50" East, 283.90 feet, to the Northeastern corner of said Parcel "B";

7. thence along the Eastern line of Parcel "B" and its Southerly extension, South 01° 21' 30" East, 837.71 feet, to a point on the Southern line of said 40.00 foot Kansas Avenue;

8. thence along said Southern line of Kansas Avenue, said line also being the East-West quarter section line in said Section 25, South 88° 50' 00" West, 1989.28 feet, to the West quarter section corner of Section 25;

9. thence along the West line of Section 25, North 01° 28' 00" West, 20.00 feet, to the point of beginning, containing 19.483 Acres, more or less.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-504

A RESOLUTION APPROVING THE STANISLAUS COUNTY 1986 SOLID WASTE MANAGEMENT PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Solid Waste Management Plan For Stanislaus County and the Incorporated Cities of Ceres, Hughson, Modesto, Newman, Oakdale, Patterson, Riverbank, Turlock, and Waterford, dated April 1986, and on file in the office of the City Clerk be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1986, 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. 86-505

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(403). (CENTRAL VALLEY PLAZA)

WHEREAS, a verified application for an amendment to Section 13-3-8 of the Zoning Map was filed by Interstate Consolidated Industries on February 27, 1986, to reclassify from Medium Density Residential Zone, R-2, Medium High Density Residential Zone, R-3, and Highway Commercial Zone, C-3, to Planned Development Zone, P-D, to allow a shopping center, property located on the northeast side of Sisk Road west of Prescott Road, described as follows:

C-3 to P-D (403)

All that certain real property situate in a portion of the Southeast quarter of Section 13, Township 3 South, Range 8 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 "B", as shown on the map filed in book 32 of Parcel Maps, at Page 135, Stanislaus County Records; thence South 46°41'50" West, 42.00 feet to the centerline of Sisk Road; thence North 43°18'10" West, along said centerline of Sisk Road, 1714.09 feet to the centerline intersection of Sisk Road with Conant Avenue; thence North 0°33'32" West, along the centerline of said Conant Avenue; 148.12 feet, thence North 89°06'08" East, 880.00 feet; thence South 47°21'22" East, 225.00 feet; thence South 0°33'32" East, 427.00 feet; thence North 89°06'08" East, 250.00 feet; thence North 0°33'32" West, 832.00 feet to the southwest corner of Prescott Homes Subdivision, as shown in Volume 27 of Maps, at Page 12, Stanislaus County Records; thence North 89°06'08" East, along South line of Prescott Homes Subdivision, 149.52 feet to the beginning of a tangent curve, concave to the Southwest, having a radius of 630.00 feet and a central angle of 38°54'54"; thence Southeasterly along the arc of said curve, 427.89 feet to a point of a reverse curvature arc, concave to the northeast, having a radius of 270.00 feet and a central angle of 38°54'56"; thence Southeasterly along the arc of said curve, 183.38 feet; thence South 0°53'54" East, 60.00 feet to the Northwest corner of Lot "B" (common area), of Mount Vernon Plaza No. 1, as shown in volume 29 of Maps at Page 49, Stanislaus County Records, said corner lying on the South

right-of-way line of Budd Street; thence South along the West line of said Lot "B" the following seven (7) bearings and distances: 1) South 0°30'00" East, 115.33 feet; 2) thence South 89°30'00" West, 20.00 feet; 3) thence South 0°30'00" East, 36.00 feet 4) thence North 89°30'00" East, 20.59 feet; 5) thence South 0°30'00" East, 92.01 feet; 6) to a point on a non-tangent curve, concave to the Southeast, having a radius of 370.00 feet and a central angle of 5°34'37"; thence Northeasterly along the arc of said curve, 36.01 feet; 7) thence South 0°30'00" East, 237.65 feet to the Southwest corner of said Lot "B"; thence continuing South 0°30'00" East, 95.08 feet to a point on the North line of Parcel "1", as shown on Book 24 of Parcel Maps, at Page 9, Stanislaus County Records; thence South 89°22'34" East, along said North line of Parcel "1", 477.80 feet to the beginning of a tangent curve, concave to the Northwest, having a radius of 15.00 feet and a central angle of 91°07'26", thence Northeasterly along the arc of said curve, 23.86 feet to a point on the West right-of-way line of Prescott Road; thence North 89°30'00" East, 45.00 feet to the East line of said Section 13, and the centerline of said Prescott Road; thence South 0°30'00" East along said centerline of Prescott Road, 77.19 feet; thence North 89°22'34" West, 45.01 feet to a point on the said West right-of-way line of Prescott Road and the Northeast corner of Parcel "A", as shown in Book 12 of Parcel Maps, at Page 88, Stanislaus County Records; thence West and South along the North line of said Parcel "A" the following three (3) courses; 1) North 86°22'34" West, 350.00 feet; 2) to the beginning of a tangent curve concave to the Southeast, having a radius of 82.00 feet and a central angle of 89°25'43"; thence Southwesterly along the arc of said curve, 123.69 feet; 3) thence South 7°45'13" West, 116.01 feet to the Southwest corner of said Parcel "A"; thence South 0°30'00" East, 347.81 feet to the Southeast corner of said Parcel "1" (24 PM 9); thence North 89°09'03" West, along the South line of said Parcel "1", 753.87 feet to the Southwest corner of said Parcel "1"; thence South 16°00'08" East, 178.94 feet to the Southeast corner of said Parcel "B" (32 PM 135); thence South 73°59'39" West, along the South line of said Parcel "B", 246.14 feet to the point of beginning of this description.

Containing: 47.358 acres.

<u>R-2 to P-D (403)</u>

ALL that certain real property situate in a portion of the Southwest quarter of Section 13, Township 3 South, Range 8 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 Scott Manor Subdivision, as shown in Volume 20 of Maps, at Page 19, Stanislaus County Records; said corner lying on the east line of original 40.00-foot wide Conant Avenue; thence along the South line of said Scott Manor Subdivision, North 89°06'08" East, 1,271.61 feet to the Southeast corner of said Scott Manor Subdivision; thence South 0°33'32" East, 580.00 feet; thence South 89°06'08" West, 125.00 feet; thence North 0°33'32" West, 175.00 feet; thence South 89°06'08" West, 125.00 feet; thence North 47°21'22" West, 225.00 feet; thence South 89°06'08" West, 880.00 feet to the centerline of Conant Avenue; thence North 0°33'32" West, along said centerline of Conant Avenue, 250.00 feet; thence North 89°06'08" East, 20.00 feet to the point of beginning of this description.

R-3 to P-D (403)

ALL that certain real property situate in a portion of the Southwest quarter of Section 13, Township 3 South, Range 8 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 Scott Manor Subdivision, as shown in Volume 20 of Maps, at Page 19, Stanislaus County Records; said corner lying on the East line of original 40.00-foot wide Conant Avenue; thence along the South line of said Scott Manor Subdivision, North 89°06'08" East, 1,271.61 feet to the Southeast corner of said Scott Manor Subdivision; thence South 0°33'32" East, 580.00 feet to the true point of beginning of this description; thence continuing South 0°33'32" East, 252.00 feet; thence South 89°06'08" West, 250.00 feet; thence North 0°33'32" West, 427.00 feet; thence North 89°06'08" East, 125.00 feet; thence South 0°33'32" East, 175.00 feet; thence North 89°06'08" East, 125.00 feet to the point of beginning of this description.

Containing: 1.948 acres

and

WHEREAS, after a public hearing held on April 7, 1986 and continued on May 5, 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. 86-79, that rezoning of the property as requested is

required by public necessity, convenience and general welfare for the following reasons:

1. The proposed uses are consistent with the C-3 zoning which has existed on the majority of this site for many years.

2. The design of the proposal and conditions of approval will ensure compatibility with adjoining residential areas.

3. The design of the proposal and conditions of approval will help to facilitate traffic circulation in the general area of the proposal.

4. The proposed uses are consistent with the designation of the area on the Modesto Urban Area General Plan.

and

WHEREAS, after a public hearing held on May 27, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Interstate Consolidated Industries 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. 86-79 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2428-C.S. on the 27th day of May, 1986, reclassifying the above-described property from Medium Density Residential Zone, R-2, Medium High Density Residential Zone, R-3, and Highway Commercial Zone, C-3, to Planned-Development Zone, P-D(403).

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(403), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Central Valley Plaza" as amended in red, stamped approved by the City Council on May 27, 1986.

2. Prior to the issuance of a building permit for any building or group of buildings contained within any subdivision lot, the applicant shall submit detailed plot plans for that lot in accordance with Section 10-2.1709 of the Modesto Municipal Code for review by the Planning Commission. Standard and special conditions normally part of P-D approval will be attached to the various plans for each lot.

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 of any building and shall be as follows:

   Eight-foot decorative masonry wall along the entire north property line and on the east property line north of Bell Boulevard.

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

6. All public street frontages shall be improved to City of Modesto 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. Traffic signals shall be installed at the intersections of Prescott Avenue and Bell Boulevard and of Sisk Road and Bell Boulevard prior to occupancy of any structures. Such installation shall be at the expense of the developer and as approved by the Director of Parking and Traffic.

8. The Sisk Road frontage shall be improved to a sufficient width to include four (4) through lanes, a continuous left turn lane, and right turn acceleration and deceleration lanes serving all Sisk Road

project driveways. Bus stop areas shall be provided as approved by the Director of Parking and Traffic.

9. Southbound Prescott Road at Briggsmore Avenue shall be modified to provide for dual eastbound left-turns, including any required modification of signals at this intersection, as approved by the Director of Engineering Services.

10. The intersection of Sisk, Orangeburg, and Briggsmore shall be modified to provide for the following:

    a. Eastbound Sisk: One left turn lane, one through lane, and one through/right turn lane or one right-turn only lane, as determined by the Director of Parking and Traffic.

    b. Westbound Sisk: Two lanes westbound

    c. Westbound Orangeburg: Two left-turn lanes, one through lane, one through/right-turn lane, and a minimum five-foot bicycle lane.

    d. Northbound Briggsmore: Three northbound lanes north of Orangeburg; modify the right-turn-only lane south of Orangeburg to a through/right-turn lane if so determined by the Director of Parking and Traffic.

    e. The applicant shall pay for any necessary additional right-of-way to be acquired by the City to enable these modifications.

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. 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.

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

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

16. 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.

17. Individual parcels shall be served by water and sanitary sewer services in a manner to be approved by the Director of Engineering Services.

18. 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 east, southeast, south, and west, substantially as shown in red on the plot plan.

19. All signs shall comply with the sign requirements of the C-3 Zone.

20. No signs shall be permitted above eight feet in height on the north face of buildings facing the northerly boundary of the project nor on the east face of buildings facing the residential development to the east of the project.

21. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

22. All existing utilities affected by relocation of street rights-of-way shall be relocated or protected by easements as approved by the Director of Engineering Services.

23. 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 Reciprocal Easement Agreement to guarantee common facility and private property maintenance in accordance with the approved plans.

24. 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.

25. Prior to recordation of a final map, the developer shall enter into a maintenance agreement with the City for any landscaping in public rights-of-way.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(403):

The entire construction program shall be accomplished in one phase, construction to begin on or before May 5, 1989, and completion to be not later than May 5, 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(403) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-506

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, R-3, and C-3 TO P-D(403).

WHEREAS, on May 27, 1986, the City Council introduced Ordinance No. 2428-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, Medium High Density Residential Zone, R-3, and Highway Commercial Zone, C-3, to Planned Development Zone, P-D(403), property located on the northeast side of Sisk Road west of 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 13-3-8 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, Medium High Density residential Zone, R-3, and Highway Commerical Zone, C-3, to Planned Development Zone, P-D(403), property located on the northeast side of Sisk Road west of Prescott Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-507

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(404). (INTEGRATED DEVELOPMENT)

WHEREAS, a verified application for an amendment to Section 3-3-8 and Section 10-3-8 of the Zoning Map was filed by Integrated Development on March 31, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a motel, restaurant and convenience mart complex, 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 May 5, 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. 86-82, 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 May 27, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Integrated 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. 86-82 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2429-C.S. on the 27th day of May, 1986, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned-Development Zone, P-D(404).

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(404), is hereby approved subject to the following conditions:

1. 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 May 5, 1986.

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.

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. All signs shall comply with the sign requirements of the C-3 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 Salida Boulevard frontage. The number shall be as determined by the Director of Engineering Services.

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 property owner shall participate in sharing the cost of a traffic signal in an amount consistent with the traffic signal policy when adopted, which amount shall be based on parking spaces and which funds shall be paid upon demand by the City.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(404):

The entire construction program shall be accomplished in two phases, as follows:

Phase I - Construction of a 60-unit motel, restaurant, and convenience mart to begin on or before June 1, 1988 and completion to begin not later than June 1, 1989.

Phase II - Construction of 20 additional motel rooms to begin on or before June 1, 1989 and completion to begin 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(404) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-508

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 R-1 TO P-D(404).

WHEREAS, on May 27, 1986 the City Council introduced Ordinance No. 2429-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 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, 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 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-509

A RESOLUTION ACCEPTING THE BID OF GRAHAM CONTRACTORS FOR SLURRY SEAL OF VARIOUS CITY STREETS, 1986

WHEREAS, Resolution No. 86-403, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the slurry seal of various City streets, 1986 and authorized the calling for bids; and

WHEREAS, the bids received for the slurry seal of various City streets, 1986 were opened at 11:05 a.m. on May 20, 1986, 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 Graham Contractors in the amount of $216,674 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Graham Contractors in the amount of $216,674 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 May, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-510

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE IMPERIAL AVENUE WATERLINE STRENGTHENING

WHEREAS, Resolution No. 86-405 **, adopted by the Council of the City of Modesto on** May 6, 1986 **, approved the plans and specifications for the** Imperial Avenue waterline strengthening **and authorized the calling for bids; and**

WHEREAS, the bids received for the Imperial Avenue waterline strengthening **were opened at** 11:10 a.m. on May 20, 1986 **, 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 $57,872 **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 $57,872 **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** May **, 19**86**, 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. 86-511

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR CONANT AVENUE WATERLINE EXTENSION

WHEREAS, Resolution No. 86-404, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the Conant Avenue waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the Conant Avenue waterline extension were opened at 11:00 a.m. on May 20, 1986, 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 $19,996 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 $19,996 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 May, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-512

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE OVERLAY OF PARKING LOT 3 (12TH AND I STREETS) AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of the overlay of Parking Lot 3 (12th and I Streets) has been completed by George Reed, Inc.

in accordance with the contract agreement dated April 8, 1986.

NOW, THEREFORE, BE IT RESOLVED that the construction of the overlay of Parking Lot 3 (12th and I Streets) 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 $9,666 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 May, 19 86, 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. 86-513

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF EMERGENCY GENERATOR REPAIR SERVICES FROM ENGINE POWER COMPANY

WHEREAS, the generator used to supply backup power for the influent pumps and control building at the Sutter Street facility is in need of major service; and

WHEREAS, the generator is powered by a Caterpillar engine which must receive service from Engine Power Company of Stockton who is the authorized regional service center.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of emergency generator repair services is hereby waived.

BE IT FURTHER RESOLVED that purchase of emergency generator repair services from Engine Power Company for a total amount of $10,810 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 May, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-514

A RESOLUTION SETTING TIME AND PLACE FOR HEARING WITH REDEVELOPMENT AGENCY ON REVISED DISPOSITION AND DEVELOPMENT AGREEMENT WITH CIVIC PLAZA HOTEL ASSOCIATES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 24, 1986 **, 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 joint hearing with the Redevelopment Agency on revised Disposition and Development Agreement with Civic Plaza Hotel Associates.*

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th **day of** May **, 19** 86 **, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-515

A RESOLUTION APPROVING THE 1986-87 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 1986-87 budget for the administration of City-County Service Agreement of the Waste-to-Energy Project in an estimated amount of $358,800, 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 27th day of May, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-516

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, 1986, 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 1986 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 27th day of May, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-517

A RESOLUTION DESIGNATING STANISLAUS COUNTY AS THE CITY'S AGENT FOR SERVICE OF PROCESS FOR TAXPAYER REFUND ACTIONS BROUGHT AGAINST THE CITY UNDER TAX AND REVENUE CODE DIVISION "PROPERTY TAXATION", PART 9, CHAPTER 5, ARTICLE II.

WHEREAS, Revenue and Taxation Code Section 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 if the city first designates the county as its agent of process, and

WHEREAS, the City of Modesto is currently being sued for a refund of a portion of property taxes collected by the County of Stanislaus a portion of the proceeds of which were paid to the City, and

WHEREAS, it is necessary under Revenue and Taxation Code Section 5149 for the City to designate the County as its agent for service of process if the City wishes the County to provide the City's defense in the current or future property tax refund cases, and

WHEREAS, the County has knowledge, expertise and experience in the methods utilized in assessing and collecting property taxes which knowledge, expertise and experience City staff lacks, and

WHEREAS, the defense by the City in the present property tax refund litigation, and in future property tax refund cases which may be jointly filed against the City and County from time to time, would rely upon and duplicate the defense of the County in assessing and collecting the disputed taxes and result in a duplication of time and effort spent by City and County legal staff,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the County of Stanislaus is hereby and henceforth designated as the City of Modesto's agent for service of process in tax refund cases brought against the City of Modesto under Section 5140 of the Revenue and Taxation Code.

BE IT FURTHER RESOLVED by the Council that the Clerk of the City of Modesto is hereby directed to file with the Stanislaus County Clerk a copy of this resolution designating Stanislaus County as the agent of the City of Modesto for actions brought against the City of Modesto pursuant to Section 5140 of the Revenue and Taxation Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 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 Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-518

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE ROBERTI-Z'BERG URBAN OPEN-SPACE AND RECREATION PROGRAM FOR THE CONSTRUCTION OF RESTROOM/UTILITY BUILDING AND INSTALLATION OF LIGHTS AND PICNIC UNITS AT SIPHERD NEIGHBORHOOD PARK.

WHEREAS, the legislature of the State of California has enacted the Roberti-Z'berg Urban Open-Space and Recreation Program, which provides funds to certain political subdivisions of the State of California for acquiring lands and for developing facilities to meet urban recreation needs, and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program, setting up necessary procedures governing application by local agencies under the program, and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications prior to submission of said applications to the state, and

WHEREAS, said applications contain a certification that the applicant will comply with all federal, state, and local environmental, public health, relocation, affirmative action, and clearinghouse requirements and all other appropriate codes, laws and regulations prior to the expenditure of the grant funds, and

WHEREAS, the projects applied for under this program must be of a high priority and satisfy the most urgent park and recreation needs with emphasis on unmet needs in the most heavily populated areas,

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

1. Approves the filing of an application for funding under the Roberti-Z'berg Urban Open-Space and Recreation Program; and

2. Certifies that said agency understands the general provisions of the agreement; and

3. Certifies that said agency has or will have sufficient funds to operate and maintain the projects funded under this program; and

4. Certifies that said agency has or will have available prior to commencement of any work on the projects included in this application matching money from a nonstate source; and

5. Certifies that the projects included in this application conform to the recreation element of any applicable city or county general plan; and

6. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, and so on which may be necessary for the completion of the aforementioned projects; and

7. Appoints the City Attorney as legal counsel for said agency with authorization to sign the certification on page 1 of the application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 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 Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-519

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DAMACIA AND EVA BACA FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 620 INYO AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Damacia and Eva Baca for sewer service to property outside City limits at 620 Inyo Avenue, between Dallas Street and Mt. Oso 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 27th day of May, 19 86, 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. 86-520

A RESOLUTION APPROVING THE DISTRIBUTION OF COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FUNDS TO THE HIGHWAY VILLAGE COMMUNITY SERVICE DISTRICT, AND 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 Highway Village Community Service District, and 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,

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 Highway Village Community Service District in the amount of $25,000, and 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of May, 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: [signature]
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-521

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BURROUGHS CORPORATION FOR PROVIDING A REMITTANCE PROCESSING SYSTEM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Burroughs Corporation for providing a Remittance Processing 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 27th day of May, 19 86, 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. 86-522

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 $2,974,302 from the Local Transportation Fund and $200,000 from the State Transit Assistance 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 $3,174,302 for the fiscal year 1986-87 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 May, 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
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-523

AMENDED
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CROSBY, THORNTON, MARSHALL, BOOKER, LAWLOR, ARCHITECTS, TO COMPLETE THE FINAL PLANS AND SPECIFICATIONS FOR THE TERMINAL EXPANSION PROJECT 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 Crosby, Thornton, Marshall, Booker, Lawlor, Architects, to complete the final plans and specifications for the terminal expansion project 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 3rd day of June, 19 86, 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. 86-524

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $23,000 FROM CONTINGENCY RESERVE TO THE PASSENGER TERMINAL ACCOUNT TO COVER THE INCREASED COST

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

FROM:	Contingency Reserve (632 800 8000 8003)	$23,000
TO:	Passenger Terminal Account (632 480 G471 6000)	$23,000

Increase needed to cover cost of inflation since 1983 when the original plans and specifications for the Modesto Airport terminal expansion project were to be completed and to cover cost of interior architectural fees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd **day of** June, 19 86, **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. 86-525

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF ALLEN R. GRANT TO THE DECISION OF THE PLANNING COMMISSION DENYING A VESTING TENTATIVE MAP FOR WALNUT WOODS EAST SUBDIVISION, AND APPROVING SAID MAP.

WHEREAS, the vesting tentative map of the Walnut Woods East Subdivision was filed in the office of the Secretary of the Planning Commission on March 28, 1986, 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 Sylvan Union 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 Fire Station No. 7 at Mable Avenue and Palmwood Drive, 3 1/8 miles distant, and

WHEREAS, letters were received from the Sylvan Union School District and the Modesto High School District which stated that both districts have reached capacity and requested that the subdivision not be approved until student housing and transportation needs are resolved, and

WHEREAS, the vesting tentative map accompanied an application to rezone a portion of the subdivision area from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, to allow 5,000-square foot lots, and

WHEREAS, a public hearing was held by the Planning Commission on May 5, 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 hearing the Planning Commission, by Resolution No. 86-84, found and determined that the vesting tentative map of Walnut Woods East Subdivision accepted for filing in the office of the Secretary of the Planning Commission on March 28, 1986, 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 Walnut Woods East Subdivision, which accompanied an application to rezone a portion of the subdivision area from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, to allow 5,000-square foot lots, was filed with the City Clerk by Mid-Valley Engineering on behalf of Allen Grant by letter dated May 6, 1986, 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 June 3, 1986, 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 Allen Grant to the decision of the Planning Commission denying approval of the vesting tentative map of Walnut Woods East Subdivision, which accompanied an application to rezone a portion of the subdivision area from Medium Density Residential Zone, R-2, to Low Density Residential Zone, R-1, to allow 5,000-square foot lots, should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. Subsequent to the Planning Commission hearing the subdivider filed an application to rezone the area of the lots fronting on Merle Avenue from R-2 to R-1 to avoid the potential for multiple driveways onto the collector street. In consideration of the

application to rezone the Merle Avenue frontage to R-1, the Council granted the previously requested R-1 zoning and the proposed subdivision lots would comply with applicable R-1 zoning regulations.

2. The school impact issue is currently under consideration by the Schools Advisory Committee and the Council prefers to not address that issue until the Committee's report is received, as Allen Grant has consented to payment of impact fees after approval of the completed application.

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 Allen Grant to the decision of the Planning Commission denying approval of the vesting tentative map of Walnut Woods East Subdivision, which accompanied an application to rezone a portion of the subdivision area from Medium Density Residential Zone, R-2, to Low Density

Residential Zone, R-1, to allow 5,000-square foot lots, is hereby granted for the reasons set forth above, and the decision of the Planning Commission denying said vesting tentative map of Walnut Woods East Subdivision is hereby overruled.

BE IT FURTHER RESOLVED that the vesting tentative map of the Walnut Woods East Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on March 28, 1986, 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 a solid decorative masonry wall at least six feet in height shall be constructed adjacent to subdivision lots along the north line of M.I.D. Lateral No. 3.

2. 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.

3. 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.

4. That public utility easements as required by the utility companies serving the subdivision shall be dedicated by the final map.

5. That direct vehicular and pedestrian access between M.I.D. Lateral No. 3 and adjacent subdivision lots shall be prohibited by appropriate notes on 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 a final map shall not be recorded until such time as appropriate zoning to allow the proposed lot areas is granted by the City Council and is in effect.

8. That aligned streets shall have a common name as approved by the Secretary of the Planning Commission.

9. That storm drainage fees shall be paid as required by the Municipal Code for the Orchard Storm Drainage District.

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 3rd day of June, 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, 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-526

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 SECTIONS 14-3-9 AND 23-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO R-1.

WHEREAS, on June 3, 1986, the City Council introduced Ordinance No. 2430-C.S. giving approval to a project relating to an amendment to Sections 14-3-9 and 23-3-9 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 south side of Merle Avenue west 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 Sections 14-3-9 and 23-3-9 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 south side of Merle Avenue west of Roselle Avenue, extended.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 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, 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-527

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(405).

WHEREAS, a verified application for an amendment to Section 22-3-9 of the Zoning Map was filed by Westvail, Inc. on March 28, 1986, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a senior citizens housing complex, property located on the east side of Santa Paula Drive north of East Orangeburg Avenue, described as follows:

All that certain real property situate on a portion of the Northeast quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, County of Stanislaus, State of California, described as follows:

Parcel 1, as shown on the Official map recorded in Book 37 of Parcel Maps at Page 44, Stanislaus County Records.

Including also all of the Eastern one half of 50.00-foot wide Santa Paula Drive immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on May 5, 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. 86-81, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The property is currently zoned R-3 which allows an even greater density of standard apartments for occupancy by all age groups.

2. Elderly housing is recognized as a relatively low-intensity land use in terms of traffic generation.

3. There is considerable common open space for the residents' enjoyment and landscaping and up-scale fencing on the periphery will assure compatibility with surrounding properties.

and

WHEREAS, after a public hearing held on June 3, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Westvail, 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. 86-81 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2431-C.S. on the 3rd day of June, 1986, reclassifying the above-described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(405),

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(405), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Westvail Inc. Santa Paula Commons" as amended in red, stamped approved by the Planning Commission on May 5, 1986.

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 north 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. Drainage shall be provided 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. All utilities shall be underground and cable television service shall be stubbed into all units.

8. All signs shall comply with the sign requirements of the R-3 Zone.

9. 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, their spouses, and persons who are physically handicapped.

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.

11. The property owner shall participate in sharing the cost of a traffic signal in an amount consistent with the traffic signal policy when adopted, which funds shall be paid upon demand by the City.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(403):

The entire construction program be accomplished in one phase, construction to begin on or before May 5, 1988, and completion to be not later than May 5, 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. The development plan and development schedule for Planned Development Zone, P-D(405), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2431-C.S., introduced on the 3rd day of June, 1986, reclassifying the property to Planned Development Zone, P-D(405), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1986, 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, 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, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-528

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(405).

WHEREAS, on June 3, 1986 the City Council introduced Ordinance No. 2431-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 Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(405), property located on the east side of Santa Paula Drive north 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 Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(405), property located on the east side of Santa Paula Drive north of East Orangeburg Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By John J. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-529

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INTRACITY TRANSIT OPERATION CONTRACT

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

SECTION 1. The plans and specifications for the Intracity Transit operation contract 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 22, 1986, 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 3rd day of June, 19 86, 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: McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-530

A RESOLUTION ACCEPTING THE BID OF SAFE-T-LITE FOR THE CITY'S ANNUAL REQUIREMENT OF STREET NAME SIGNS

WHEREAS, Resolution No. 86-387, adopted by the Council of the City of Modesto on April 22, 1986, approved the plans and specifications for the City's annual requirement of street name signs and authorized the calling for bids; and

WHEREAS, the bids received for the annual requirement of street name signs were opened at 3:00 p.m. on May 20, 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 Safe-T-Lite in the amount of $11,304 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 $11,304 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 June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-531

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE STAIRWAY REPLACEMENT FOR WOODLAND AVENUE LIFT STATION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** the stairway replacement for Woodland Avenue lift station **has been completed by** Lang's Enterprises

in accordance with the contract agreement dated January 21, 1986.

NOW, THEREFORE, BE IT RESOLVED that the construction of the stairway replacement for Woodland Avenue lift station **be accepted from said contractor,** Lang's Enterprises;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $12,456.10 **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 3rd **day of** June, **19** 86, **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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-532

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE SEMALLON WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of the Semallon waterline extension

has been completed by Bond Construction

in accordance with the contract agreement dated March 18, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the onstruction of the Semallon waterline extension

be accepted from said contractor, Bond Construction ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $21,876 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 June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-533

A RESOLUTION EXTENDING THE DEADLINE FOR REMOVING THE CITY-OWNED HOUSE AT 321 NEECE DRIVE

WHEREAS, the Council, by Resolution No. 86-174, on February 4, 1986, approved the sale of the City-owned house at 321 Neece Drive, to W.D. Camp; and

WHEREAS, the house, by the terms of the specifications and the Notice to Bidders, was to be removed by May 31, 1986; and

WHEREAS, Mr. Camp has requested a two-week extension to move the house due to problems that have arisen, and staff sees no problem with the extension since the balance of money has been paid and work has started.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that a two-week extension of the deadline for removing the City-owned house at 321 Neece Drive is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-534

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE 1985 DODGE DIPLOMAT THROUGH THE STATE OF CALIFORNIA DEPARTMENT OF GENERAL SERVICES

WHEREAS, the Utility Services - Service Division is requesting the purchase of a 1985 Dodge Diplomat to be permanently assigned to the Fire Prevention Bureau to replace a similar unit 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 one 1985 Dodge Diplomat is hereby waived.

BE IT FURTHER RESOLVED that purchase of one 1985 Dodge Diplomat through the State of California Department of General Services for the total price of $11,037 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 June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-535

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF GAS AND DIESEL FOR THE 1986-87 FISCAL YEAR 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 1986-87 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 3rd day of June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-536

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF JOHN WILLIAMS, TO A PLANNING COMMISSION DECISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 1, 1986 **, 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 Mid-Valley Engineering, on behalf of John Williams, to a Planning Commission decision denying plot plan approval for a flag lot in the R-1 Zone and a vesting tentative parcel map, property located on the west side of College Avenue, south of Woodman Way.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd **day of** June **, 19** 86 **, 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:**	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-537

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SCENIC ROAD PROPERTIES FOR THE ACQUISITION OF A PERMANENT 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 Scenic Road Properties for the acquisition of a permanent 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 3rd day of June, 19 86, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-538

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $100,000 FROM CONTINGENCY RESERVE TO MISCELLANEOUS RIGHT OF WAY TO COVER UNFORESEEN EXPENDITURES IN THIS ACCOUNT

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

FROM:	Contingency Reserve (070 800 8000 8003)	$100,000
TO:	Miscellaneous Right of Way (070 430 P796 6000)	$100,000

Increase needed to cover two unforeseen expenditures: land acquisition in Orchard Neighborhood and litigation expenses from two lawsuits.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd **day of** June, 19 86, **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:**	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-539

A RESOLUTION APPROVING THE FINAL MAP OF THE SAN REMO SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, HALLMARK CAPITAL INVESTMENT III, LIMITED, a California Limited Partnership,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 6.518 acres, known as the SAN REMO 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 May, 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 SAN REMO 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 June, 1986, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member 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: None

ABSENT: Councilmembers: Muratore

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. 86-540

A RESOLUTION APPROVING THE FINAL MAP OF THE SAN REMO EAST SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, HALLMARK CAPITAL INVESTMENT III, LIMITED, a California Limited Partnership,

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.114 acres, known as the SAN REMO EAST 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 May, 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 SAN REMO 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 3rd day of June, 1986, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member 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: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-541

A RESOLUTION APPROVING THE FINAL MAP OF THE SAN REMO WEST SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, HALLMARK CAPITAL INVESTMENT III, LIMITED, a California Limited Partnership,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.861 acres, known as the SAN REMO WEST 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 May, 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 SAN REMO 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,

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 June, 1986, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

member 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: None

ABSENT: Councilmembers: Muratore

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. 86-542

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND UNITED WAY FOR RENTAL OF ROOMS 101, 102, 103 AND 105 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 rental of Rooms 101, 102, 103 and 105 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 3rd day of June, 19 86, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-543

A RESOLUTION ESTABLISHING RENTAL FEES FOR USE OF THE MC HENRY MANSION.

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,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the rental fees to be charged for use of the McHenry Mansion shall be as follows:

SECTION 1. For cultural groups, the McHenry Mansion can be rented on Mondays and Tuesdays (all day) and Wednesday, Thursday and Sunday evenings (except for holidays) at a rate of $50 for 4 hours and $10 for each additional hour. 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.

SECTION 2. For non-cultural groups, the fee will be $150 for 4 hours and $25 for each additional hour.

SECTION 3. 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.

SECTION 4. The Mansion is not available on a regular basis for any one group.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of June, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-544

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR ROSELAWN-ROUSE REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for the Roselawn-Rouse 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 3rd day of June, 19 86, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Roselawn-Rouse NO2

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

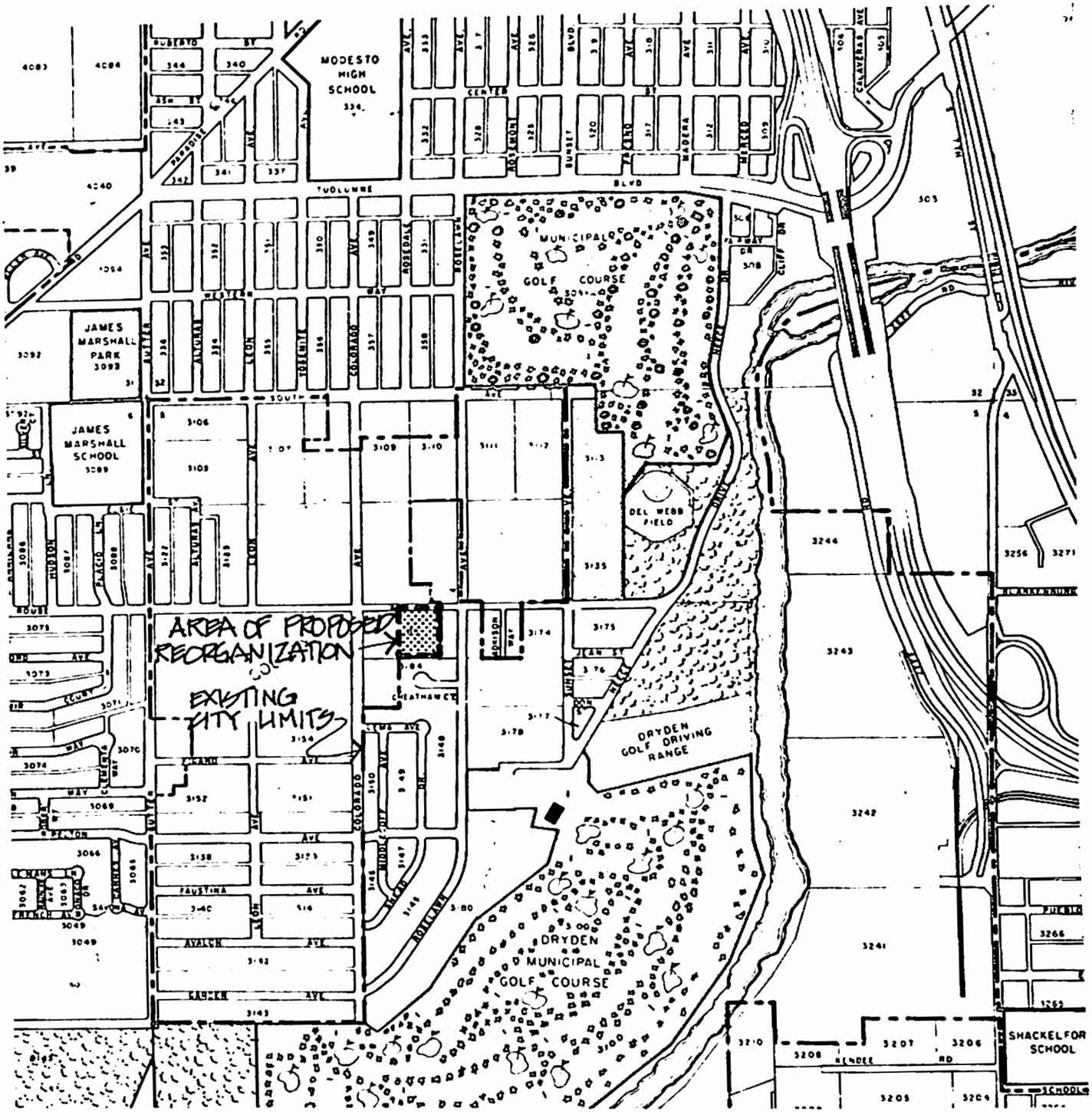
5. Other comments the City would like to make.

none

ROSELAWN - ROUSE No 2
REORGANIZATION TO THE CITY OF MODESTO

NORTH

SCALE 1" = 1000'



MODESTO CITY COUNCIL
RESOLUTION NO. 86-545

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR THE KANSAS-ROSEMORE REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for the Kansas-Rosemore 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 3rd day of June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Kansas-Rosemore

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

yes

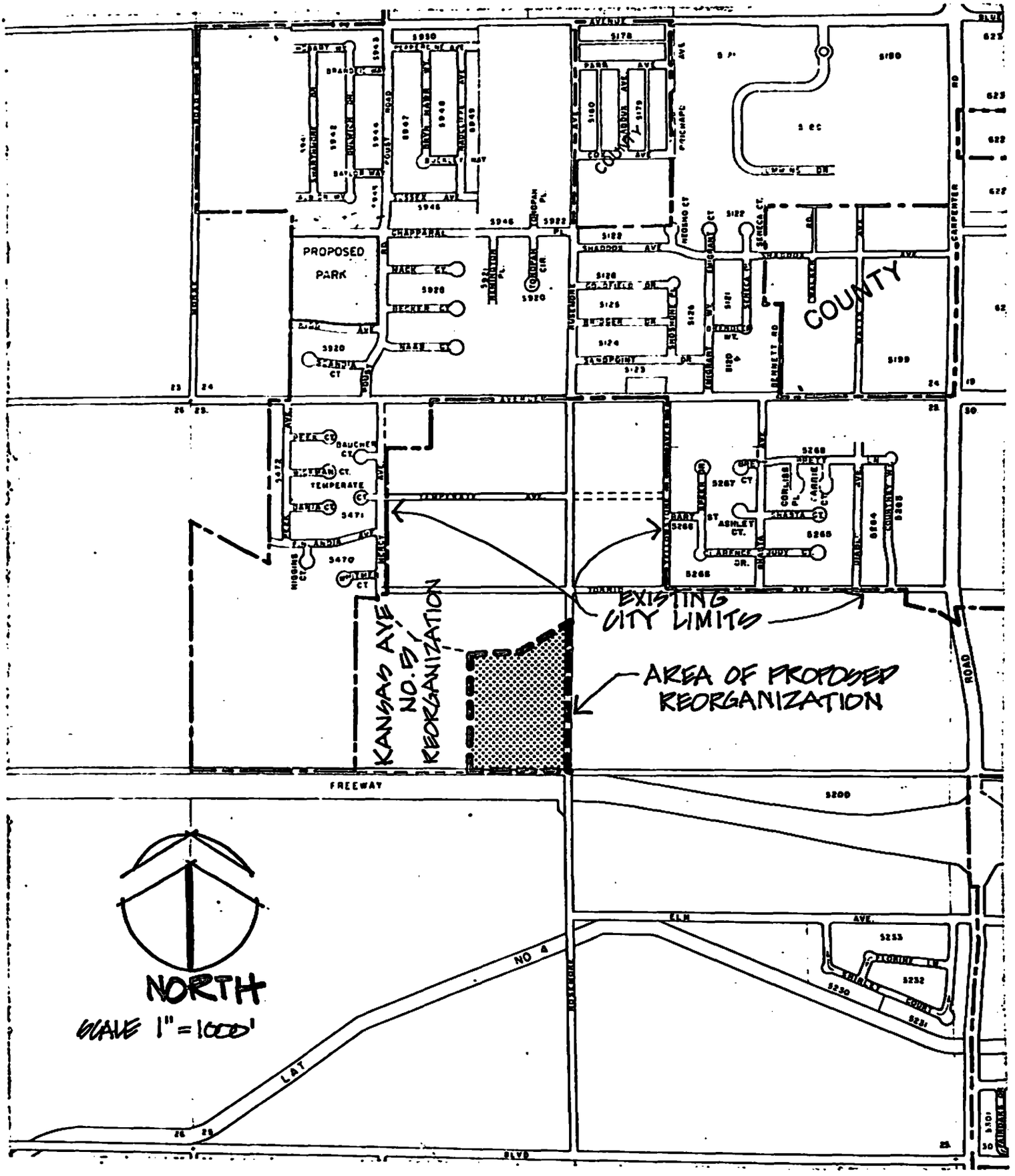
4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

no

5. Other comments the City would like to make.

The Reorganization proposal will be contiguous via the property in the Kansas Avenue No. 5 Reorganization immediately west of this property, which Reorganization was approved at the May 27, 1986 Council protest hearing.

KANSAS-ROSEMORE
REORGANIZATION TO THE CITY OF MODESTO



MODESTO CITY COUNCIL
RESOLUTION NO. 86-546

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR THE EDGEBROOK 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 Edgebrook 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 3rd day of June, 19 86, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City City Modesto

2. Name of Proposed Reorganization Edgebrook 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.

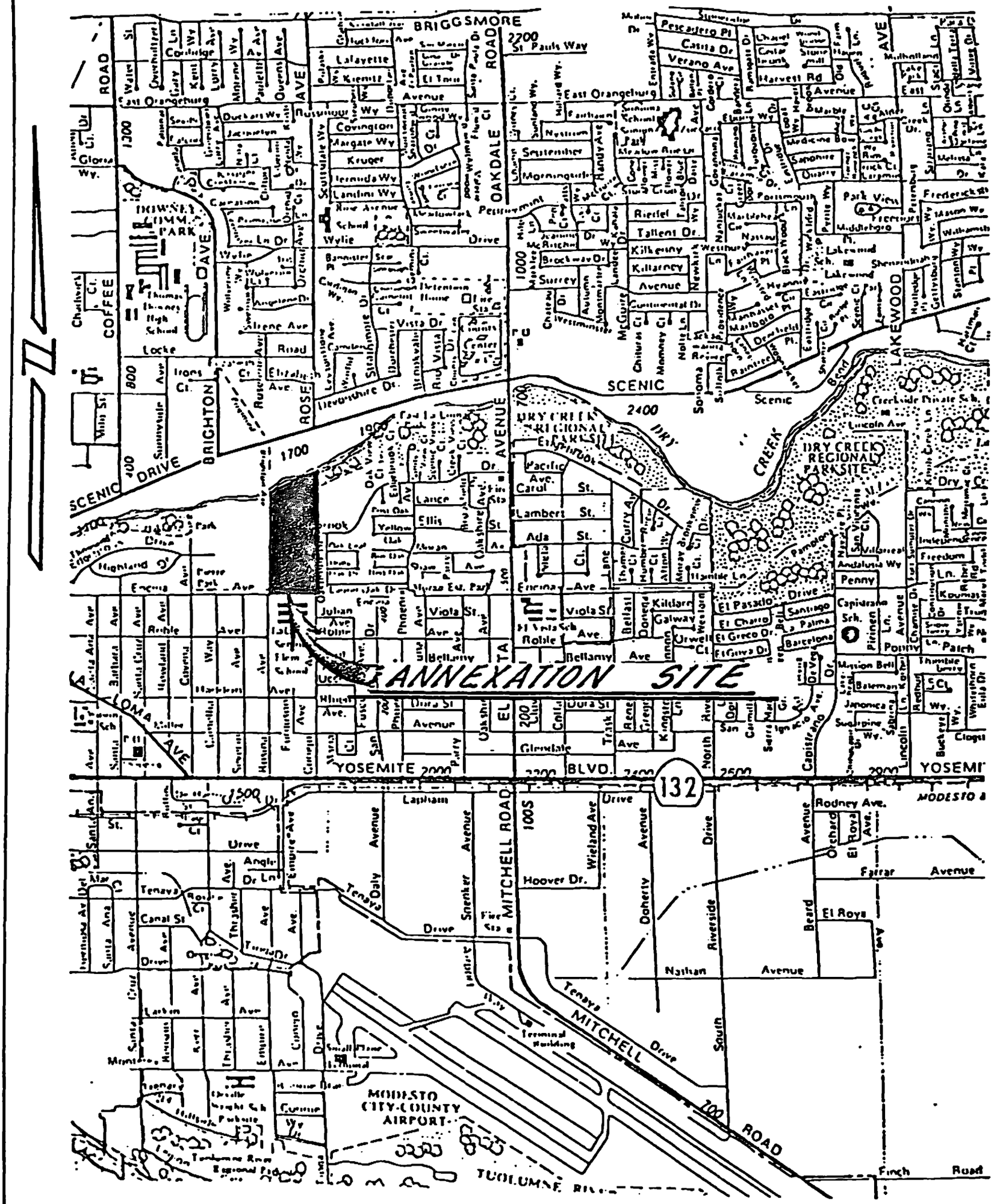
None

P.O. Box 816 MODESTO, CALIFORNIA 95353
(209) 526-4214

ANNEXATION VICINITY MAP

Date MAY 1986
Scale NONE
Job No. 60-756

2 OF 2



MODESTO CITY COUNCIL
RESOLUTION NO. 86-547

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR THE YELLOWSTONE-TEMPERATE NO. 2 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for the Yellowstone-Temperate No. 2 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 3rd day of June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Yellowstone-Temperate No. 2

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

yes

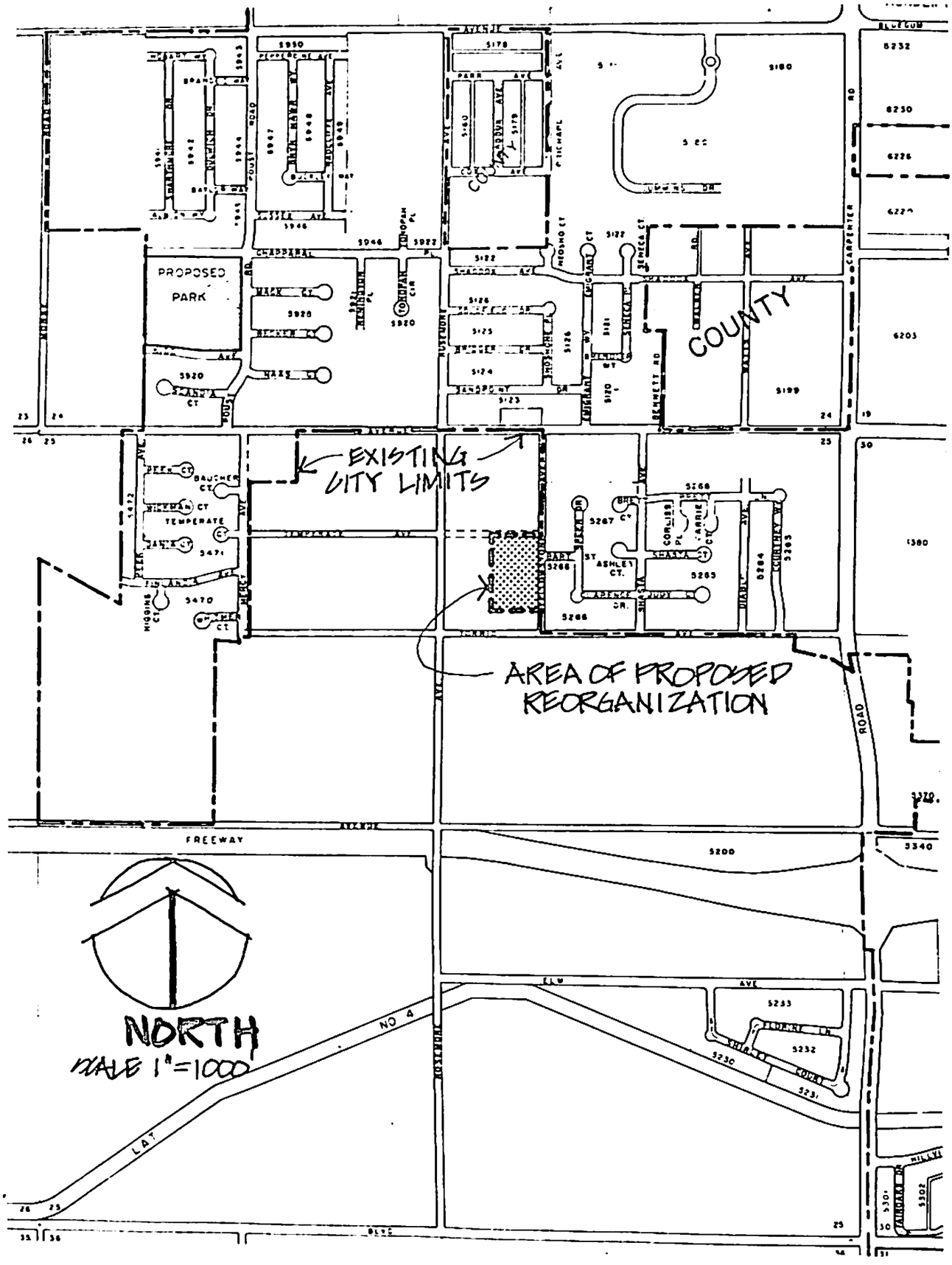
4. If the proposal is approved, are there any conditions the City would like LAFCO to impose?

no

5. Other comments the City would like to make.

none

YELLOWSTONE - TEMPERATE NO 2
REORGANIZATION TO THE CITY OF MODESTO



MODESTO CITY COUNCIL
RESOLUTION NO. 86-548

A RESOLUTION APPROVING THE REQUEST OF MR. STEAK RESTAURANT FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Mr. Steak Restaurant for refund of $1,020.99 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 3rd day of June, 1986, 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:	McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-549

A RESOLUTION ESTABLISHING RATES AND CONDITIONS FOR PLAY ON THE MODESTO MUNICIPAL GOLF COURSE AND THE DRYDEN PARK MUNICIPAL GOLF COURSE AND RESCINDING RESOLUTION NO. 81-919.

WHEREAS, the Council of the City of Modesto finds that golf rates for golfers at its Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course need to be revised,

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

SECTION 1. RATES. The rates for players upon the Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course are hereby established as follows:

Monthly Unlimited Family Ticket (husband and wife)	$56.00
Monthly Unlimited Individual Ticket	$38.00
Monthly Senior Citizen Ticket	$20.00
Monthly Disabled Retired Ticket	$20.00
Monthly Student Ticket	$20.00
Weekdays, for 9 holes	$ 4.50
Weekdays, for 18 holes	$ 6.00
Weekends and holidays, for 9 holes	$ 5.00
Weekends and holidays, for 18 holes	$ 7.00
Late Afternoon Play	$ 4.00

SECTION 2. TICKETS. (a) Monthly Tickets. Each monthly ticket issued will become invalid on the last day of the month issued and will not be validated for play on the golf courses until the appropriate monthly rate has been paid.

(b) Complimentary Tickets. Complimentary tickets without fee may be issued by or under the direction of the Golf Course Professional to visiting professionals or others, for services rendered, or when in his opinion it will be for the advantage or best interest of the course to issue such complimentary tickets.

(c) Student Tickets. Student tickes are to be issued only upon presentation by holder of a current student body card, and shall be issued only to students who have not yet reached their twenty-first birthday. Student's tickets will not be valid on Saturdays, Sundays, and holidays before noon. Students wishing to play during these periods shall be subject to the regular green fees. Students under the age of eighteen (18) shall not play on a monthly ticket before the hour of 3:00 P.M. during weekdays.

(d) Senior Citizen Tickets. Senior Citizen tickets are to be issued only to persons sixty-five (65) years of age or older. A Medicare card or other proof of age and proof of residency must be displayed to obtain a Senior Citizen ticket. Senior Citizen's tickets will not be valid on Saturdays, Sundays, and holidays. Senior Citizens wishing to play on those days shall be subject to the regular green fees.

(e) Senior Citizen - 65 or Older. Residents of the City of Modesto, sixty-five (65) years of age or older, may play golf at the Municipal Golf Course for a fee of One and no/100ths ($1.00) Dollar if they display their Medicare card or other proof of age and residency to the starters at the Modesto Municipal Golf Course on Wednesdays, between the hours of 9:00 A.M. and 3:00 P.M., except on holdiays.

(f) Senior Citizen - 70 or Older. Residents of the City of Modesto, seventy (70) years of age or older, may play golf at the Municipal Golf Course with a special monthly ticket at a fee of Ten and no/100ths ($10.00) Dollars if they display their Medicare card and other proof of age and residency to the starters at the Modesto Municipal Golf course on Mondays through Thursdays before the hour of 2:00 P.M., except on holidays.

(g) Retired Disabled Ticket. Retired Disabled tickets are to be issued only to those who are on disability retirement and who display proof of such disability retirement and proof of residency. These tickets will not be valid on Saturdays, Sundays or holidays. Those on disability retirement wishing to play on weekends and holidays shall be subject to the regular fees.

SECTION 3. CHILDREN. No children shall be permitted on the golf course under the age of eight (8) years. Any child from age eight (8) to eleven (11) desiring to play golf shall be accompanied by the parent or adult.

SECTION 4. HOLIDAYS. "Holidays", as used herein, shall mean New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Armistice Day, Thanksgiving Day and Christmas Day.

SECTION 5. SIGNS. The Golf Course Professional be and is hereby authorized and directed to post a sign in a conspicuous place informing all golfers of the established green fees.

SECTION 6. EFFECTIVE DATE. This resolution shall go into effect and be in full force and operation on and after July 1, 1986.

SECTION 7. REPEALS. Resolution No. 81-919 adopted on October 13, 1981 is hereby rescinded as of June 30, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-550

A RESOLUTION ACCEPTING THE FINAL REGIONAL AIRPORT FEASIBILITY STUDY AND DIRECTING CITY STAFF TO IMPLEMENT THE RECOMMENDATIONS SET FORTH THEREIN.

WHEREAS, on March 19, 1985, the City Council, by Resolution No. 85-172 accepted a grant offer from the Federal Aviation Administration to conduct a Regional Airport Study, and

WHEREAS, the study was co-sponsored by the City of Modesto, the County of San Joaquin, and the County of Stanislaus in an attempt to evaluate strategies by which regional air service might be improved, and

WHEREAS, on March 17, 1986, the Policy Committee, which consisted of representatives from the City of Modesto, the County of San Joaquin, and the County of Stanislaus, directed the consultants, Hodges and Shutt, to place the Study in final form for presentation to the above mentioned sponsors, and

WHEREAS, the final report was placed on the Airport Advisory Committee's agenda for May 29, 1986 and, by motion, the Airport Advisory Committee accepted the report and recommended that it be transmitted to the City Council for Council consideration and to provide the consultants an opportunity to make an oral presentation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, after consideration of the above noted matter and after presentation by the consultants Hodges and Shutt, that it does hereby accept the Regional Airport Feasibility Study, dated May 1986, a copy of which study is on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that City Staff is hereby directed to implement the recommendations as set forth in said Regional Airport Feasibility Study.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1986, 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: 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, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-551

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 FY1986-87)

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 10th day of June, 1986, 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: 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
ELWYN L. JOHNSON, City Attorney

Section 9

Program of Projects

Urbanized Area:	Modesto, California	
Estimated Apportionment:	$ 747,295	FY 1987 Restricted
	$ 802,891	FY 1987 Unrestricted
Carryover Funds:	$ 959,136	Restricted
	743,102	Unrestricted
Transfer Funds:	0	
Total Funds Available	$1,706,431	Restricted
	$1,545,993	Unrestricted

Recipient

City of Modesto

Program of Projects

Project Description	Total Amount	Federal Share
Operating Assistance: July 1, 1986 through June 30, 1987	$3,308,937	$1,337,969*

*Sources: Carryover Sec. 9 $743,102
FY 1986/87 Sec. 9 Apportionment $594,867

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 86-552

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SURFACING AT MUNCY PARK, WEST SIDE PARK AND JOHN THURMAN FIELD

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

SECTION 1. The plans and specifications for surfacing at Muncy Park, West Side Park and 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 June 24, 1986, 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 10th day of June, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-553

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROJECT NO. 16 - REPLACEMENT OF CURBS, 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 curbs, 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 June 24, 1986, 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 June, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-554

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATERLINE AND SUBTRUNK SEWER IN IRONSIDE AVENUE

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

SECTION 1. The plans and specifications for the installation of waterline and subtrunk sewer in Ironside Avenue

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 24, 1986, 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 June, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-555

A RESOLUTION ACCEPTING THE BID OF BOND CONSTRUCTION FOR THE MORSE AVENUE WATERLINE EXTENSION

WHEREAS, Resolution No. 86-449, adopted by the Council of the City of Modesto on May 13, 1986, approved the plans and specifications for the Morse Avenue waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the Morse Avenue waterline extension were opened at 11:05 a.m. on June 3, 1986, 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 Bond Construction in the amount of $15,840 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bond Construction in the amount of $15,840 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 June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-556

A RESOLUTION ACCEPTING THE BID OF STRATA CONSTRUCTION FOR THE WATERLINE EXTENSION ON FARA BIUNDO AVENUE

WHEREAS, Resolution No. 86-408, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the waterline extension on Fara Biundo Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the waterline extension on Fara Biundo Avenue were opened at 11:10 a.m. on May 27, 1986, 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 Strata Construction in the amount of $15,800 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Strata Construction in the amount of $15,800 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 10th day of June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-557

A RESOLUTION ACCEPTING THE BID OF RICHARD A. HEAPS ELECTRIC FOR FAIRWAY PARK SOCCER FIELD LIGHTING

WHEREAS, Resolution No. 86-407, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the Fairway Park soccer field lighting and authorized the calling for bids; and

WHEREAS, the bids received for the Fairway Park soccer field lighting were opened at 11:05 a.m. on May 27, 1986, 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 Richard A. Heaps Electric in the amount of $78,000 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Richard A. Heaps Electric in the amount of $78,000 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 10th day of June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-558

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRIC FOR EAST LA LOMA PARK TENNIS COURTS LIGHTING

WHEREAS, Resolution No. 86-406, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the East La Loma Park tennis courts lighting and authorized the calling for bids; and

WHEREAS, the bids received for the East La Loma Park tennis courts lighting were opened at 11:00 a.m. on May 27, 1986, 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 Industrial Electric in the amount of $16,307.14 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Industrial Electric in the amount of $16,307.14 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 June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-559

A RESOLUTION ACCEPTING THE BID OF CENTRAL READY MIX, M.J. RUDDY AND GENSTAR FOR FURNISHING ROCK, SAND AND GRAVEL PRODUCTS FOR THE 1986-87 FISCAL YEAR

WHEREAS, Resolution No. 86-409, adopted by the Council of the City of Modesto on May 27, 1986, approved the plans and specifications for the purchase of rock, sand and gravel products for the 1986-87 fiscal year and authorized the calling for bids; and

WHEREAS, the bids received for the annual requirements of rock, sand and gravel were opened at 3:00 p.m. on May 27, 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 bids of Genstar for Item 1; Central Ready Mix for Items 2,3,4,5, and 6; and M.J. Ruddy for Items 7 and 8 be accepted as the lowest reponsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bids of Genstar, Central Ready Mix and M.J. Ruddy for a total amount of $26,000 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1986, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-560

A RESOLUTION ACCEPTING THE BID OF TURLOCK CONCRETE PIPE, INC. FOR FURNISHING CONCRETE PRODUCTS

WHEREAS, Resolution No. 86-411, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the purchase of annual requirements of ready-mixed concrete and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of ready-mixed concrete were opened at 3:10 p.m. on May 27, 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 Turlock Concrete Pipe, Inc. 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 Turlock Concrete Pipe, Inc. 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 10th day of June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-561

A RESOLUTION ACCEPTING THE BID OF MODESTO BUILDING MAINTENANCE FOR JANITORIAL SERVICES AT AMERICAN LEGION HALL FOR FISCAL YEAR BEGINNING JULY 1, 1986 TO JUNE 30, 1987

WHEREAS, Resolution No. 86-412, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the purchase of janitorial service at American Legion Hall and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of janitorial services at American Legion Hall were opened at 3:15 p.m. on May 27, 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 Modesto Building Maintenance in the amount of $20,000 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Building Maintenance in the amount of $20,000 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 10th day of June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-569

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND VIRGIL K. AND MARY C. RUSHED FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 317 GLACIER AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Virgil K. and Mary C. Rushed for sewer service to property outside City limits at 317 Glacier Avenue, located on the north side of Glacier Avenue between Crystal Avenue and Cascade 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 June, 19 86, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-570

A RESOLUTION APPROVING THE FINAL MAP OF THE WESTWOOD ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, G. M. WINCHELL & SONS, a California corporation,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.675 acres, known as the WESTWOOD 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, 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 WESTWOOD 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 June, 1986, by Councilmember Sutton, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-571

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

WHEREAS, MARVIN G. DOLE, a married man as his sole and separate property, JOSEPH D. TORMBETTA, a married man as his sole and separate property, and BEUZEKOM BEHEER, B.V., a Netherlands Corporation,

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.175 acres, known as the REGENCY PARK NO. 3 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 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 REGENCY PARK NO. 3 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED 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 June, 1986, by Councilmember Sutton, 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: 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-572

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANCO CONSTRUCTION, INC. FOR STREET IMPROVEMENTS ON STANDIFORD AVENUE, ADJACENT TO OLYMPIC VILLAGE SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Franco Construction, Inc. to reimburse him for street improvement costs on Standiford Avenue, adjacent to Olympic 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 10th day of June, 19 86, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-573

A RESOLUTION AUTHORIZING ALLOCATION OF $3,618.25 TO THE MODESTO BAND OF STANISLAUS COUNTY TO PAY FOR INSURANCE FOR THURSDAY NIGHT BAND CONCERTS IN GRACEADA PARK

WHEREAS, it has been the practice of the Modesto Band of Stanislaus County to perform concerts in Graceada Park during the summer months; and

WHEREAS, it has been determined the premium for coverage of the concerts would cost $3,618.25, which the organization indicates they cannot provide; and

WHEREAS, in considering the event and its long history without incident and being aware that this is one of the most successful events which occurs in any of our parks on a continuing basis, it is the recommendation of staff that the City assist the band in obtaining the necessary insurance.

THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize allocation of $3,618.25 to the Modesto Band of Stanislaus County to pay the insurance premium for Thursday night band concerts in Graceada Park.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of June, 1986, 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:	McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-574

A RESOLUTION RE-APPOINTING MEMBER OF THE CULTURE COMMISSION (KENNETH SAVAGE, JR.)

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:

Kenneth Savage, Jr.
Term to expire 1/1/90

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 10th day of June, 19 86, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-575

A RESOLUTION SETTING TIME AND PLACE FOR A JOINT HEARING ON THE DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MODESTO AND THE CIVIC CENTER HOTEL ASSOCIATES (ALLEN GRANT)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 8, 1986 , 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 joint hearing on the disposition and development agreement between the City of Modesto and the Civic Center Hotel Associates.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th **day of** June, 19 86, **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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-576

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR HANDICAP RESTROOMS IN THE T-HANGAR AREA AND RE-MODELING OF THE AIRPORT ADMINISTRATION BUILDING FOR HANDICAP ACCESS

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

SECTION 1. The plans and specifications for handicap restrooms in the T-hangar area and remodeling of the Airport administration building for handicap access 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 8, 1986, 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 June, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-577

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE WOODLAND AVENUE WATERLINE EXTENSION FROM MORSE AVENUE TO BLUE GUM AVENUE

WHEREAS, Resolution No. 86-481, adopted by the Council of the City of Modesto on May 20, 1986, approved the plans and specifications for the Woodland Avenue waterline extension from Morse Avenue to Blue Gum Avenue and authorized the calling for bids; and

WHEREAS, the bids received for the Woodland Avenue waterline extension from Morse Avenue to Blue Gum Avenue were opened at 11:05 a.m. on June 10, 1986, 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 $64,973 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 $64,973 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 June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-578

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE FLOYD AVENUE WATERLINE EXTENSION

WHEREAS, Resolution No. 86-480, adopted by the Council of the City of Modesto on May 20, 1986, approved the plans and specifications for the Floyd Avenue waterline extension and authorized the calling for bids; and

WHEREAS, the bids received for the Floyd Avenue waterline extension were opened at 11:00 a.m. on June 10, 1986, 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 $12,871 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 $12,871 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 June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-579

A RESOLUTION ACCEPTING THE BID OF TEICHERT CONSTRUCTION FOR THE RECONSTRUCTION OF EMERALD FROM MAZE BOULEVARD TO KANSAS AVENUE AND MISCELLANEOUS OVERLAYS

WHEREAS, Resolution No. 86-482, adopted by the Council of the City of Modesto on May 20, 1986, approved the plans and specifications for the reconstruction of Emerald from Maze to Kansas and miscellaneous overlays and authorized the calling for bids; and

WHEREAS, the bids received for the reconstruction of Emerald from Maze Boulevard to Kansas Avenue and miscellaneous overlays were opened at 11:10 a.m. on June 10, 1986, 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 Teichert Construction in the amount of $721,336.90 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Teichert Construction in the amount of $721,336.90 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 17th day of June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-580

A RESOLUTION ACCEPTING THE CONSTRUCTION OF COMMERCIAL ALLEY PAVING - PROJECT NO. 4, AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** commercial alley paving - Project No. 4 **has been completed by** Smartt Construction

in accordance with the contract agreement dated September 3, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of commercial alley paving - Project No. 4 **be accepted from said contractor,** Smartt Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $101,988.06 **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** June, **19**86, **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, Acting Mayor Whiteside
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-581

A RESOLUTION ACCEPTING THE BID OF CRYSTAL POOL SERVICE FOR FURNISHING SWIMMING POOL CHLORINE AND MURATIC ACID

WHEREAS, Resolution No 86-446 , adopted by the Council of the City of Modesto on May 13, 1986 , approved the plans and specifications for the purchase of swimming pool chlorine and muratic acid and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of swimming pool chlorine and muratic acid were opened at 3:05 p.m. on June 3, 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 Crystal Pool Service in the amount of $7,285 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 $7,285 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 June , 1986 , 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-582

A RESOLUTION ACCEPTING THE BID OF WESCO FOR FURNISHING ANNUAL DRY-CELL BATTERY REQUIREMENTS

WHEREAS, Resolution No. 86-447, adopted by the Council of the City of Modesto on May 13, 1986, approved the plans and specifications for the purchase of annual dry-cell battery requirements and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of annual dry-cell battery requirements were opened at 3:10 p.m. on June 3, 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 Wesco in the amount of $2,700 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Wesco in the amount of $2,700 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 June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-583

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, 1986 AND ENDING JUNE 30, 1987

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, 1986 and ending June 30, 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 17th day of June, 19 86, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-584

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPEAL BY MID-VALLEY ENGINEERING, ON BEHALF OF ALVIN JOHNSON, TO A PLANNING COMMISSION DECISION CONCERNING A PARCEL MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 15, 1986 **, 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 by Mid-Valley Engineering, on behalf of Alvin Johnson, to a Planning Commission decision concerning a parcel map, property located at Ginger and Crocus Streets, off of Union.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th **day of** June **, 19** 86 **, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-585

A RESOLUTION ACCEPTING THE ROBERTI-Z'BERG URBAN OPEN SPACE AND RECREATION GRANT FOR THE INSTALLATION OF A RESTROOM/UTILITY BUILDING, SECURITY LIGHTING AND BARBECUE UNITS AT SIPHERD PARK

WHEREAS, at its meeting of May 27, 1986, the City Council adopted Resolution No. 86-518, approving an application for a grant funded by the Roberti-z-berg Urban Open Space and Recreation Program for the installation of a restroom/utility building, security lighting and barbecue units at Sipherd Park; and

WHEREAS, the City of Modesto has been notified that its grant application for the installation of a restroom/utility building, security lighting and barbecue units at Sipherd Park has been approved.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the Roberti-z'berg Urban Open Space and Recreation Program grant in the amount of $61,164 for the installation of a restroom/utility building, security lighting and barbecue units at Sipherd 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 17th day of June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-586

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE HOLD HARMLESS AGREEMENTS WITH PRIVATE PROPERTY HOLDERS FOR CRIME PREVENTION DISPLAYS AND PRESENTATIONS.

WHEREAS, throughout the year, the Police Department's Crime Prevention Unit makes public presentations and displays on various privately-held properties, and

WHEREAS, in order to conduct the above referred to activities, the property owners require the City of Modesto to execute hold harmless agreements, and

WHEREAS, it is desirable to authorize the City Manager to execute hold harmless agreements, when necessary, for the Crime Prevention Unit's presentations and displays in order to expedite the processing of the hold harmless agreements and to eliminate the need to obtain a separate City Council resolution for each event,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized, from time to time, to execute hold harmless agreements for public presentations and displays by the Police Department's Crime Prevention Unit on various privately-held properties.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1986, 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, Acting Mayor Whiteside

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. 86-587

A RESOLUTION VACATING AND ABANDONING A 5-FOOT PORTION OF THE 10-FOOT WIDE PUBLIC UTILITY EASEMENT IN BLOCK 13661 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Block 13661 in the City of Modesto, described in Exhibit "A" attached hereto, which is a 5-foot portion of the 10-foot wide public utility easement, and

WHEREAS, the Council 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 date of dedication or acquisition of the easement is less than five years, and more than one year, immediately preceding the proposed vacation, and the easement was not used continuously since that date.

3. That from and after the date this resolution is recorded, the easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 5-foot portion of the 10-foot wide public utility easement located in Block 13661 in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby vacated and abandoned, such vacation and abandonment to be 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 17th day of June, 1986, 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, Acting Mayor Whiteside

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 L. Christensen
Engineering Services Department

June 10, 1986

Parcel 13661-1
LD 86-D

VACATE AND ABANDON 5-FEET OF THE 10-FOOT PUBLIC UTILITY EASEMENT IN BLOCK 13361

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southeast quarter of Section 2, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northwestern corner of Parcel "B", as per map filed January 7, 1982, in Book 32 of Parcel Maps, Page 90, Stanislaus County Records, said corner being on the Southern line of 70.00 foot Pelandale Avenue; thence along said Southern line of Pelandale Avenue, North 89° 57' East, 5.00 feet; thence along a line parallel with and 5.00 feet, measured at right angles, Easterly from the Western line of said Parcel "B", South 00° 18' 10" West, 10.00 feet, to the true point of beginning of this description; thence continuing along said parallel line, South 00° 18' 10" West, 82.38 feet, to a point on a non-tangent curve from which point a radial line bears North 4° 26' 19" West; thence Northeasterly along said non-tangent curve concave to the Northwest, having a Radius of 40.00 feet, a Central Angle of 7° 14' 37" and an Arc Length of 5.06 feet, to a point on a line which is parallel with and 10.00 feet, measured at right angles, Easterly from the Western line of said Parcel "B", from which point a radial line bears North 11° 40' 56" West; thence along said last mentioned parallel line, North 00° 18' 10" East, 81.68 feet, to a point on a line which is parallel with and 10.00 feet, measured at right angles, Southerly from said Southern line of Pelandale Avenue; thence along said last mentioned parallel line, South 89° 57' West, 5.00 feet, to the point of beginning.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-588

A RESOLUTION APPROVING THE FINAL MAP OF THE BLUFF CREEK ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JACK D. HORN, an unmarried man,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 19.419 acres, known as the BLUFF CREEK ESTATES 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 October, 19 85, 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 BLUFF 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,

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 June, 19 86, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

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

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

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. 86-589

A RESOLUTION APPROVING THE FINAL MAP OF THE NARAGHI LAKES NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, U.S. BY-PRODUCTS, INC., a corporation; SHARON NARAGHI GRICICH, a married woman; and HASHEM NARAGHI, a married man ~~is~~/are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.393 acres, known as the NARAGHI LAKES NO. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 19th day of August, 19 85, 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. 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 June, 19 86, 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, Acting Mayor Whiteside
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. 86-590

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 ABOLISHED. The Position Classification Plan of the City of Modesto is hereby amended to abolish the following classifications:

Administrative Analyst

Administrative Assistant

Principal Management Analyst

SECTION 2. CLASSIFICATIONS CREATED. The Position Classification Plan of the City of Modesto is hereby amended to create the following classifications:

Administrative Analyst I

Administrative Analyst II

Administrative Clerk - Police

Management Analyst

The specifications for the classifications created, as shown on the attached Exhibits "A", "B", and "C" 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 3. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classifications:

Executive Secretary

Secretary

The specifications for the classifications amended as shown on the attached Exhibits "D" and "E", 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 June 24, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1986, 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, Acting Mayor Whiteside

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

ADMINISTRATIVE ANALYST I
ADMINISTRATIVE ANALYST II

DEFINITION

This class series describes two classes that are responsible to provide administrative staff support for a department and/or division head; to complete assignments in research and technical report writing; to fulfill other administrative assignments in functional areas such as personnel administration, budget, and/or property management; and to do 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 a department head, in budget, personnel administration, 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 department head.

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.)

Conducts regular and special studies for a department and/or division head 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; develops, analyzes, and reviews divisional and department budgets; 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 by state and/or federal agencies; makes oral and written reports as directed; performs job analysis and job audits in a training capacity; administers written, oral and performance examinations; completes surveys on salaries and fringe benefits; performs central budget preparation and analysis in a training capacity; may assist 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; may plan, supervise, and coordinate the work of subordinate personnel; may assist in department training programs; may review and make recommendations concerning department safety activities; may be assigned responsibility for a special project, including, but not limited to, energy conservation, housing, safety or training.

EMPLOYMENT STANDARDS

Education:

Graduation from an accredited four-year college or university.

and

Experience:

For Administrative Analyst I: No experience required.

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: Two (2) years of full-time municipal government staff work, with direct assignment to the office of a city or county chief administrative officer, agency, division or department head. (A Master's degree in public or business administration, or a similar field, is highly desirable and may be substituted for one year's 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 is highly desirable.

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 cooperative relations with co-workers, departmental representatives, and the general public.

For Administrative Analyst II, all of the above, plus:
Perform technical report writing with a high degree of skill and clarity;
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 to unexpected changes in a work situation.

and

This is a management position. Incumbents will be expected to work whatever time is required, including evenings and/or on weekends, to assure the successful accomplishment of the organizational goals and objectives.

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.

ADMINISTRATIVE CLERK - POLICE

DEFINITION

Under general supervision to provide administrative staff support; to process biweekly departmental payroll; to perform difficult and responsible clerical work required in the maintenance of a wide variety of fiscal and statistical records; to prepare reports and correspondence; and to do related work as required.

DISTINGUISHING CHARACTERISTICS

This is a specialized level of clerical support above the journey level. Advancement to this level assumes knowledge acquired in prior clerical or secretarial positions with the City of Modesto. Administrative Clerk - Police is further distinguished from the class of Administrative Clerk by the performance of bookkeeping and procedural reviews of Bingo operators; and by assignment as Clerk to the Stanislaus Drug Enforcement Agency.

EXAMPLES OF DUTIES

Reviews books and procedures of the City's Bingo and Fortune Telling operations to insure compliance with State law and the Modesto Municipal Code sections pertaining to such operations; performs as staff to the Stanislaus Drug Enforcement Agency, work including development of the budget, purchases and billing, attendance of the monthly meetings of the agency's governing committee, and preparation of various financial and operational reports; and, may be assigned responsibility for other special projects by department and/or division head. Processes biweekly departmental payroll; prepares purchase requisitions for department and follow up on orders placed; prepares property damage reports for risk management; enters data and tracks expenditures chargeable to the various operating budget accounts; prepares various statistical reports from established formats; prepares and makes all cash deposits for the department, including deposits, reservations, rentals and fees; answers questions on procedures from fellow workers and/or the general public across the counter and/or on the telephone; may assign, train, and review the work of subordinate clerical personnel.

EMPLOYMENT STANDARDS:

Experience:

Three (3) years of experience comparable to the level of Account Clerk, Clerk Typist, Stenographer Clerk, or Word Processing Technician I with the City of Modesto.

and

Knowledge of:

Applicable laws, ordinances and rules;
Procedures, policies, rules, and practices of assigned work area;
Practices of accounts and financial record keeping including elementary bookkeeping;
Locating and verifying accounting information;
Principles and methods of office procedures and practices, including word processing, and data processing equipment;
Complex record keeping, filing and indexing;
Business letter writing and forms;
Correct English usage, spelling, grammar, and punctuation;
Business mathematics;
Receptionist and telephone techniques.

and

Ability to:

Prepare completed staff work for oral and written presentations;
Perform difficult accounts and financial record keeping;
Make arithmetical calculations with speed and accuracy;
Type at a level of proficiency to meet departmental expectations;
Operate 10 key adding and calculating equipment with speed and accuracy;
Prepare statistical reports;
Update and maintain a variety of statistical and financial files and records;
Understand and interpret policies, procedures, rules and regulations and apply them with good judgement;
Carry out assignments with minimal general supervision;
Compose correspondence and initiate telephone communications concerning routine decisions;
Prepare reports with speed and accuracy;
Make arithmetical calculations with speed and accuracy;
Handle sensitive and confidential material with good judgement;
Assign work and supervise training of subordinate personnel;
Establish and maintain effective working relationships with those contacted during the course of work.

and

Possession of a valid Class 3 Driver's License issued by the State of California Department of Motor Vehicles within one month of appointment.

Background Investigation: Prior to appointment to the Police Department, selectees are subject to passing a comprehensive background investigation.

MANAGEMENT ANALYST

DEFINITION

Under direction, to monitor pending legislation and provide legislative analysis; to initiate and coordinate grants-in-aid proposals; to perform responsible staff work and research in organizational, procedural and governmental activities for the Office of the City Manager; to provide direct assistance to the Assistant to the City Manager, City Manager, and City Council on assignments of a sensitive and confidential nature; and to do other related work as required.

EXAMPLES OF DUTIES

Reviews and makes recommendations on the impact of pending state and federal legislation; acts as liaison to league, state or federal staff officials; reviews availability of, prepares applications for, and successfully obtains state and federal grants-in-aid; conducts regular and special studies including the collection of data, analysis and summary of results and interpretation and evaluation of findings; makes oral and written reports; provides economic and statistical analysis and makes recommendations; reviews administrative practices and makes recommendations for improvements; provides direct assistance to the City Manager and City Council on assignments of a sensitive and confidential nature; attends various City Council, Commissions, boards, and other governmental meetings, as assigned; serves as staff to City Council Committees, as assigned; may serve as member of management team in the meet-and-confer process.

EMPLOYMENT STANDARDS

Education:

Graduation from an accredited four-year college or university.

and

Experience:

Option I One year as Administrative Analyst II with the City of Modesto

or

Option II Three years of full-time municipal government staff work, with direct assignment to a City Manager, agency, division or department head. (A Master's degree in business or public administration, or a similar field, is highly desirable and may be substituted for one year's experience.)

and

Employment Standards (Continued)

Knowledge of:

Local, state and federal governmental structure and process;
California Legislature and federal congressional procedure;
Principles of organization, administration and management;
Public finance and budgeting;
Completed staff work in oral and written presentations;
Statistical methods and methods of graphic presentation;
Computer capabilities and limitations is highly desirable.

and

Ability to:

Effectively communicate with administrators, employees, organization representatives, and the public in group meetings and discussions;
Conceptualize, develop alternatives, and recommend action for top management in a public official decision-making structure;
Analyze facts and express ideas clearly and concisely in both oral and written communications;
Prepare completed staff work for oral and written communications;
Learn and coordinate the City's grant-in-aid proposals;
Work with and control sensitive, confidential information on assignment;
Interpret rules, laws, and policies and apply them with good judgment;
Set self priorities and structure time;
Work under pressure;
Adapt with flexibility to change;
Establish and maintain effective working relationships with other officials, employees, employee organizations, and the general public.

and

This is a management position. Incumbents will be expected to work whatever time is required, including evenings and/or on weekends, to assure the successful accomplishment of the organizational goals and objectives.

All those appointed shall complete a twelve (12) month probation. Satisfactory performance and approval of the City Manager is required for regular status.

Incumbents will 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 of appointment.

EXECUTIVE SECRETARY

DEFINITION

Under direction, to perform a wide variety of administrative and secretarial functions of a responsible nature for City management personnel; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS

Positions allocated to this class exercise a considerable degree of initiative, tact, and sound judgment in the performance of a wide variety of administrative and secretarial duties for City management personnel. Duties performed require a comprehensive knowledge of City policies and procedures.

EXAMPLES OF DUTIES

Assists one or more City management personnel in the relief of substantial administrative details; may be assigned to staff City Commission or Board meetings; provides a full range of secretarial services, including taking dictation, typing, screening visitors and scheduling appointments; initiates and composes confidential and detailed correspondence; processes and maintains sensitive materials; supervises the development and monitors office systems, policies, and procedures; organizes and expedites flow of work through supervisor's office, and initiates follow-up action; supervises and coordinates complex filing and records systems; retrieves information, analyzes data and prepares reports; interprets City and departmental policies, procedures, and regulations; may assist in the preparation of departmental budget estimates and maintain record of expenditures; and may supervise, assign work, train, and evaluate subordinate secretarial and clerical personnel.

EMPLOYMENT STANDARDS

Experience:

One (1) year as a Secretary with the City of Modesto.

or

Four (4) years of secretarial experience.

(Substitution may be allowed for work completed at an accredited university or college on the basis of one two (2) academic years for (1) year of the required experience up to a maximum of two (2) years experience. An academic year is defined as 30 semester or 45 quarter units.)

and

Knowledge of:

Principles and methods of office procedures and practices, including word processing and data processing equipment;
Applications of administrative policies and procedures, budget and information systems;
Filing and record keeping systems;
Business letter writing and forms;
Business English, correct usage, spelling, grammar, and punctuation;
Technical report writing;
Fiscal and expenditure controls;
Functions and organization of municipal government;
Principles of supervision and training.

and

Ability to:

Type at a speed of 60 words per minute from clear copy;
Take dictation at a speed of 90 words per minute and transcribe it accurately;
Take stenographic notes at meetings and conferences and prepare clear and concise reports;
Read, interpret and apply policies, laws, rules, regulations, and ordinances;
Employ good judgment and make sound decisions in accordance with extablished procedures and policies;
Receive and screen callers and to answer or refer matters not requiring administrative or professional attention;
Understand and follow complex oral and written instructions;
Schedule work assignments and work under pressure;
Handle sensitive and confidential material with good judgment;
Define and analyze administrative plans;
Interpret technical data;
Compose correspondence on own initiative;
Prepare reports with accuracy and in a timely manner;
Train and assign work to subordinate personnel;
Establish and maintain cooperative relationships with those contacted during the course of work.

and

SPECIAL REQUIREMENTS: Incumbents appointed to this class are required to complete assigned tasks; often, this will required adjustment of working hours beyond the normal 8-hour day.

Possession of a valid Class 3 Driver's license issued by the California Department of Motor Vehicles within one month of appointment.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the Department Head is required for regular status.

SECRETARY

DEFINITION

Under general supervision, to perform a wide variety of secretarial functions for City management personnel; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS

Secretary positions are expected to perform full secretarial functions for one or more management persons. These positions are distinguished from the lower class of Stenographer Clerk, because a significant portion of normal work load requires processing of disciplinary actions, performance evaluations, grievances and other documents involved with employer-employee relations. These positions are further distinguished from the higher class of Executive Secretary in that they do not require the same extent of administrative responsibilities.

EXAMPLES OF DUTIES

Schedules appointments and coordinates arrangements for meetings and conferences; acts as receptionist for the supervisor, screening telephone calls, and/or visitors, and refers to appropriate staff members; routes or answers routine correspondence not requiring supervisor's attention and composes and types routine letters and memoranda; takes and transcribes shorthand (or machine) dictation, often of a technical and/or confidential nature; processes disciplinary actions, performance evaluations, grievances, and other documents involved in the employer-employee relations process; edits correspondence; researches and assembles statistics and information, and prepares special reports; coordinates items for board and council meetings; gives information to the public and other City personnel which requires judgment and interpretation of City and departmental policies and procedures; maintains files and approves designations of filing; and may perform any or all of the following duties: receive, sort, and distribute mail; design forms necessary to departmental operations; assist in the preparation of departmental budget estimates and maintain records of expenditures; supervise and/or train subordinate clerical personnel and make recommendations on subordinate clerical appointments.

EMPLOYMENT STANDARDS

Experience:

Three (3) years of stenographic or clerical experience with the City of Modesto.

or

Three (3) years of secretarial experience.

(Substitution may be allowed for work completed at an accredited university or college 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 or 45 quarter units.)

and

Knowledge of:

Business letter writing and forms;
Correct English usage, spelling, grammar, and punctuation;
Arithmetic;
Filing and record keeping systems;
Principles and methods of office procedures and practices, including word processing and data processing equipment;
Applications of administrative policies and procedures, budget, and information systems.

and

Ability to:

Type at a speed of 60 words per minute from clear copy;
Take dictation at a speed of 90 words per minute and transcribe it accurately;
Carry out assignments with minimal general supervision;
Perform responsible typing, secretarial, receptionist, and clerical work involving the use of independent judgment;
Interpret and apply policies, laws, rules and regulations;
Handle sensitive and confidential material with good judgment;
Compose correspondence on own initiative;
Prepare reports with accuracy and speed;
Make arithmetical calculations with speed and accuracy;
Meet the public tactfully and courteously and answer policy questions in person and over the telephone;
Train and assign work to subordinate personnel;
Establish and maintain cooperative relationships with those contacted during the course of work.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-591

A RESOLUTION AMENDING EXHIBIT "H" OF RESOLUTION NO. 85-422 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. 85-422. Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", attached to Resolution No. 85-422, is hereby amended as shown on the amended Exhibit "H" entitled "City of Modesto Alphabetical Listing of Classifications in City Service 1985-86", which is attached hereto and made a part hereof as though set forth in full herein. Said amended Exhibit "H" adds the classifications of Administrative Analyst I, Range 422.0, Administrative Analyst II, Range 426.0, Administrative Clerk-Police, Range 118.5, and Management Analyst, Range 428.0; deletes the classifications of Administrative Analyst, Range 426.0, Administrative Assistant, Range 422.0, and Principal Management Analyst, Range 430.0; and amends the classifications of Executive Secretary, Range 420.5, and Secretary, Range 418.6.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after June 24, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1986, 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, Acting Mayor Whiteside

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

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE

1985-86

(Effective 6-25-85, Amended 8-27-85, 9-10-85, 12-3-85, 12-24-85, 1-21-86, 2-18-86, 3-25-86, 5-6-86, 6-24-86)

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
022.0	Building Inspector I
125.0	Building Inspector II
426.5	Building Maintenance Supervisor
120.5	Building Maintenance Worker
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services

Exhibit "H"

Range No.	Title of Classification
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
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
N/A	Fire Chief
211.0	Fire Engineer
123.0	Fire Equipment Mechanic
210.0	Fire Fighter
208.0	Fire Fighter Trainee
213.0	Fire Lieutenant
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
122.0	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

Range No.	Title of Classification
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
120.5	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
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

Range No.	Title of Classification
122.5	Plant Mechanic
425.0	Plant Mechanical Maintenance Supervisor
632.0	Police Captain
114.5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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
120.5	Street Trees Crew Leader
430.0	Supervising Accountant
428.5	Supervising Building Inspector
428.5	Supervising Construction Inspector
428.0	Supervising Housing Rehab. Specialist
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
198 Other
212

MODESTO CITY COUNCIL
RESOLUTION NO. 86-592

A RESOLUTION APPROVING THE REQUEST OF ADJUSTCO FOR REFUND OF $765.68 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Adjustco for refund of $765.68 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 June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-593

A RESOLUTION ADOPTING A REVISED RECORDS MANAGEMENT MANUAL AND RECORDS RETENTION SCHEDULE FOR THE CITY OF MODESTO AND AUTHORIZING DESTRUCTION OF USELESS RECORDS.

WHEREAS, the destruction of certain old and useless papers and records of the City of Modesto has been authorized by the retention and destruction schedule of the "Records Management Manual," including the "City of Modesto Records Retention Schedule," adopted by the City Council by Resolution No. 77-998 on September 29, 1977, and

WHEREAS, said "Records Management Manual" and "City of Modesto Records Retention Schedule" were amended by City Council Resolution No. 79-644, adopted on June 26, 1979, Resolution No. 82-226, adopted on March 4, 1982, and Resolution No. 84-194, adopted on April 10, 1984, and

WHEREAS, the Council desires to adopt a revised "Records Management Manual and Records Retention Schedule for the City of Modesto",

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

1. The "Records Management Manual and Records Retention Schedule for the City of Modesto" dated June 17, 1986, copies of which are on file in the office of the City Clerk, is hereby adopted.

2. Records of the City of Modesto shall be maintained in accordance with the "Records Management Manual and Records Retention Schedule for the City of Modesto" adopted hereby.

3. In accordance with the procedures set forth in the "Records Management Manual and Records Retention Schedule for the City of Modesto"

adopted hereby, useless records of each office, department, board or commission may be destroyed after the expiration of the total retention period set forth in said "Records Management Manual and Records Retention Schedule for the City of Modesto."

4. Records designated to be kept permanently, as well as the signed "Destruction of Records Not Sent to Records Center Notice" for all records destroyed, shall be retained permanently.

BE IT FURTHER RESOLVED that the above referred to "Records Management Manual and Records Retention Schedule for the City of Modesto" dated April 9, 1984, supersedes the "Records Management Manual" and "Records Retention Schedule" adopted by Resolution No. 77-998 on September 29, 1977, and as amended by Resolution No. 79-644 on June 26, 1979, Resolution No. 82-226 on March 4, 1982 and Resolution No. 84-194, on April 10, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of June, 1986, 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, Acting Mayor Whiteside

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. 86-594

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF P & R ENTERPRISES TO THE DECISION OF THE PLANNING COMMISSION DENYING A VESTING TENTATIVE MAP FOR CARPENTER VILLAS SUBDIVISION, AND APPROVING SAID MAP.

WHEREAS, the vesting tentative map of the P & R Enterprises Subdivision was filed in the office of the Secretary of the Planning Commission on April 14, 1986, 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 Fire Station No. 2 at 2nd and G Streets, 2 miles distant, and

WHEREAS, a letter was received from the Modesto City Elementary School District and the Modesto High School District which stated that both districts have reached capacity and requested that the subdivision not be approved until student housing and transportation needs are resolved, and

WHEREAS, the vesting tentative map accompanied an application to rezone a portion of the subdivision area from Low Density Residential Zone, R-1, to Planned Development and to prezone a portion of the subdivision area to Planned Development to allow development with a 34 lot patio home subdivision, and

WHEREAS, a public hearing was held by the Planning Commission on May 19, 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 hearing the Planning Commission, by Resolution No. 86-96, found and determined that the vesting tentative map of Carpenter Villas Subdivision accepted for filing in the office of the Secretary of the Planning Commission on April 14, 1986, 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 Carpenter Villas Subdivision was filed with the City Clerk by Mid-Valley Engineering on behalf of P & R Enterprises by letter dated May 20, 1986, 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 June 24, 1986, 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 P & R Enterprises to the decision of the Planning Commission denying approval of the vesting tentative map of Carpenter Villas Subdivision should be granted for the following reason and the decision of the Planning Commission should be overruled:

> The City Council has approved P-D zoning and prezoning to allow the proposed development and the vesting tentative subdivision map is consistent with the approved zoning and prezoning.

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 P & R Enterprises to the decision of the Planning Commission denying approval of the vesting tentative map of Carpenter Villas Subdivision is hereby granted for the reason set forth above, and the decision of the Planning Commission denying said vesting tentative map of Carpenter Villas Subdivision is hereby overruled.

BE IT FURTHER RESOLVED that the vesting tentative map of Carpenter Villas Subdivision which was accepted for filing in the office of the Secretary of the Planning Commission on April 14, 1986, 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 portion of the subdivision area which is currently outside of the City shall be annexed to the City within one year and prior to the recording of the final map.

2. That all subdivision improvements shall be constructed in accordance with City of Modesto Standard Specifications and as required by the Director of Engineering 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 recorded until such time as appropriate P-D zoning to allow the proposed development is granted by the City Council and is in effect.

6. That the existing residence on Lot 20, Block 4058, shall be connected to City water and sanitary sewer at the time of subdivision development.

7. Covenants, conditions, and restrictions for the subdivision shall be recorded concurrently with the final map. They shall contain provisions for access over adjacent lots for maintenance of zero lot line walls, drainage easements, and access to utility meters on zero lot line walls if necessary. Said provisions shall be in a form to be approved by the City Attorney.

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 24th day of June, 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,

NOES: Councilmembers: Acting Mayor Whiteside

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-595

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF P & R ENTERPRISES, TO THE DECISION OF THE PLANNING COMMISSION RELATING TO AN AMENDMENT TO SECTION 31-3-9 OF THE ZONING MAP TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, AND PREZONE TO PLANNED DEVELOPMENT ZONE, P-D(408), PROPERTY LOCATED NORTH OF HOUSER LANE, EAST OF WILMA DRIVE; AND APPROVING A DEVELOPMENT PLAN FOR P-D(408) (P & R ENTERPRISES).

WHEREAS, a verified application for an amendment to Section 31-3-9 of the Zoning Map was filed by Mid-Valley Engineering on April 14, 1986, to reclassify from Low Density Residential Zone, R-1, and to prezone to Planned Development Zone, property located north of Houser Lane, east of Wilma Drive, described as follows:

R-1 to P-D(408)

All that property situate in the North half of the Southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Northwest corner of Parcel 1, as shown on the parcel map recorded in Book 16 of Parcel Maps at page 54, Stanislaus County Records; thence North 89°55' East 358.29 feet to the Northeast corner of said Parcel 1; thence South 0°51' East along the East line of said Parcel 1, 252.59 feet to the Northeast corner of Parcel 2 as shown on the parcel map recorded in Book 16 of Parcel Maps at Page 54, Stanislaus County Records; thence South 89°48' West along the North line of said Parcel 2 a distance of 157.29 feet to the Northwest corner of said Parcel 2; thence continuing South 89°48' West 201.00 feet to a point on the West line of the above-referenced Parcel 1; thence North 0°51' West along the West line of said Parcel 1, 253.32 feet to the point of beginning.

Containing: 2.080 acres

Prezone to P-D(408)

All that property situate in the North half of the Southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Northeast corner of Parcel 1, as shown on the parcel map recorded in Book 16 of Parcel Maps at Page 54, Stanislaus County Records; thence North 89°55' East along the Easterly prolongation of the North line of said Parcel 1 and the South boundary line of Chablis Lane Subdivision as recorded in Volume 29 of Maps, at page 2, Stanislaus County Records, a distance of 405.90 feet, more or less, to the Southeast corner of said Chablis Lane Subdivision; thence South 0°0'24" West along the Westerly boundary line of Hacienda Villas Subdivision as recorded in Volume 29 of Maps, at Page 10, Stanislaus County Records, a distance of 251.75 feet; thence South 89°48' West, 402.13 feet to the Northeast corner of Parcel 2 as shown on the Parcel Map recorded in Book 16 of Parcel Maps at Page 54, Stanislaus County Records; thence North 0°51' West along the East line of the above-referenced Parcel 1, 252.59 feet to the point of beginning.

Containing: 2.339 acres

and

WHEREAS, a public hearing was held by the Planning Commission on May 19, 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, after considering said evidence, the Planning Commission found and determined that rezoning and prezoning 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. 86-95, and

WHEREAS, an appeal to the decision of the Planning Commission's denial of the request to rezone the property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(408), and to prezone to Planned

Development Zone P-D(408), property located north of Houser Lane, East of Wilma Drive, was filed with the Office of the City Clerk by Mid-Valley Engineering, on behalf of P & R Enterprises, by letter dated May 20, 1986, 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 24, 1986, 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(408), and to prezone to Planned Development Zone P-D(408), should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. The development is an infill project and the irregular ownership pattern makes it impractical to extend a street to Houser Lane to reduce an existing block length to less than 1100 feet.

2. Although affected school districts have objected to the development, the 34 dwelling units proposed by the development would not by themselves have a significant adverse impact on the school districts and the long term cumulative impacts are expected to be mitigated by measures to be recommended by the Schools Advisory Committee.

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

SECTION 1. APPEAL GRANTED. The appeal of Mid-Valley Engineering, on behalf of P & R Enterprises, to the decision of the Planning Commission denying an amendment to Section 31-3-9 of the Zoning Map to rezone the above

described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(408), and to prezone to Planned Development Zone P-D(408), is hereby granted for the reason set forth above, and the decision of the Planning Commission denying said rezoning is hereby overruled.

SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(408), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Carpenter Villas" as amended in red, stamped approved by the City Council on June 24, 1986.

2. 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 rear yard patio areas and peripheral lot lines.

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

4. 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.

5. Trash cans shall be located outside of required yard areas and shall be screened from view from any public street.

6. All utilities shall be underground and cable television service shall be stubbed into all units.

7. All signs shall comply with the sign requirements of the R-1 Zone.

8. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

9. Covenants, conditions, and restrictions for the development shall be recorded concurrently with the final map. They shall contain provisions for access over adjacent lots for maintenance of zero lot line walls, drainage easements, and access to utility meters on zero lot line walls if necessary. Said provisions shall be in a form to be approved by the City Attorney.

SECTION 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(408):

The entire construction program shall be accomplished in one phase, construction to begin on or before June 24, 1988, and completion to be not later than June 24, 1989.

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. This resolution shall not become effective unless and until Ordinance No. 2435-C.S., introduced on the 24th day of June, 1986, reclassifying the property to Planned Development Zone, P-D(408), 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 June, 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,

NOES: Councilmembers: Acting Mayor Whiteside

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-596

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 31-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(408) AND PREZONING TO P-D(408).

WHEREAS, on June 24, 1986, the City Council introduced Ordinance No. 2435-C.S. giving approval to a project relating to an amendment to Section Map 31-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(408), and to prezone to P-D(408), property located north of Houser Lane, east of Wilma 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 31-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, Planned Development Zone, P-D(408), and to prezone to P-D(408), property located north of Houser Lane, east of Wilma Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 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

NOES: Councilmembers: Acting Mayor Whiteside

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-597

A RESOLUTION AMENDING PLANNED DEVELOPMENT ZONE, P-D(73) (MEMORIAL HOSPITAL ASSOCIATION OF STANISLAUS COUNTY) TO ADD A SECOND HELIPORT FACILITY.

WHEREAS, the City Council, by Ordinance No. 1048-C.S., which was finally adopted on September 8, 1970, and which became effective on October 8, 1970, amended Section 15-3-9 of the Zoning Map to prezone to Planned Development Zone, P-D(73), and to Professional Office Zone, P-O, for a 5-story hospital complex including a 5-story convalescent hospital and a 5-story mental health center, property located on the northeast corner of Briggsmore Avenue and Coffee Road, and

WHEREAS, City Council Resolution No. 70-831, adopted on August 24, 1970, approved the development plan for P-D(73) and contained conditions of approval thereof, and

WHEREAS, on November 4, 1970, the area prezoned to Planned Development Zone, P-D(73), was annexed to the City of Modesto, and

WHEREAS, City Council Ordinance No. 1795-C.S., which was introduced on January 9, 1979, finally adopted on January 23, 1979, and which became effective on February 22, 1979, amended P-D(73) to allow additional uses, and

WHEREAS, City Council Resolution No. 79-24, adopted on January 9, 1979, approved a revised development plan for P-D(73) and contained conditions of approval, and

WHEREAS, City Council Resolution No. 79-1216, adopted on November 20, 1979, approved a revised development plan for P-D(73) and contained conditions of approval, and

WHEREAS, City Council Ordinance No. 2330-C.S., which was introduced on May 7, 1985, finally adopted on May 14, 1986, and which became effective on June 13, 1986, amended P-D(73) to allow additional uses, and

WHEREAS, City Council Resolution No. 85-256, adopted on May 7, 1985, approved a revised development plan for P-D(73) and contained conditions of approval, and

WHEREAS, a verified application for an amendment to Planned Development Zone P-D(73) was filed by Memorial Hospital Association on March 17, 1986, to amend P-D(73) to add a second heliport facility, property located at the northeast corner of Briggsmore Avenue and Coffee Road, and

WHEREAS, said application was set for a public hearing before the Planning Commission on April 21, 1986, 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. 86-80, found and determined that the requested amendment to Planned Development Zone, P-D(73), was required by public necessity, convenience and general welfare for the following reasons:

1. The proposed helipad is an alternate location for landings to a presently approved location on the same property.

2. The proposed design ensures compatibility with the surrounding area.

3. The proposed alternate location is closer to the hospital emergency facilities, enhancing emergency response to life-threatening situations.

and

WHEREAS, pursuant to the provisions of Modesto Municipal Code Section 10-2.1709, the Planning Commission, by its Resolution No. 86-80, approved an amendment to P-D(73) to add a second heliport facility, subject to certain conditions, and

WHEREAS, an appeal to Condition No. 8 of Planning Commission Resolution No. 86-80, was filed with the Office of the City Clerk by Mid-Valley Engineering on behalf of Memorial Hospital, by letter dated June 10, 1986, and

WHEREAS, said appeal 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 June 17, 1986, at 4:00 p.m., and continued to June 24, 1986, at 7:30 p.m., as requested by appellant, and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that said appeal to Condition No. 8 of Planning Commission Resolution No. 86-80 should be granted for the following reason:

> The addition of the heliport will not generate additional traffic and therefore does not give rise to the need for additional traffic signals.

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 it hereby grants the appeal filed on behalf of Memorial Hospital to condition No. 8 of Planning Commission Resolution No. 86-80 for the reason set forth above.

BE IT FURTHER RESOLVED that the revised development plan for Planned Development Zone P-D(73), approved by City Council Resolution No. 85-256 is hereby amended to allow a second heliport location, subject to the following conditions:

1. All development shall conform to the plot plan titled "Memorial Hospital Medical Center" as amended in red, stamped approved by the Planning Commission on May 5, 1986.

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.

3. That all trees within the area under the approach and departure zones shall be maintained in conformance with height limitations established by Federal Aviation Regulations and the California Division of Aeronautics.

4. That prior to operation of the helipad light standards in the area under the approach and departure zones shall have appropriate hazard lighting installed as required by the California Division of Aeronautics and Director of Utility Services.

5. That prior to operation of the helipad a landscaping hedge shall be installed surrounding the helipad area to shield the adjacent area from rotor blast.

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. All conditions of City Council Resolution No. 85-256 not in conflict with this action shall remain in full force and effect.

BE IT FURTHER RESOLVED that the entire construction program for said second heliport location shall be accomplished in one phase, construction to begin on or before May 5, 1987 and be completed by not later than May 5, 1988.

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 an amendment to P-D(73) to add a second heliport facility.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1986, 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, Acting Mayor Whiteside

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. 86-598

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 5, 1986, 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 June, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-599

A RESOLUTION ACCEPTING THE BID OF HOLSAPPLE BROTHERS TO PROVIDE SLUDGE REMOVAL SERVICES

WHEREAS, Resolution No. 86-483, adopted by the Council of the City of Modesto on May 20, 1986, approved the plans and specifications for the furnishing 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 3:00 p.m. on June 17, 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 Holsapple Brothers for $1.75 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 Holsapple Brothers for $1.75 per cubic yard 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 June, 19 86, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-600

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING ANNUAL LARGE LAMP REQUIREMENTS AND AUTHORIZING THE PURCHASE OF LARGE LAMPS FROM THE CALIFORNIA STATE DEPARTMENT OF GENERAL SERVICES FOR THE PERIOD THROUGH APRIL 28, 1987

WHEREAS, Resolution No. 86-386, adopted by the Council of the City of Modesto on April 22, 1986 approved the plans and specifications for furnishing annual large lamp requirements, and authorized the call for bids; and

WHEREAS, the bids received for the furnishing of annual large lamp requirements were opened at 3:15 p.m. on June 3, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, a comparison of prices between several vendors who responded to the bid call, and the California State Department of General Services shows the lower prices fall to the State with few exceptions; and

WHEREAS, it is the recommendation of staff that Council reject the bids received for furnishing large lamps and authorize the purchase of large lamps from the California State Department of General Services.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for furnishing annual large lamp requirements, and opened in the office of the City Clerk on June 3, 1986, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that purchase of large lamps from the California State Department of General Services for the period through April 28, 1987, 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 June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-601

A RESOLUTION ACCEPTING THE BID OF SANTA ROSA FIRE EQUIPMENT, INC. FOR FURNISHING EMERGENCY BREATHING EQUIPMENT

WHEREAS, Resolution No.86-448, adopted by the Council of the City of Modesto on May 13, 1986, approved the plans and specifications for the purchase of emergency breathing equipment and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of emergency breathing equipment were opened at 3:00 p.m. on June 10, 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 Santa Rosa Fire Equipment, Inc. in the amount of $8,667.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Santa Rosa Fire Equipment, Inc. in the amount of $8,667.50 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 24th day of June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-602

A RESOLUTION ACKNOWLEDGING THE FORFEITURE OF A BID BOND BY DELTA RUBBER COMPANY, INC. AND REJECTING ALL OTHER BIDS FOR FURNISHING FIRE HOSE

WHEREAS, Resolution No. 86-484, adopted by the Council of the City of Modesto on May 20, 1986, authorized the bid of Delta Rubber Co., Inc. to be accepted for furnishing fire hose, and the contract was prepared and mailed to Delta Rubber Co., Inc. for execution and submittal of warranty bond as required by the specifications; and

WHEREAS, a letter has been received from Delta Rubber Co., Inc. stating that they are withdrawing their bid on the fire hose, forfeiting their $1,024.00 cashier's check because they cannot provide the hose manufactured to the City's specifications and cannot provide the City with a warranty bond of ten percent of the total amount bid as required by the specifications; and

WHEREAS, a total of three bids were received on this project and the two other bidders stated in their bid proposals that they would not provide a warranty bond; and

WHEREAS, because the warranty bond cannot be furnished by the low bidder and was taken as an exception to the specifications by the other two bidders, the project will be rebid at a later date.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it acknowledges the forfeiture of a bid bond by Delta Rubber Company, Inc. and rejects all other bids for furnishing fire hose under the specifications approved by the Council by Resolution No. 86-353.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-603

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE FISHER GROUP FOR ADVERTISING AND PROMOTION OF MODESTO'S PUBLIC TRANSIT SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Fisher Group to provide advertising and promotion of Modesto's public transit 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 24th day of June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-604

A RESOLUTION AMENDING THE FINAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1985-86 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, 1986

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 1985-86,

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 1985-86 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 1985-86 fiscal year books are closed.

Reserve for Contingency for Property Acquisition and Pending Capital Projects - The amount of $273,000.

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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 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 1985-86 fiscal year but which will be reappropriated in the 1986-87 fiscal year.

Reserve for Pending Projects - The amount available to finance approved projects which will be appropriated in the 1986-87 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 1985-86 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 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 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 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 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 1985-86 fiscal year

but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1985-86 fiscal year books are closed.

Reserve for Carryover Projects - The amount necessary to complete projects appropriated in the 1985-86 fiscal year but which will be reappropriated in the 1986-87 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 1986-87 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 24th day of June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-605

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GENERAL REINSURANCE CORPORATION TO PROVIDE EXCESS WORKERS' COMPENSATION INSURANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and General Reinsurance Corporation to provide excess Workers' Compensation insurance

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 June, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-606

A RESOLUTION ESTABLISHING FLAT-RATE CHARGES FOR WATER SERVICE TO SCHOOLS, AND SUPERSEDING RESOLUTION NOS. 75-411, 75-414, 79-1257, 80-198, 81-22, 81-23, 82-121, 82-803 and 85-369A.

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 $2.10/1000 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 $2.10/1000 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
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
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 Nos. 75-411, 75-414, 79-1257, 80-198, 81-22, 81-23, 82-121, 82-803 and 85-369A respectively, are hereby superseded.

BE IT FURTHER RESOLVED that this resolution shall become effective on November 1, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1986, 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, Acting Mayor Whiteside

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. 86-607

A RESOLUTION ESTABLISHING FLAT-RATE CHARGES FOR SEWER SERVICE TO SCHOOLS, AND SUPERSEDING RESOLUTION NOS. 82-122 AND 85-369.

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 $\frac{\$ .34}{133.69 \text{ c.f.}}$

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	
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	K-6
John C. Fremont Elementary	K-6
William H. Garrison Elementary and Joseph M. Kelly Center	K-6
Lakewood Elementary	K-6
La Loma Junior High	7-8
Modesto High	9-12
John Muir Elementary	K-6
Pioneer High	9-12
Robertson Road Elementary	K-6
Roosevelt Junior High	7-8
Rose Avenue School Elementary	K-6
Sonoma Elementary	K-6
Sutter Elementary	K-6
Mark Twain Junior High	7-8
Wilson 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 1986.

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 Nos. 82-122 and 85-369 are hereby superseded.

BE IT FURTHER RESOLVED that this resolution shall become effective on November 1, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1986, 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, Acting Mayor Whiteside

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. 86-608

A RESOLUTION APPROVING AN AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS WASTE ENERGY COMPANY/OGDEN MARTIN SYSTEMS FOR THE CONSTRUCTION OF A WASTE-TO-ENERGY FACILITY IN STANISLAUS COUNTY.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Stanislaus Waste Energy Company/Ogden Martin Systems for the construction of a waste-to-energy facility in Stanislaus County be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said amended agreement and any and all other legal documents necessary for the completion of the Waste-to-Energy project by the City Manager or his designee 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 June, 1986, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-609

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALLEN THOMPSON, EXECUTOR FOR THE ESTATE OF CHRISTIAN M. JOHANSEN, DECEASED, FOR ACQUISITION OF A SEWER EASEMENT NEEDED TO INSTALL THE YOSEMITE TRUNK SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Allen Thompson, executor for the estate of Christian M. Johansen, deceased, for acquisition of a sewer easement needed to install the Yosemite trunk sewer

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 June, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-610

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER REVISED WALL AND FENCE STANDARDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 15, 1986 , **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** revised Wall and Fence Standards.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th **day of** June, 1986, **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, Acting Mayor Whiteside
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-611

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO UPDATE AND REVIEW WATER MAIN CONNECTION FEES AND ADD A WATER SYSTEM FEE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 8, 1986 **, 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 update and review of water main connection fees and the addition of a water system fee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th **day of** June**, 19** 86**, 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, Acting Mayor Whiteside
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-612

A RESOLUTION APPROVING THE FINAL MAP OF THE STONEGATE MANOR SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, GRANT CONSTRUCTION COMPANY, INC.

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 18.254 acres, known as the STONEGATE MANOR 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 February, 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 STONEGATE MANOR Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED 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 24th day of June, 19 86, by Councilmember Lang, who moved its adoption, which motion being duly seconded by Council-

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

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

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. 86-613

A RESOLUTION AMENDING RESOLUTION NO. 86-366 ENTITLED "A RESOLUTION GRANTING APPROVALS TO THE MODESTO JAYCEES FOR A FIREWORKS DISPLAY AND PARADE FOR THE 1986 FOURTH OF JULY CELEBRATION IN THE CITY OF MODESTO, SUBJECT TO CERTAIN CONDITIONS" TO REDUCE THE INSURANCE REQUIREMENTS FOR THE FOURTH OF JULY FIREWORKS DISPLAY.

WHEREAS, on April 15, 1986, the Council of the City of Modesto adopted Resolution No. 86-366 entitled "A Resolution Granting Approvals to the Modesto Jaycees for a Fireworks Display and Parade for the 1986 Fourth of July Celebration in the City of Modesto, Subject to Certain Conditions", and

WHEREAS, a request has been received that the insurance coverage required in said Resolution No. 86-366 for the fireworks display be reduced from $1 million to $500,000, and

WHEREAS, because of the favorable safety record of the company that will conduct the fireworks display and the rating of the insurance company, the Council is willing to reduce the insurance coverage, as requested,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Paragraph No. 3 commencing on page 3 of Resolution No. 86-366 is hereby amended to read as follows:

"3. The Jaycees shall furnish to the City Clerk of City current and valid certificate(s) of insurance evidencing Public Liability insurance as shall protect the Jaycees and its agents and employees from claims for damages for bodily injury, sickness and disease, including death resulting therefrom, and property damage which may arise out of the Jaycees' use of John Thurman

Field and the areas adjacent thereto for the Jaycees' fireworks display and the use of City facilities for the Jaycees' parade.

The amounts of Public Liability insurance shall be as follows:

(a) For the fireworks display: Combined Single Limits of not less than Five Hundred Thousand and no/100ths ($500,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and for claims for property damage.

(b) For the parade: Combined Single Limits of not less than One Million and no/100ths ($1,000,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and for claims for property damage.

The Jaycees' liability policies, (and the valid certificate(s) of insurance which is (are) to be furnished to the City Clerk), shall contain contractual liability certification provisions stating that the policies are extended to cover the liability assumed by the Jaycees 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 July 3, 1986."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of June, 1986, 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, Acting Mayor Whiteside

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. 86-614

A RESOLUTION DETERMINING THE RESULT OF AN ELECTION HELD IN THE TERRITORY DESIGNATED AS THE EL VISTA NO. 4 REORGANIZATION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 86-221, the Council of the City of Modesto called a special election to determine whether the order to reorganize to the City of Modesto certain inhabited territory known as El Vista No. 4 Reorganization should be confirmed, and

WHEREAS, a special election by mail ballot was held on the 24th day of June, 1986, in the inhabited territory known as El Vista No. 4 Reorganization to the City of Modesto, County of Stanislaus, State of California, which territory is contiguous to the City limits of said City, and particularly described as attached hereto,

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 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 May 29, June 4, June 12, and June 20, 1986, respectively.

SECTION II. That after the holding of said special election, the election officer thereof delivered to and deposited with the Clerk of this Council the mail ballots, tally sheets, and the returns of said special election.

SECTION III. That all requirements of the District Reorganization Act of 1965, as amended, and all other requirements of the Election Laws of the State of California have been duly and regularly followed and that all of the procedures adopted and employed in the reorganization proceedings and in the holding of said special election were proper and legal,

BE IT FURTHER RESOLVED, CERTIFIED AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that said special election was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received; that the same have been properly canvassed; that from the returns so canvassed as aforesaid, it appears and the Council so finds that at said special election the total number of votes cast was and is 209; that the number of votes cast for reorganization was and is 110; that the number of votes cast against reorganization was and is 99; that the number of votes cast which were voided was -0-; that the total number of votes cast were and are as follows:

Total Votes Cast	In Favor of Reorganization	Opposed to Reorganization	Voided
209	110	99	-0-

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the measure, to wit: "Shall the order adopted on February 25, 1986, by the City of Modesto ordering the El Vista No. 4 Reorganization consisting of (a) the annexation of said territory to the City of Modesto, (b) the detachment of said territory from the Empire Fire Protection District, and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, be confirmed?" received a majority of the votes cast for reorganization and that, therefore, said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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: Maurine 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
Engineering Services

EL VISTA NO. 4 GOVERNMENTAL REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northwestern corner of the HADDON-EL VISTA ANNEXATION (448), as per description filed January 7, 1982, as Instrument 37153, Stanislaus County Records, said point also being on the Eastern line of the EL VISTA SCHOOL ADDITION (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of ADDITION (232), and the centerline of 60.00 foot Colfax Avenue, North 00° 36' West, 710.06 feet, to the Northeastern corner of ADDITION (232) and the Southeastern corner of the EL VISTA NO. 3 ADDITION (240), as per description filed September 25, 1969, as Instrument 32411, Stanislaus County Records, and a point on the East-West quarter section line of said Section 26;

2. thence continuing along the existing City Limits on the boundary of said ADDITION (240) the following bearings and distances, North 05° 05' 48" West, 37.65 feet;

3. thence North 89° 58' West, 470.50 feet;

4. thence North 00° 36' West, 592.38 feet;

5. thence North 89° 58' West, 183.50 feet, to a point on the West line of Section 26, the centerline of El Vista Avenue and a point on the most Easterly line of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;

6. thence continuing along the existing City Limits on said Easterly line of ADDITION (197), North 00° 36' West, 956.89 feet, to a Northeastern corner of ADDITION (197) and the Southeastern corner of the DRY CREEK NO. 2 ADDITION (208), as per description filed January 15, 1958, as Instrument 1416, Stanislaus County Records;

7. thence continuing along the existing City Limits on the Eastern line of said ADDITION (208), said West line of Section 26 and said centerline of El Vista Avenue, North 00° 36' West, 454.04 feet, to the Southwestern corner of the DRY CREEK PARK NO. 3 ADDITION (313), as per description filed January 21, 1974, as Instrument 27892, Stanislaus County Records;

8. thence continuing along the existing City Limits on the boundary of said ADDITION (313) the following bearings and distances, North 89° 28' 40" East, 118.65 feet;

9. thence South 83° 22' 35" East, 490.98 feet;

10. thence South 71° 37' 13" East, 413.26 feet;

11. thence South 59° 06' 00" East, 379.36 feet;

12. thence South 59° 06' 20" East, 499.70 feet, to the Northwestern corner of the RIVERSIDE ADDITION (228) as per description filed March 24, 1969, as Instrument 9772, Stanislaus County Records;

13. thence continuing along the existing City Limits on the boundary of said ADDITION (228) the following bearings and distances, South 00° 50' 50" East, 746.09 feet;

14. thence South 00° 35' 00" East, 265.18 feet;

15. thence North 89° 58' West, 425.00 feet;

16. thence South 00° 35' East, 432.02 feet, to the Northwestern corner of the RIVERSIDE NO. 5 ADDITION (269), as per description filed May 5, 1971, as Instrument 16247, Stanislaus County Records;

17. thence continuing along the existing City Limits on the Western line of said ADDITION (269) and the centerline of 60.00 foot Trask Lane, South 00° 35' East, 623.18 feet, to a Northwestern corner of said ANNEXATION (448);

18. thence continuing along the existing City Limits on a Western line of ANNEXATION (448) and said centerline of Trask Lane, South 00° 35' East, 50.19 feet, to a Northern line of ANNEXATION (448) and the centerline of 60.00 foot Roble Avenue;

19. thence continuing along the existing City Limits on said Northern line of ANNEXATION (448) and said centerline of Roble Avenue, North 89° 56' 15" West, 656.83 feet, to the point of beginning, containing 76.824 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO.86-615

A RESOLUTION CONFIRMING THE REORGANIZATION AFTER ELECTION OF CERTAIN INHABITED TERRITORY DESIGNATED AS EL VISTA NO. 4 REORGANIZATION

WHEREAS, by Resolution No. 86-221, the Council of the City of Modesto called a special election to determine whether the order to reorganize to the City of Modesto certain inhabited territory designated as El Vista No. 4 Reorganization should be confirmed, and

WHEREAS, a special election was held on the 24th day of June, 1986, in said territory on the following measure, to wit: "Shall the order adopted on February 25, 1986, by the City of Modesto ordering the El Vista No. 4 Reorganization consisting of (a) the annexation of said territory to the City of Modesto, (b) the detachment of said territory from the Empire Fire Protection District, and (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, be confirmed?", and

WHEREAS, by Resolution No. 86-614, the Council of the City of Modesto determined the results of said special election and determined that said measure had received a majority of the votes cast in favor thereof and had carried,

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

1. All of the requirements of the district Reorganization Act of 1965, as amended, have been complied with.

2. The area or territory designated as the El Vista No. 4 Reorganization, is inhabited territory within the meaning of the District

Reorganization Act of 1965, as amended, and is more particularly described as 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 said territory to the City of Modesto.

4. The order to reorganize said territory is hereby confirmed and it is hereby made a part of the City of Modesto.

5. 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, eleven certified copies of this resolution, stating the date of its passage; to immediately make eleven copies of the boundary description of the annexation; 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 Local Agency Formation Commission of Stanislaus County together with a payment of all fees required by California Government Code Section 54902.5.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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

APPROVED AS TO DESCRIPTION:

By John K. Christensen
Engineering Services

EL VISTA NO. 4 GOVERNMENTAL REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the West half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northwestern corner of the HADDON-EL VISTA ANNEXATION (448), as per description filed January 7, 1982, as Instrument 37153, Stanislaus County Records, said point also being on the Eastern line of the EL VISTA SCHOOL ADDITION (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records;

1. thence along the existing City Limits on said Eastern line of ADDITION (232), and the centerline of 60.00 foot Colfax Avenue, North 00° 36' West, 710.06 feet, to the Northeastern corner of ADDITION (232) and the Southeastern corner of the EL VISTA NO. 3 ADDITION (240), as per description filed September 25, 1969, as Instrument 32411, Stanislaus County Records, and a point on the East-West quarter section line of said Section 26;

2. thence continuing along the existing City Limits on the boundary of said ADDITION (240) the following bearings and distances, North 05° 05' 48" West, 37.65 feet;

3. thence North 89° 58' West, 470.50 feet;

4. thence North 00° 36' West, 592.38 feet;

5. thence North 89° 58' West, 183.50 feet, to a point on the West line of Section 26, the centerline of El Vista Avenue and a point on the most Easterly line of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records;

6. thence continuing along the existing City Limits on said Easterly line of ADDITION (197), North 00° 36' West, 956.89 feet, to a Northeastern corner of ADDITION (197) and the Southeastern corner of the DRY CREEK NO. 2 ADDITION (208), as per description filed January 15, 1968, as Instrument 1416, Stanislaus County Records;

7. thence continuing along the existing City Limits on the Eastern line of said ADDITION (208), said West line of Section 26 and said centerline of El Vista Avenue, North 00° 36' West, 454.04 feet, to the Southwestern corner of the DRY CREEK PARK NO. 3 ADDITION (313), as per description filed January 21, 1974, as Instrument 27802, Stanislaus County Records;

8. thence continuing along the existing City Limits on the boundary of said ADDITION (313) the following bearings and distances, North 89° 28' 40" East, 118.65 feet;

9. thence South 83° 22' 35" East, 490.98 feet;

10. thence South 71° 37' 13" East, 413.26 feet;

11. thence South 59° 06' 00" East, 379.36 feet;

12. thence South 59° 06' 20" East, 499.70 feet, to the Northwestern corner of the RIVERSIDE ADDITION (228) as per description filed March 24, 1969, as Instrument 9772, Stanislaus County Records;

13. thence continuing along the existing City Limits on the boundary of said ADDITION (228) the following bearings and distances, South 00° 50' 50" East, 746.09 feet;

14. thence South 00° 35' 00" East, 265.18 feet;

15. thence North 89° 58' West, 425.00 feet;

16. thence South 00° 35' East, 432.02 feet, to the Northwestern corner of the RIVERSIDE NO. 5 ADDITION (269), as per description filed May 5, 1971, as Instrument 16247, Stanislaus County Records;

17. thence continuing along the existing City Limits on the Western line of said ADDITION (269) and the centerline of 60.00 foot Trask Lane, South 00° 35' East, 623.18 feet, to a Northwestern corner of said ANNEXATION (448);

18. thence continuing along the existing City Limits on a Western line of ANNEXATION (448) and said centerline of Trask Lane, South 00° 35' East, 50.19 feet, to a Northern line of ANNEXATION (448) and the centerline of 60.00 foot Roble Avenue;

19. thence continuing along the existing City Limits on said Northern line of ANNEXATION (448) and said centerline of Roble Avenue, North 89° 56' 15" West, 656.83 feet, to the point of beginning, containing 76.824 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-616

A RESOLUTION SUPPORTING A SPECIAL ELECTION TO LEVY A SPECIAL TAX TO RAISE REVENUE FOR LIBRARY FACILITIES AND SERVICES - MEASURE L.

WHEREAS, the Stanislaus County Board of Supervisors, by Resolution No. 86-861 adopted on June 10, 1986, ordered a special election to allow the electorate to determine whether a special tax to raise revenue for operation of the Stanislaus County Free Library should be levied, and

WHEREAS, said special tax is called Measure L, and the special election on Measure L will be held on August 19, 1986, and

WHEREAS, this Council supports said special tax to raise revenue for operation of the Stanislaus County Free Library,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that due to the unavailability of sufficient local, state and federal funding, the Council does hereby support Measure L on the August 19, 1986, special election ballot to authorize a special tax to raise revenue for operation of the Stanislaus County Free Library, and urges all voters to support said measure.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-617

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND BALLOONS OVER THE VALLEY TO LOWER INSURANCE REQUIREMENT FOR THEIR FUND-RAISING EVENT SEPTEMBER 20 AND 21, 1986

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Balloons Over The Valley, to lower their insurance requirement for their fund-raising event to be held September 20 and 21, 1986

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 July, 19 86, 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. 86-618

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(406).

WHEREAS, a verified application for an amendment to Section 10-3-9 of the Zoning Map was filed by Westlake Roemer Development on April 28, 1986, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow a two and three-story senior citizens retirement center, property located on the east side of Coffee Road, south of Sylvan Avenue on the north side of Princewood Lane, described as follows:

All that certain real property situate in a portion of the Southwest quarter of Section 10, 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 West quarter corner of said Section 10, said corner being the centerline intersection of Sylvan Avenue and Coffee Road as shown on the map recorded in Book 28 of Parcel Maps, at Page 46, Stanislaus County Records; thence South 0°47'10" East along the West line of said Section 10 and centerline of Coffee Road, 65.25 feet; thence North 89°12'50" East, 50.00 feet to a point on the East right-of-way line of said Coffee Road; thence South 0°47'10" East, along said East right-of-way of Coffee Road, 209.11 feet to the point of beginning of this description; thence North 89°25'37" East, 499.17 feet; thence South 0°34'00" East, 509.02 feet to the beginning of a tangent curve, concave to the Northwest having a radius of 15.00 feet and a central angle of 89°46'50"; thence Southwesterly along the arc of said curve, 23.50 feet; thence South 89°12'50" West, 467.22 feet to the beginning of a tangent curve, concave to the Northeast, having a radius of 15.00 feet and a central angle of 90°00'00"; thence Northwesterly along the arc of said curve, 23.56 feet; thence North 00°47'10" West, 510.81 feet to the point of beginning of this description.

Also including the adjacent one-half of Coffee Road, Kingswood Drive, and Princewood Lane.

and

WHEREAS, after a public hearing held on June 2, 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. 86-103, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The land use intensity of elderly housing is low in terms of surrounding impact.

2. The proposed planned development which is near Coffee Road and Sylvan Avenue is compatible with existing and potential development around this major street intersection.

3. The parking is adequate for this development.

4. The traffic impact generated by this development will be lessened by the traffic signal participation imposed by this P-D zone.

and

WHEREAS, after a public hearing held on July 1, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Westlake Roemer 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. 86-103 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2437-C.S. on the 1st day of July, 1986, reclassifying the above-described property from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(406),

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(406), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and elevation plans titled "Tuolumne Gardens - Senior Housing" as amended in red, stamped approved by the Planning Commission on June 2, 1986.

2. Prior to the issuance of a building permit, a landscaping and irrigation plan shall be approved by the Director of Parks and Recreation. The landscaping shall include screening of the service yard from public view.

3. Fences or walls shall be constructed prior to occupancy and shall, at a minimum, be as follows:

    a. Six-foot solid double board fence with decorative masonry pilasters 16 feet on center along the north property line.

    b. Six-foot view-obscuring fencing including view-obscuring gate and service yard.

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/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Coffee Road to major street standards prior to occupancy or upon demand by the City, whichever occurs first.

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. All signs shall comply with the sign requirements of the R-3 Zone.

10. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.

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, their spouses, and persons who are physically handicapped.

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 and other fire suppression facilities 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. That the amount of three thousand forty dollars ($3,040.00) shall be assessed the developer to assist with the mitigation of traffic impact from this project. This fee shall be paid to the City of Modesto at the time the building permit is issued.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(406):

The entire construction program be accomplished in one phase, construction to begin on or before June 2, 1988, and completion to be not later than June 2, 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. The development plan and development schedule for Planned Development Zone, P-D(406), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2436-C.S., introduced on the 1st day of July, 1986, reclassifying the property to Planned Development Zone, P-D(406), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-619

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 R-3 TO P-D(406).

WHEREAS, on July 1, 1986 the City Council introduced Ordinance No. 2437-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 Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(406), property located on the east side of Coffee Road, south of Sylvan Avenue on the north side of Princewood Lane, 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 Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(406), property located on the east side of Coffee Road, south of Sylvan Avenue on the north side of Princewood Lane.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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. 86-620

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE 1/2 TON PICKUP TRUCK

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 1/2 ton pickup 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 July 15, 1986, 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 1st day of July, 1986, 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. 86-621

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNAL MODIFICATION AT TULLY/STANDIFORD AND AT COFFEE/SYLVAN AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic **that the construction of** traffic signal modification at Tully/Standiford and at Coffee/Sylvan **has been completed by** Richard A. Heaps

in accordance with the contract agreement dated January 14, 1986.

NOW, THEREFORE, BE IT RESOLVED that the construction of the traffic signal modification at Tully/Standiford and at Coffee/Sylvan **be accepted from said contractor,** Richard A. Heaps;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $79,309 **as provided in the contract, be authorized.**

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st **day of** July, **19** 86, **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. 86-622

A RESOLUTION ACCEPTING THE BID OF GENSTAR WESTERN STONE PRODUCTS, INC. FOR SURFACING MUNCY PARK, WEST SIDE PARK, AND JOHN THURMAN FIELD

WHEREAS, Resolution No. 86-552, adopted by the Council of the City of Modesto on June 10, 1986, approved the plans and specifications for the surfacing of Muncy Park, West Side Park, and John Thurman Field and authorized the calling for bids; and

WHEREAS, the bids received for the surfacing of Muncy Park, West Side Park, and John Thurman Field were opened at 11:15 a.m. on June 24, 1986, 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 Genstar Western Stone Products, Inc. in the amount of $23,100 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Genstar Western Stone Products, Inc. in the amount of $23,100 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 1st day of July, 1986, 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

RESOLUTION NO. 86-623

A RESOLUTION REJECTING ALL BIDS FOR THE CONSTRUCTION OF PROJECT NO. 16, REPLACEMENT OF CURB, DRIVE APRONS AND SIDEWALKS AT VARIOUS LOCATIONS, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JUNE 24, 1986 AT 11:05 A.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 86-553 adopted by the Council of the City of Modesto on June 10, 1986, approved the plans and specifications for Project No. 16, replacement of curb, drive aprons and sidewalks at various locations, and authorized the call for bids; and

WHEREAS, the bids received for Project No. 16, replacement of curbs, drive aprons and sidewalks at various locations were opened at 11:05 a.m. on June 24, 1986, and later tabulated by the Director of Engineering for the consideration of Council; and

WHEREAS, bids for this project were unnecessarily high because contractors are busy with heavy construction activity, and it is staff's recommendation that all bids be rejected and a new call for bids authorized, with a concerted effort being made to contact additional contractors familiar with this type of work.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for Project No. 16, replacement of curb, drive aprons and sidewalks at various locations, and opened in the office of the City Clerk on June 10, 1986, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for Project No. 16, replacement of curb, drive aprons and sidewalks at various locations to be opened July 22, 1986, at 11:05 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 1st day of July, 1986, 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. 86-624

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 YEARS 1986-87 AND 1987-88, COMMENCING ON JULY 1, 1986, 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 years 1986-87 and 1987-88, commencing on July 1, 1986, 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 1st day of July, 1986, 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. 86-625

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 JUNE 24, 1986 TO JULY 6, 1987. The salary rates, salary ranges and salary steps as set forth in Exhibit "B" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule B Firefighters", Exhibit "C" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule C Police Personnel", Exhibit "D" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule D Management and Confidential-Technical", Exhibit "E" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule E Confidential-Clerical", and Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule F Unclassified Management and Council Appointees", which are attached hereto and hereby made a part hereof, are hereby established, effective June 24, 1986 to and including July 6, 1987.

SECTION 2. SALARY RANGES AND RATES EFFECTIVE JUNE 24, 1986, TO JANUARY 5, 1987. The salary rates, salary ranges and salary steps as set forth in Exhibit "A-1" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule A Miscellaneous Employees", and 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", which are attached hereto and hereby made a part hereof are hereby established effective June 24, 1986, to and including January 5, 1987.

SECTION 3. SALARY RANGES AND RATES EFFECTIVE JANUARY 6, 1987 to JULY 6, 1987. The salary rates, salary ranges and salary steps are 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", and 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", which are attached hereto and hereby made a part hereof are hereby established effective January 6, 1987 to and including July 6, 1987.

SECTION 4. 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 1986-87" which is attached hereto and hereby made a part hereof, are hereby established.

SECTION 5. 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 6. 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 7. 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 8. 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 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 - 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.

7. Maintenance Mechanic - Pumps - who is regularly assigned as a leadworker in the Water Division of the Utility Services Department.

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	0%
13 - 24 months	2 1/2%
25 months and thereafter	5%

SECTION 11. 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 (10%) percent of the compensation which the employee would otherwise be entitled to receive.

SECTION 12. ACTING PAY - POLICE DEPARTMENT. A Detective who is temporarily assigned to act as a Sergeant for five (5) or more regularly scheduled, consecutive work days will be paid five (5%) percent 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 work days.

SECTION 13. 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 (5%) percent of the compensation which the officer would otherwise be entitled to receive.

SECTION 14. 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 (5%) percent 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 15. 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 (5%) percent 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 16. 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 17. EFFECTIVE DATE. This resolution shall become effective on and after June 24, 1986.

SECTION 18. REPEALS. Resolutions No. 85-422, 85-437, 85-697, 85-743, 85-918, 85-979, 86-157, 86-218, 86-316 and 86-591 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

HOURLY

RANGE	A	B	C	D	E
105.5	4.5490	4.7765	5.0153	5.2661	5.5294
106.0	4.6598	4.8928	5.1374	5.3943	5.6640
106.5	4.7765	5.0153	5.2661	5.5294	5.8059
107.0	4.8928	5.1374	5.3943	5.6640	5.9472
107.5	5.0153	5.2661	5.5294	5.8059	6.0962
108.0	5.1374	5.3943	5.6640	5.9472	6.2446
108.5	5.2661	5.5294	5.8059	6.0962	6.4010
109.0	5.3943	5.6640	5.9472	6.2446	6.5568
109.5	5.5294	5.8059	6.0962	6.4010	6.7211
110.0	5.6640	5.9472	6.2446	6.5568	6.8846
110.5	5.8059	6.0962	6.4010	6.7211	7.0572
111.0	5.9472	6.2446	6.5568	6.8846	7.2288
111.5	6.0962	6.4010	6.7211	7.0572	7.4101
112.0	6.2446	6.5568	6.8846	7.2288	7.5902
112.5	6.4010	6.7211	7.0572	7.4101	7.7806
113.0	6.5568	6.8846	7.2288	7.5902	7.9697
113.5	6.7211	7.0572	7.4101	7.7806	8.1696
114.0	6.8846	7.2288	7.5902	7.9697	8.3682
114.5	7.0572	7.4101	7.7806	8.1696	8.5781
115.0	7.2288	7.5902	7.9697	8.3682	8.7866
115.5	7.4101	7.7806	8.1696	8.5781	9.0070
116.0	7.5902	7.9697	8.3682	8.7866	9.2259
116.5	7.7806	8.1696	8.5781	9.0070	9.4574
117.0	7.9697	8.3682	8.7866	9.2259	9.6872
117.5	8.1696	8.5781	9.0070	9.4574	9.9303
118.0	8.3682	8.7866	9.2259	9.6872	10.1716
118.5	8.5781	9.0070	9.4574	9.9303	10.4268
119.0	8.7866	9.2259	9.6872	10.1716	10.6802
119.5	9.0070	9.4574	9.9303	10.4268	10.9481
120.0	9.2259	9.6872	10.1716	10.6802	11.2142
120.5	9.4574	9.9303	10.4268	10.9481	11.4955
121.0	9.6872	10.1716	10.6802	11.2142	11.7749
121.5	9.9303	10.4268	10.9481	11.4955	12.0703
122.0	10.1716	10.6802	11.2142	11.7749	12.3636
122.5	10.4268	10.9481	11.4955	12.0703	12.6738
123.0	10.6802	11.2142	11.7749	12.3636	12.9818
123.5	10.9481	11.4955	12.0703	12.6738	13.3075

BI-WEEKLY

A	B	C	D	E
363.92	382.12	401.22	421.29	442.35
372.78	391.42	410.99	431.54	453.12
382.12	401.22	421.29	442.35	464.47
391.42	410.99	431.54	453.12	475.78
401.22	421.29	442.35	464.47	487.70
410.99	431.54	453.12	475.78	499.57
421.29	442.35	464.47	487.70	512.08
431.54	453.12	475.78	499.57	524.54
442.35	464.47	487.70	512.08	537.69
453.12	475.78	499.57	524.54	550.77
464.47	487.70	512.08	537.69	564.58
475.78	499.57	524.54	550.77	578.30
487.70	512.08	537.69	564.58	592.81
499.57	524.54	550.77	578.30	607.22
512.08	537.69	564.58	592.81	622.45
524.54	550.77	578.30	607.22	637.58
537.69	564.58	592.81	622.45	653.57
550.77	578.30	607.22	637.58	669.46
564.58	592.81	622.45	653.57	686.25
578.30	607.22	637.58	669.46	702.93
592.81	622.45	653.57	686.25	720.56
607.22	637.58	669.46	702.93	738.07
622.45	653.57	686.25	720.56	756.59
637.58	669.46	702.93	738.07	774.98
653.57	686.25	720.56	756.59	794.42
669.46	702.93	738.07	774.98	813.73
686.25	720.56	756.59	794.42	834.14
702.93	738.07	774.98	813.73	854.42
720.56	756.59	794.42	834.14	875.85
738.07	774.98	813.73	854.42	897.14
756.59	794.42	834.14	875.85	919.64
774.98	813.73	854.42	897.14	941.99
794.42	834.14	875.85	919.64	965.62
813.73	854.42	897.14	941.99	989.09
834.14	875.85	919.64	965.62	1013.90
854.42	897.14	941.99	989.09	1038.54
875.85	919.64	965.62	1013.90	1064.60

MONTHLY

A	B	C	D	E
791.20	830.77	872.29	915.93	961.71
810.46	850.99	893.53	938.21	985.13
830.77	872.29	915.93	961.71	1009.80
850.99	893.53	938.21	985.13	1034.39
872.29	915.93	961.71	1009.80	1060.31
893.53	938.21	985.13	1034.39	1086.12
915.93	961.71	1009.80	1060.31	1113.31
938.21	985.13	1034.39	1086.12	1140.40
961.71	1009.80	1060.31	1113.31	1168.99
985.13	1034.39	1086.12	1140.40	1197.43
1009.80	1060.31	1113.31	1168.99	1227.45
1034.39	1086.12	1140.40	1197.43	1257.28
1060.31	1113.31	1168.99	1227.45	1288.83
1086.12	1140.40	1197.43	1257.28	1320.16
1113.31	1168.99	1227.45	1288.83	1353.27
1140.40	1197.43	1257.28	1320.16	1386.16
1168.99	1227.45	1288.83	1353.27	1420.93
1197.43	1257.28	1320.16	1386.16	1455.47
1227.45	1288.83	1353.27	1420.93	1491.98
1257.28	1320.16	1386.16	1455.47	1528.24
1288.83	1353.27	1420.93	1491.98	1566.57
1320.16	1386.16	1455.47	1528.24	1604.64
1353.27	1420.93	1491.98	1566.57	1644.90
1386.16	1455.47	1528.24	1604.64	1684.88
1420.93	1491.98	1566.57	1644.90	1727.15
1455.47	1528.24	1604.64	1684.88	1769.13
1491.98	1566.57	1644.90	1727.15	1813.50
1528.24	1604.64	1684.88	1769.13	1857.59
1566.57	1644.90	1727.15	1813.50	1904.19
1604.64	1684.88	1769.13	1857.59	1950.47
1644.90	1727.15	1813.50	1904.19	1999.39
1684.88	1769.13	1857.59	1950.47	2047.98
1727.15	1813.50	1904.19	1999.39	2099.35
1769.13	1857.59	1950.47	2047.98	2150.38
1813.50	1904.19	1999.39	2099.35	2204.32
1857.59	1950.47	2047.98	2150.38	2257.89
1904.19	1999.39	2099.35	2204.32	2314.55

EXHIBIT A-1

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
CITY OF MODESTO
EFFECTIVE 6/24/86

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
124.0	11.2142	11.7749	12.3636	12.9818	13.6309	897.14	941.99	989.09	1038.54	1090.47	1950.47	2047.98	2150.38	2257.89	2370.79
124.5	11.4955	12.0703	12.6738	13.3075	13.9729	919.64	965.62	1013.90	1064.60	1117.83	1999.39	2099.35	2204.32	2314.55	2430.27
125.0	11.7749	12.3636	12.9818	13.6309	14.3124	941.99	989.09	1038.54	1090.47	1144.99	2047.98	2150.38	2257.89	2370.79	2489.32
125.5	12.0703	12.6738	13.3075	13.9729	14.6715	965.62	1013.90	1064.60	1117.83	1173.72	2099.35	2204.32	2314.55	2430.27	2551.78
126.0	12.3636	12.9818	13.6309	14.3124	15.0280	989.09	1038.54	1090.47	1144.99	1202.24	2150.38	2257.89	2370.79	2489.32	2613.79
126.5	12.6738	13.3075	13.9729	14.6715	15.4051	1013.90	1064.60	1117.83	1173.72	1232.41	2204.32	2314.55	2430.27	2551.78	2679.38
127.0	12.9818	13.6309	14.3124	15.0280	15.7794	1038.54	1090.47	1144.99	1202.24	1262.35	2257.89	2370.79	2489.32	2613.79	2744.48
127.5	13.3075	13.9729	14.6715	15.4051	16.1754	1064.60	1117.83	1173.72	1232.41	1294.03	2314.55	2430.27	2551.78	2679.38	2813.35
128.0	13.6309	14.3124	15.0280	15.7794	16.5684	1090.47	1144.99	1202.24	1262.35	1325.47	2370.79	2489.32	2613.79	2744.48	2881.70
128.5	13.9729	14.6715	15.4051	16.1754	16.9842	1117.83	1173.72	1232.41	1294.03	1358.74	2430.27	2551.78	2679.38	2813.35	2954.04
129.0	14.3124	15.0280	15.7794	16.5684	17.3968	1144.99	1202.24	1262.35	1325.47	1391.74	2489.32	2613.79	2744.48	2881.70	3025.78
129.5	14.6715	15.4051	16.1754	16.9642	17.8334	1173.72	1232.41	1294.03	1358.74	1426.67	2551.78	2679.38	2813.35	2954.04	3101.72
130.0	15.0280	15.7794	16.5684	17.3968	18.2666	1202.24	1262.35	1325.47	1391.74	1461.33	2613.79	2744.48	2881.70	3025.78	3177.08
130.5	15.4051	16.1754	16.9342	17.8334	18.7251	1232.41	1294.03	1358.74	1426.67	1498.01	2679.38	2813.35	2954.04	3101.72	3256.82

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WEEKLY RATE X 2.1741

CHEDULE A
ISCELLANEOUS
MPLOYEES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

	HOURLY					BI-WEEKLY					MONTHLY				
ANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
05.5	4.5945	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
06.0	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
06.5	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
07.0	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
07.5	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
08.0	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
08.5	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
09.0	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
09.5	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
10.0	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	
10.5	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
11.0	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
11.5	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
12.0	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
12.5	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
13.0	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
13.5	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
14.0	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
14.5	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
15.0	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
15.5	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
16.0	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
16.5	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
17.0	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
17.5	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
18.0	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
18.5	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
19.0	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
19.5	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
20.0	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
20.5	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
21.0	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
21.5	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
22.0	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
22.5	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
23.0	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
23.5	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

EXHIBIT A-2

ULE A
LLANEOUS
YEES

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
11.3264	11.6927	12.4873	13.1117	13.7673	906.11	951.42	998.98	1048.94	1101.38	1969.97	2066.48	2171.88	2280.50	2394.51
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
11.8927	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
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
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
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
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
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
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
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
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
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
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
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

ICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
UAL BI-WEEKLY SALARY=HOURLY RATE X 80
THLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE B
FIREFIGHTERS

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
208.0	7.1462	7.5035	7.8787	8.2726	8.6862	800.37	840.39	882.41	926.53	972.85	1740.08	1827.09	1918.45	2014.37	2115.07
209.0	7.5035	7.8787	8.2726	8.6862	9.1205	840.39	882.41	926.53	972.85	1021.50	1827.09	1918.45	2014.37	2115.07	2220.84
210.0	7.8787	8.2726	8.6862	9.1205	9.5765	882.41	926.53	972.85	1021.50	1072.57	1918.45	2014.37	2115.07	2220.84	2331.87
210.5	8.0759	8.4797	8.9037	9.3489	9.8163	904.50	949.73	997.21	1047.08	1099.43	1966.47	2064.81	2168.03	2276.46	2390.27
211.0	8.2726	8.6862	9.1205	9.5765	10.0553	926.53	972.85	1021.50	1072.57	1126.19	2014.37	2115.07	2220.84	2331.87	2448.45
211.5	8.4797	8.9037	9.3489	9.8163	10.3071	949.73	997.21	1047.08	1099.43	1154.40	2064.81	2168.03	2276.46	2390.27	2509.78
212.0	8.6862	9.1205	9.5765	10.0553	10.5581	972.85	1021.50	1072.57	1126.19	1182.51	2115.07	2220.84	2331.87	2448.45	2570.89
212.5	8.9037	9.3489	9.8163	10.3071	10.8225	997.21	1047.08	1099.43	1154.40	1212.12	2168.03	2276.46	2390.27	2509.78	2635.27
213.0	9.1205	9.5765	10.0553	10.5581	11.0860	1021.50	1072.57	1126.19	1182.51	1241.63	2220.84	2331.87	2448.45	2570.89	2699.43
213.5	9.3489	9.8163	10.3071	10.8225	11.3636	1047.08	1099.43	1154.40	1212.12	1272.72	2276.46	2390.27	2509.78	2635.27	2767.02
214.0	9.5765	10.0553	10.5581	11.0860	11.6403	1072.57	1126.19	1182.51	1241.63	1303.71	2331.87	2448.45	2570.89	2699.43	2834.40
214.5	9.8163	10.3071	10.8225	11.3636	11.9318	1099.43	1154.40	1212.12	1272.72	1336.36	2390.27	2509.78	2635.27	2767.02	2905.38

EXHIBIT B

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE C
POLICE PERSONNEL

SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	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

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

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
409.0	5.4997	5.7747	6.0634	6.3666	6.6849	439.98	461.98	485.07	509.33	534.79	956.56	1004.39	1054.59	1107.33	1162.69
410.0	5.7747	6.0634	6.3666	6.6849	7.0191	461.98	485.07	509.33	534.79	561.53	1004.39	1054.59	1107.33	1162.69	1220.82
410.5	5.9189	6.2148	6.5255	6.8518	7.1944	473.51	497.18	522.04	548.14	575.55	1029.46	1080.92	1134.97	1191.71	1251.30
411.0	6.0634	6.3666	6.6849	7.0191	7.3701	485.07	509.33	534.79	561.53	589.61	1054.59	1107.33	1162.69	1220.82	1281.87
411.5	6.2148	6.5255	6.8518	7.1944	7.5541	497.18	522.04	548.14	575.55	604.33	1080.92	1134.97	1191.71	1251.30	1313.87
412.0	6.3666	6.6849	7.0191	7.3701	7.7386	509.33	534.79	561.53	589.61	619.09	1107.33	1162.69	1220.82	1281.87	1345.96
412.5	6.5255	6.8518	7.1944	7.5541	7.9318	522.04	548.14	575.55	604.33	634.54	1134.97	1191.71	1251.30	1313.87	1379.55
413.0	6.6849	7.0191	7.3701	7.7386	8.1255	534.79	561.53	589.61	619.09	650.04	1162.69	1220.82	1281.87	1345.96	1413.25
413.5	6.8518	7.1944	7.5541	7.9318	8.3284	548.14	575.55	604.33	634.54	666.27	1191.71	1251.30	1313.87	1379.55	1448.54
414.0	7.0191	7.3701	7.7386	8.1255	8.5318	561.53	589.61	619.09	650.04	682.54	1220.82	1281.87	1345.96	1413.25	1483.91
414.5	7.1944	7.5541	7.9318	8.3284	8.7448	575.55	604.33	634.54	666.27	699.58	1251.30	1313.87	1379.55	1448.54	1520.96
415.0	7.3701	7.7386	8.1255	8.5318	8.9584	589.61	619.09	650.04	682.54	716.67	1281.87	1345.96	1413.25	1483.91	1558.11
415.5	7.5541	7.9318	8.3284	8.7448	9.1820	604.33	634.54	666.27	699.58	734.56	1313.87	1379.55	1448.54	1520.96	1597.01
416.0	7.7386	8.1255	8.5318	8.9584	9.4063	619.09	650.04	682.54	716.67	752.50	1345.96	1413.25	1483.91	1558.11	1636.01
416.5	7.9318	8.3284	8.7448	9.1820	9.6411	634.54	666.27	699.58	734.56	771.29	1379.55	1448.54	1520.96	1597.01	1676.86
417.0	8.1255	8.5318	8.9584	9.4063	9.8766	650.04	682.54	716.67	752.50	790.13	1413.25	1483.91	1558.11	1636.01	1717.82
417.5	8.3284	8.7448	9.1820	9.6411	10.1232	666.27	699.58	734.56	771.29	809.86	1448.54	1520.96	1597.01	1676.86	1760.72
418.0	8.5318	8.9584	9.4063	9.8766	10.3704	682.54	716.67	752.50	790.13	829.63	1483.91	1558.11	1636.01	1717.82	1803.70
418.5	8.7448	9.1820	9.6411	10.1232	10.6294	699.59	734.56	771.29	809.86	850.35	1520.96	1597.01	1676.86	1760.72	1848.75
419.0	8.9584	9.4063	9.8766	10.3704	10.8889	716.67	752.50	790.13	829.63	871.11	1558.11	1636.01	1717.82	1803.70	1893.88
419.5	9.1820	9.6411	10.1232	10.6294	11.1609	734.56	771.29	809.86	850.35	892.87	1597.01	1676.86	1760.72	1848.75	1941.19
420.0	9.4063	9.8766	10.3704	10.8889	11.4333	752.50	790.13	829.63	871.11	914.66	1636.01	1717.82	1803.70	1893.88	1988.56
420.5	9.6411	10.1232	10.6294	11.1609	11.7189	771.29	809.86	850.35	892.87	937.51	1676.86	1760.72	1848.75	1941.19	2038.24
421.0	9.8766	10.3704	10.8889	11.4333	12.0050	790.13	829.63	871.11	914.66	960.40	1717.82	1803.70	1893.88	1988.56	2088.01
421.5	10.1232	10.6294	11.1609	11.7189	12.3048	809.86	850.35	892.87	937.51	984.38	1760.72	1848.75	1941.19	2038.24	2140.14
422.0	10.3704	10.8889	11.4333	12.0050	12.6053	829.63	871.11	914.66	960.40	1008.42	1803.70	1893.88	1988.56	2088.01	2192.41
422.5	10.6294	11.1609	11.7189	12.3048	12.9200	850.35	892.87	937.51	984.38	1033.60	1848.75	1941.19	2038.24	2140.14	2247.15
423.0	10.8889	11.4333	12.0050	12.6053	13.2356	871.11	914.66	960.40	1008.42	1058.85	1893.88	1988.56	2088.01	2192.41	2302.05
423.5	11.1609	11.7189	12.3048	12.9200	13.5660	892.87	937.51	984.38	1033.60	1085.28	1941.19	2038.24	2140.14	2247.15	2359.51
424.0	11.4333	12.0050	12.6053	13.2356	13.8974	914.66	960.40	1008.42	1058.85	1111.79	1988.56	2088.01	2192.41	2302.05	2417.14
424.5	11.7189	12.3048	12.9200	13.5660	14.2443	937.51	984.38	1033.60	1085.28	1139.54	2038.24	2140.14	2247.15	2359.51	2477.47
425.0	12.0050	12.6053	13.2356	13.8974	14.5923	960.40	1008.42	1058.85	1111.79	1167.38	2088.01	2192.41	2302.05	2417.14	2538.00
425.5	12.3048	12.9200	13.5660	14.2443	14.9565	984.38	1033.60	1085.28	1139.54	1196.52	2140.14	2247.15	2359.51	2477.47	2601.35
426.0	12.6053	13.2356	13.8974	14.5923	15.3219	1008.42	1058.85	1111.79	1167.38	1225.75	2192.41	2302.05	2417.14	2538.00	2664.90
426.5	12.9200	13.5660	14.2443	14.9565	15.7043	1033.60	1085.28	1139.54	1196.52	1256.34	2247.15	2359.51	2477.47	2601.35	2731.41
427.0	13.2356	13.8974	14.5923	15.3219	16.0880	1058.85	1111.79	1167.38	1225.75	1287.04	2302.05	2417.14	2538.00	2664.90	2798.15
427.5	13.5660	14.2443	14.9565	15.7043	16.4895	1085.28	1139.54	1196.52	1256.34	1319.16	2359.51	2477.47	2601.35	2731.41	2867.99

EXHIBIT D

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
428.0	13.8974	14.5923	15.3219	16.0880	16.8924	1111.79	1167.38	1225.75	1287.04	1351.39	2417.14	2538.00	2664.90	2798.15	2938.06
428.5	14.2443	14.9565	15.7043	16.4895	17.3140	1139.54	1196.52	1256.34	1319.16	1385.12	2477.47	2601.35	2731.41	2867.99	3011.39
429.0	14.5923	15.3219	16.0880	16.8924	17.7370	1167.38	1225.75	1287.04	1351.39	1418.96	2538.00	2664.90	2798.15	2938.06	3084.96
429.5	14.9565	15.7043	16.4895	17.3140	18.1797	1196.52	1256.34	1319.16	1385.12	1454.38	2601.35	2731.41	2867.99	3011.39	3161.97
430.0	15.3219	16.0880	16.8924	17.7370	18.6239	1225.75	1287.04	1351.39	1418.96	1489.91	2664.90	2798.15	2938.06	3084.96	3239.21
430.5	15.7043	16.4895	17.3140	18.1797	19.0887	1256.34	1319.16	1385.12	1454.38	1527.10	2731.41	2867.99	3011.39	3161.97	3320.07
431.0	16.0880	16.8924	17.7370	18.6239	19.5551	1287.04	1351.39	1418.96	1489.91	1564.41	2798.15	2938.06	3084.96	3239.21	3401.18
431.5	16.4895	17.3140	18.1797	19.0887	20.0431	1319.16	1385.12	1454.38	1527.10	1603.45	2867.99	3011.39	3161.97	3320.07	3486.06
432.0	16.8924	17.7370	18.6239	19.5551	20.5329	1351.39	1418.96	1489.91	1564.41	1642.63	2938.06	3084.96	3239.21	3401.18	3571.24
432.5	17.3140	18.1797	19.0887	20.0431	21.0453	1385.12	1454.38	1527.10	1603.45	1683.62	3011.39	3161.97	3320.07	3486.06	3660.36
433.0	17.7370	18.6239	19.5551	20.5329	21.5595	1418.96	1489.91	1564.41	1642.63	1724.76	3084.96	3239.21	3401.18	3571.24	3749.80
433.5	18.1797	19.0887	20.0431	21.0453	22.0976	1454.38	1527.10	1603.45	1683.62	1767.81	3161.97	3320.07	3486.06	3660.36	3843.40
434.0	18.6239	19.5551	20.5329	21.5595	22.6375	1489.91	1564.41	1642.63	1724.76	1811.00	3239.21	3401.18	3571.24	3749.80	3937.30
434.5	19.0887	20.0431	21.0453	22.0976	23.2025	1527.10	1603.45	1683.62	1767.81	1856.20	3320.07	3486.06	3660.36	3843.40	4035.56
435.0	19.5551	20.5329	21.5595	22.6375	23.7694	1564.41	1642.63	1724.76	1811.00	1901.55	3401.18	3571.24	3749.80	3937.30	4134.16
435.5	20.0431	21.0453	22.0976	23.2025	24.3626	1603.45	1683.62	1767.81	1856.20	1949.01	3486.06	3660.36	3843.40	4035.56	4237.34
436.0	20.5329	21.5595	22.6375	23.7694	24.9579	1642.63	1724.76	1811.00	1901.55	1996.63	3571.24	3749.80	3937.30	4134.16	4340.87
436.5	21.0453	22.0976	23.2025	24.3626	25.5807	1683.62	1767.81	1856.20	1949.01	2046.46	3660.36	3843.40	4035.56	4237.34	4449.21
437.0	21.5595	22.6375	23.7694	24.9579	26.2058	1724.76	1811.00	1901.55	1996.63	2096.46	3749.80	3937.30	4134.16	4340.87	4557.91
437.5	22.0976	23.2025	24.3626	25.5807	26.8597	1767.81	1856.20	1949.01	2046.46	2148.78	3843.40	4035.56	4237.34	4449.21	4671.66
438.0	22.6375	23.7694	24.9579	26.2058	27.5161	1811.00	1901.55	1996.63	2096.46	2201.29	3937.30	4134.16	4340.87	4557.91	4785.82
438.5	23.2025	24.3626	25.5807	26.8597	28.2027	1856.20	1949.01	2046.46	2148.78	2256.22	4035.56	4237.34	4449.21	4671.66	4905.25
439.0	23.7694	24.9579	26.2058	27.5161	28.8919	1901.55	1996.63	2096.46	2201.29	2311.35	4134.16	4340.87	4557.91	4785.82	5025.11
439.5	24.3626	25.5807	26.8597	28.2027	29.6128	1949.01	2046.46	2148.78	2256.22	2369.02	4237.34	4449.21	4671.66	4905.25	5150.49
440.0	24.9579	26.2058	27.5161	28.8919	30.3365	1996.63	2096.46	2201.29	2311.35	2426.92	4340.87	4557.91	4785.82	5025.11	5276.37
440.5	25.5807	26.8597	28.2027	29.6128	31.0934	2046.46	2148.78	2256.22	2369.02	2487.47	4449.21	4671.66	4905.25	5150.49	5408.01
529.0	15.2128	15.9734	16.7721	17.6107	18.4912	1217.02	1277.87	1341.77	1408.86	1479.30	2645.92	2778.22	2917.14	3063.00	3216.15
530.0	15.9734	16.7721	17.6107	18.4912	19.4158	1277.87	1341.77	1408.86	1479.30	1553.26	2778.22	2917.14	3063.00	3216.15	3376.94
531.0	16.7721	17.6107	18.4912	19.4158	20.3866	1341.77	1408.86	1479.30	1553.26	1630.93	2917.14	3063.00	3216.15	3376.94	3545.80
532.0	17.6107	18.4912	19.4158	20.3866	21.4059	1408.86	1479.30	1553.26	1630.93	1712.47	3063.00	3216.15	3376.94	3545.80	3723.08
533.0	18.4912	19.4158	20.3866	21.4059	22.4762	1479.30	1553.26	1630.93	1712.47	1798.10	3216.15	3376.94	3545.80	3723.08	3909.25
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
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

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

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
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

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE E
CONFIDENTIAL-CLERICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

RANGE	HOURLY A	B	C	D	E	BI-WEEKLY A	B	C	D	E	MONTHLY A	B	C	D	E
412.1	6.3060	6.6213	6.9524	7.3000	7.6650	504.48	529.70	556.19	584.00	613.20	1096.79	1151.62	1209.21	1269.67	1333.16
412.6	6.4635	6.7867	7.1260	7.4823	7.8564	517.08	542.94	570.08	598.58	628.51	1124.18	1180.41	1239.41	1301.37	1366.44
413.1	6.6213	6.9524	7.3000	7.6650	8.0483	529.70	556.19	584.00	613.20	643.86	1151.62	1209.21	1269.67	1333.16	1399.82
413.6	6.7867	7.1260	7.4823	7.8564	8.2492	542.94	570.08	598.58	628.51	659.94	1180.41	1239.41	1301.37	1366.44	1434.78
414.1	6.9524	7.3000	7.6650	8.0483	8.4507	556.19	584.00	613.20	643.86	676.06	1209.21	1269.67	1333.16	1399.82	1469.82
414.6	7.1260	7.4823	7.8564	8.2492	8.6617	570.08	598.58	628.51	659.94	692.94	1239.41	1301.37	1366.44	1434.78	1506.52
415.1	7.3000	7.6650	8.0483	8.4507	8.8732	584.00	613.20	643.86	676.06	709.86	1269.67	1333.16	1399.82	1469.82	1543.31
415.6	7.4823	7.8564	8.2492	8.6617	9.0948	598.58	628.51	659.94	692.94	727.58	1301.37	1366.44	1434.78	1506.52	1581.83
416.1	7.6650	8.0483	8.4507	8.8732	9.3169	613.20	643.86	676.06	709.86	745.35	1333.16	1399.82	1469.82	1543.31	1620.47
416.6	7.8564	8.2492	8.6617	9.0948	9.5495	628.51	659.94	692.94	727.58	763.96	1366.44	1434.78	1506.52	1581.83	1660.93
417.1	8.0483	8.4507	8.8732	9.3169	9.7827	643.86	676.06	709.86	745.35	782.62	1399.82	1469.82	1543.31	1620.47	1701.49
417.6	8.2492	8.6617	9.0948	9.5495	10.0270	659.94	692.94	727.58	763.96	802.16	1434.78	1506.52	1581.83	1660.93	1743.98
418.1	8.4507	8.8732	9.3169	9.7827	10.2718	676.06	709.86	745.35	782.62	821.74	1469.82	1543.31	1620.47	1701.49	1786.54
418.6	8.6617	9.0948	9.5495	10.0270	10.5284	692.94	727.58	763.96	802.16	842.27	1506.52	1581.83	1660.93	1743.98	1831.18
419.1	8.8732	9.3169	9.7827	10.2718	10.7854	709.86	745.35	782.62	821.74	862.83	1543.31	1620.47	1701.49	1786.54	1875.88
419.6	9.0948	9.5495	10.0270	10.5284	11.0548	727.58	763.96	802.16	842.27	884.38	1581.83	1660.93	1743.98	1831.18	1922.73
420.1	9.3169	9.7827	10.2718	10.7854	11.3247	745.35	782.62	821.74	862.83	905.98	1620.47	1701.49	1786.54	1875.88	1969.69
420.6	9.5495	10.0270	10.5284	11.0548	11.6075	763.96	802.16	842.27	884.38	928.60	1660.93	1743.98	1831.18	1922.73	2018.87
421.1	9.7827	10.2718	10.7854	11.3247	11.8909	782.62	821.74	862.83	905.98	951.27	1701.49	1786.54	1875.88	1969.69	2068.16
421.6	10.0270	10.5284	11.0548	11.6075	12.1879	802.16	842.27	884.38	928.60	975.03	1743.98	1831.18	1922.73	2018.87	2119.81
422.1	10.2718	10.7854	11.3247	11.8909	12.4854	821.74	862.83	905.98	951.27	998.83	1786.54	1875.88	1969.69	2068.16	2171.56
422.6	10.5284	11.0548	11.6075	12.1879	12.7973	842.27	884.38	928.60	975.03	1023.78	1831.18	1922.73	2018.87	2119.81	2225.80
423.1	10.7854	11.3247	11.8909	12.4854	13.1097	862.83	905.98	951.27	998.83	1049.78	1875.88	1969.69	2068.16	2171.56	2280.15
423.6	11.0548	11.6075	12.1879	12.7973	13.4372	884.38	928.60	975.03	1023.78	1074.98	1922.73	2018.87	2119.81	2225.80	2337.11

Pg 8

EXHIBIT

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

Schedule F
Unclassified Management and
Council Appointees

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR THE FY 86-87
Effective June 24, 1986

	Rate	A	B	C	D	E
Council\Appointed						
City Manager	Hourly					35.6108
	Biweekly					2,848.87
	Monthly					6,193.72
City Attorney	Hourly					30.8705
	Biweekly					2,469.64
	Monthly					5,369.25
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

EXHIBIT L

062586

BUD3/27wpc

SCHEDULE F - Page 2
Unclassified Management and
Council Appointees
Salary Ranges Effective June 24, 1986

Unclassified\Management (Cont'd.)	Rate	A	B	C	D	E
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

SCHEDULE G
BY# RATES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87.
EFFECTIVE 6/24/86

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	8.8136	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-WEEKLY RATE X 2.1741

EXHIBIT G-1

IEDULE G
RATES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

	HOURLY					BI-WEEKLY					MONTHLY				
IGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
3.5	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
9.5	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
0.5	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
1.5	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
2.5	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

FFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
CIVAL BI-WEEKLY SALARY=HOURLY RATE X 80
ONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT G-2

E-2-HEADQ

UARCO BUSINESS FORMS DIVISION CARP.

ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1986-87
(Effective 6-24-86)

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
434.0	Chief Building Official
429.0	Chief Electrician

Range No.	Title of Classification
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services

Range No.	Title of Classification
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
N/A	Fire Chief
211.0	Fire Engineer
123.0	Fire Equipment Mechanic
210.0	Fire Fighter
208.0	Fire Fighter Trainee
213.0	Fire Lieutenant
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
122.0	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
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

Range No.	Title of Classification
123.0	Plant Mechanic
425.0	Plant Mechanical Maintenance Supervisor
632.0	Police Captain
114.5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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

Range No.	Title of Classification
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
120.5	Street Trees Crew Leader
430.0	Supervising Accountant
428.5	Supervising Building Inspector
428.5	Supervising Construction Inspector
428.0	Supervising Housing Rehab. Specialist
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
199 Other
213

MODESTO CITY COUNCIL
RESOLUTION NO. 86-626

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, pursuant to provisions in Memoranda of Understanding, subscribe for health and dental 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 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 AVMED and dental insurance under the City's dental insurance plan, and

WHEREAS, some employees of the City of Modesto are provided a group 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. Effective June 24, 1986, 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. Effective June 24, 1986, the City of Modesto will pay the premium rates, or portions thereof, for group health and dental 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. Effective June 24, 1986, 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. Effective June 24, 1986, 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 insurance under the City's dental insurance plan, as set forth on the chart marked Exhibit "D", attached hereto and made a part hereof.

5. Effective June 24, 1986, 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 insurance under the City's dental insurance plan, as set forth on the chart marked Exhibit "E", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that this resolution supersedes all previous resolutions which provided for the payment of group health and dental insurance premium rates by the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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

GROUP (UNION CODE)	TYPE	DEDUCTION	BENEFIT	TOTAL COST	INCLUDED DEF. COMP
POLICE (Non-Management)	Employee (1)	-			
	Dental	-	$ 7.87		
	Health	-	$ 22.11	$ 29.98	$ 29.36
	Combined (3)	-			
	Dental	-	$ 7.87		
	Health	-	$ 63.82	$ 71.69	-
FIRE (Non-Management)	Employee (1)	-			
	Dental	-	$ 7.97		
	Health	-	$ 25.61	$ 33.58	-
	Combined (3)	-			
	Dental	-	$ 16.38		
	Health	-	$ 63.82	$ 80.20	-
MISCELLANEOUS (Non-Management)	Employee (1)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 25.26	$ 35.90	$ 47.67
	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 95.92	-
MANAGEMENT & CONF. (Except Police and Fire Management)	Employee (1)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 25.26	$ 35.90	$ 63.51
	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 99.41	-
POLICE MANAGEMENT	Employee (1)	-			
	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 22.11	$ 32.72	$ 53.53
	Combined (3)	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	-	$ 63.82	$ 86.25	-
FIRE MANAGEMENT	Employee (1)	-			
	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 24.06	$ 34.67	$ 11.82
	Combined (3)	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	-	$ 73.21	$ 95.64	-
RETIREES	Employee	-		$ 86.40 mo.	
	Combined	-		$171.40 mo.	

WPPER617wpc

070386

Exhibit "A"

OPERATING ENGINEERS HEALTH/DENTAL/VISION
For Fiscal Year 86-87

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.87		
	Health	$ 39.09	$ 51.47	$ 98.43	-
	Combined (3)	-			
	Dental	-	$ 7.87		
	Health	$ 26.74	$ 63.82	$ 98.43	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	$ 16.70	$ 72.93	$100.27	-
	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 4.35	$ 76.87	$100.27	-

FEDERATED FIRE FIGHTERS HEALTH PLAN
CITY DENTAL PLAN
1986-1987

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
FIRE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 10.74	$ 25.61	$ 44.32	-
	Combined (2)	-			
	Dental	-	$ 16.38		
	Health	$ 22.31	$ 63.82	$102.51	-
Employee and Spouse and Children	Combined (3)	-			
	Dental	-	$ 16.38		
	Health	$ 54.94	$ 63.82	$135.14	-

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee	-			
(Non-Management)	Dental	-	$ 7.87		
	Health	-	$ 39.74	$ 47.61	$ 11.73
	Combined	-			
	Dental	-	$ 7.87		
	Health	$ 32.50	$ 63.82	$104.19	-
FIRE	Employee	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 14.13	$ 25.61	$ 47.71	-
	Combined	-			
	Dental	-	$ 16.38		
	Health	$ 32.50	$ 63.82	$112.70	-
MISCELLANEOUS	Employee	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 39.74	$ 50.38	$ 33.19
	Combined	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$115.37	-
MANAGEMENT & CONF.	Employee	-			
(Except Police and	Vision	-	$ 2.67		
Fire Management)	Dental	-	$ 7.97		
	Health	-	$ 39.74	$ 50.38	$ 49.03
	Combined	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$118.86	-
POLICE MANAGEMENT	Employee	-			
(Including Chief)	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 39.74	$ 50.35	$ 35.90
	Combined	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	$ 32.50	$ 63.82	$118.75	-
FIRE MANAGEMENT	Employee	-			
	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	$ 3.86	$ 35.88	$ 50.35	-
	Combined	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	$ 23.11	$ 73.21	$118.75	-
RETIREES	Employee			$ 86.40 mo.	
	Combined (Two Party)			$171.40 mo.	
	Medicare+1			$164.40 mo.	
	Medicare+2			$157.40 mo.	
	Family			$227.90 mo.	

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.87		
	Health	-	$ 38.31	$ 46.18	$ 13.16
	Combined (3)	-			
	Dental	-	$ 7.87		
	Health	$ 28.12	$ 63.82	$ 99.81	-
FIRE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 12.70	$ 25.61	$ 46.28	-
	Combined (3)	-			
	Dental	-	$ 16.38		
	Health	$ 28.12	$ 63.82	$108.32	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 38.28	$ 48.92	$ 34.65
	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 15.04	$ 76.87	$110.96	-
MANAGEMENT & CONF.	Employee (1)	-			
(Except Police and	Vision	-	$ 2.67		
Fire Management)	Dental	-	$ 7.97		
	Health	-	$ 35.74	$ 46.38	$ 53.03
	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 12.47	$ 76.87	$111.88	-
POLICE MANAGEMENT	Employee (1)	-			
(Including Chief)	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 38.31	$ 48.92	$ 37.33
	Combined (3)	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	$ 28.12	$ 63.82	$114.37	-
FIRE MANAGEMENT	Employee (1)	-			
(Except Chief)	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	$ 2.43	$ 35.88	$ 46.49	-
	Combined (3)	-			
	Vision	-	$ 6.05	-	
	Dental	-	$ 16.38		
	Health	$ 18.73	$ 73.21	$114.37	-
RETIREES	Employee	$ 38.31		$ 83.29	
	Combined	$ 91.94		$199.89	

MODESTO CITY COUNCIL
RESOLUTION NO. 86-627

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-one and 66/100ths ($41.66) Dollars 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 ($12.00) Dollars 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 Thirty-seven and 50/100ths ($37.50) Dollars 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 Fourteen and no/100ths ($14.00) Dollars 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, 1986, shall be paid Eighty-four and no/100ths ($84.00) Dollars on or about the thirtieth day after they are hired and shall be paid Fourteen and no/100ths ($14.00) Dollars 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 1, 1986.

SECTION 7. Resolution No. 84-430 adopted on June 26, 1984, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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. 86-628

A RESOLUTION AMENDING AND RESTATING THE MANDATORY DEFERRED COMPENSATION PLAN FOR CERTAIN EMPLOYEES OF THE CITY OF MODESTO, AND SUPERSEDING RESOLUTION NO. 83-422.

WHEREAS, this Council by Resolution No. 83-422, adopted on June 21, 1983, amended and restated the Mandatory Deferred Compensation Plan for certain employees of the City of Modesto, and

WHEREAS, the Council desires to amend the Mandatory Deferred Compensation Plan and to restate the Plan in full, as amended hereby,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City of Modesto's Mandatory Deferred Compensation Plan for certain employees of the City of Modesto is hereby amended and restated in its entirety as follows:

SECTION 1. There is hereby established a Mandatory Deferred Compensation Plan (herein referred to as the "Plan") for the hereinafter designated employees of the City of Modesto. Except as otherwise provided herein, said Plan shall be operative effective July 4, 1978.

SECTION 2. Effective July 4, 1978, all employees of the City of Modesto who hold salaried positions of employment, except sworn fire and police officers, shall have 2% of their gross regular salary each pay period deferred until said employee retires or otherwise terminates employment with the City of Modesto. In addition thereto, the City of Modesto shall pay into said Mandatory Deferred Compensation Plan, each pay period for each such employee, an amount equal to 1% of each such employee's gross regular salary. Provided, however, that no such employee shall be eligible to receive said

amount paid into the Plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

SECTION 3. Effective June 30, 1981, the City of Modesto shall also pay into said Mandatory Deferred Compensation Plan each pay period:

A. For each employee of the City of Modesto who holds a salaried position of employment in the classifications of Police Officer and Detective and who does not subscribe for health insurance coverage for said employee's dependents, an amount equal to the difference between $12.35 and the amount paid by the City of Modesto toward the cost of health insurance coverage for dependents for the employees in said classifications of Police Officer and Detective who subscribe for health insurance coverage for dependents for which the City pays the premiums. Provided, however, that no such employee shall be eligible to receive said amount paid into the Plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

B. For each employee of the City of Modesto who holds a salaried position of employment, except employees in the classifications of Fire Fighter, Fire Engineer, Fire Lieutenant, Police Officer, Detective, and those employees in classifications and positions designated as Management and Confidential, and who subscribes for employee health and dental insurance coverage under the City's group health and dental insurance plans, and who does not subscribe under said plans for health and dental insurance coverage for said employee's dependents, an amount equal to the difference between $12.35 and the amount paid by the City of Modesto for health and dental insurance coverage for dependents for the employees in the classifications

covered by this Paragraph B who subscribe for health and dental insurance coverage for dependents under the City's group health and dental insurance plans. Provided, however, that no such employee shall be eligible to receive said amount paid into the Plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

C. For each employee of the City of Modesto who holds a salaried position of employment, except employees in the classifications of Fire Fighter, Fire Engineer, Fire Lieutenant, Police Officer, Detective, and those employees in classifications and positions designated as Management and Confidential, and who subscribes for employees health and dental insurance coverage under the Operating Engineers Union Local No. 3 group health and dental insurance coverage for said employee's dependents, an amount equal to the difference between $12.35 and the total amount the City pays for health and dental insurance for an employee and the employee's dependents under the City's group health and dental insurance plans less the cost of health and dental insurance for an employee only under the Operating Engineers Union Local No. 3 group health and dental insurance plan for which the City pays the premium. Provided however, that no such employee shall be eligible to receive said amount paid into the Plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

D. For each employee of the City of Modesto who holds a salaried position of employment in a classification or position designated as Management or Confidential, except Fire Battalion Chief, and who does not subscribe for health and dental insurance coverage for said employee's dependents under the City's group health and dental insurance plans, an amount

equal to the amount paid by the City of Modesto for health and dental insurance coverage for dependents for the employees in said classifications and positions who subscribe for health and dental insurance coverage for dependents under the City's group health and dental insurance plans. Provided, however, that no such employee shall be eligible to receive said amount paid into the Plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

E. For each employee of the City of Modesto who holds a salaried position of employment in the classification of Fire Battalion Chief, and who does not subscribe for health and dental insurance coverage for said employee's dependents under the City's group health and dental insurance plans, an amount equal to the amount paid by the City of Modesto for dental insurance coverage for dependents for the employees in said classification of Fire Battalion Chief who subscribe for dental insurance coverage for dependents under the City's group dental insurance plan. Provided, however, that no such employee shall be eligible to receive said amount paid into the Plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

SECTION 4. Effective on June 28, 1983, or the effective date of the City of Modesto's vision care insurance plan, whichever is the later date, the City of Modesto shall also pay into said Mandatory Deferred Compensation Plan each pay period:

For each employee of the City of Modesto who holds a salaried position of employment in a classification or position designated as Management or Confidential and who does not subscribe for vision care

insurance coverage for said employee's dependents under the City's group vision care insurance plan, an amount equal to the amount paid by the City of Modesto for vision care coverage for dependents for the employees in said classifications and positions who subscribe for vision care coverage for dependents under the City's group vision care insurance plan. Provided, however, that no such employee shall be eligible to receive said amount paid into the plan by the City of Modesto until he or she has been an employee of the City of Modesto for at least one year.

SECTION 5. Effective on June 24, 1986, and each year thereafter at the start of the first full payroll period closest to July 1st, the City of Modesto shall also pay into the Mandatory Deferred Compensation Plan of all employees of the City of Modesto who hold salaried positions of employment, except sworn fire and police officers, and who have been continuously employed with the City of Modesto, on or before June 30th of that year, for fifteen (15) or more years, an amount equal to a quarter of one percent (.25%) of each such employee's gross regular salary. Said amount shall be in addition to any other amounts to be paid into each such employee's Mandatory Deferred Compensation Plan pursuant to any other provision of the Plan.

SECTION 6. Effective on June 24, 1986, and each year thereafter at the start of the first full payroll period closest to July 1st, the City of Modesto shall also pay into the Mandatory Deferred Compensation Plan of all employees of the City of Modesto who hold salaried positions of employment, except sworn fire and police officers, and who have been continuously employed with the City of Modesto, on or before June 30th of that year, for twenty (20) or more years, an amount equal to a quarter of one percent (.25%) of each such

employee's gross regular salary. Said amount shall be in addition to any other amounts to be paid into each such employee's Mandatory Deferred Compensation Plan pursuant to any other provision of the Plan.

SECTION 7. Except as provided in Section 8 hereof, the maximum permitted deferral of includable compensation in any one taxable year for any employee shall not exceed the lesser of (a) $7,500, or (b) 33 1/3% of the employee's includable compensation as that term is defined by the Internal Revenue Service Regulations governing deferred compensation plans.

SECTION 8. During the last three taxable years before the employee reaches the following applicable age:

A.	All Fire Department employees with safety membership in the Public Employee's Retirement System	- age 50
B.	All Police Department employees with safety membership in the Public Employee's Retirement System	- age 55 until June 30, 1986 - age 50 after July 1, 1986
C.	All other employees	- age 60

or at the employee's option in any three taxable years thereafter, the maximum permitted deferral of includable compensation in any one taxable year shall be the lesser of (a) $15,000 or (b) the sum of $7,500 and so much of the maximum permitted deferral established for taxable years before the three taxable years as has not been previously deferred. The years in which this provision is to apply shall be designated in advance by a written request from the employee to the Director of Finance.

SECTION 9. Each employee covered by the Plan shall be deemed to have agreed to each of the provisions hereof, and specifically to the deferral of salary as provided by the Plan. Deferral of salary for employees hired subsequent to the adoption of this Plan shall begin immediately upon hire of said employees.

SECTION 10. There is hereby established a Mandatory Deferred Compensation Committee to administer the Plan established hereby. The Committee shall consist of three persons to be appointed by and serve at the pleasure of the City Manager, one of whom shall be appointed by the City Manager to be its Chairman. The Committee shall have such powers and duties as may be given to it by this resolution, or as may be necessary in order to carry out the provisions of agreements with depositories entered into from time to time. It shall also have such further powers and duties as may be delegated to it from time to time by the City Council.

Persons who are currently members of the Mandatory Deferred Compensation Committee as established by previous Resolutions, shall continue in office, and shall serve at the pleasure of the City Manager as though appointed pursuant to this section.

SECTION 11. The Committee is hereby authorized and empowered to make such determinations regarding investment of money, and payment and distribution of funds to an employee covered by the Plan as may be necessary in order to carry out the provisions of the Plan established hereby.

SECTION 12. All funds and assets held in or credited to the Mandatory Deferred Compensation Plan for the benefit of an employee shall be paid and distributed as herein provided to the employee, or the employee's beneficiary, as the case may be.

A. Distribution upon retirement or disability of employee or other termination of employment. In the event an employee retires from the City or becomes permanently disabled from continuing full time employment with the City, the City will distribute to such employee the funds and assets of the Plan which have been deferred for his or her benefit in a lump sum or in equal monthly, quarterly or annual installments over a period of years not to be in excess of the employee's life expectancy.

B. Distribution upon death of employee. In the event of the death of an employee, the City will distribute to the employee's beneficiary the funds and assets of the Plan which have been deferred for his or her benefit in a lump sum or in equal monthly, quarterly or annual installments over a period of years not to be in excess of the beneficiary's life expectancy. In the event of the death of the beneficiary while receiving installment payments, any remaining balance in the employee's Mandatory Deferred Compensation account shall be deemed to be the property of the beneficiary at the time of the beneficiary's death, and shall be distributed to the persons legally entitled thereto.

C. Distribution prior to one year of employment. In the event that any employee becomes entitled to the distribution of the amounts deferred for his or her benefit prior to one year of employment with the City of Modesto, distribution of the amounts deferred from the employee's gross regular salary shall be made as provided in this section; however, no distribution shall be made to the employee or his beneficiary of the amounts paid into the Plan by the City of Modesto. In such event, such amounts shall be returned to the appropriate fund of the City of Modesto.

SECTION 13. The City Manager is hereby authorized and directed from time to time to execute, on behalf of the City of Modesto, Custodial Agreements for the City of Modesto's Mandatory Deferred Compensation Plan with depositories as approved from time to time by the City Council.

SECTION 14. Except as otherwise herein provided, all prior actions and agreements of the City of Modesto relating to the Mandatory Deferred Compensation Plan are hereby ratified and are continued in full force and effect.

BE IT FURTHER RESOLVED that Resolution No. 83-422 adopted June 21, 1983, is superseded by this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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. 86-629

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER RECOMMENDATIONS ON TRANSIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 22, 1986 , 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** recommendations on transit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st **day of** July, 19 86, **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. 86-630

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON ANNUAL REVIEW OF MONTHLY WATER RATES SCHEDULE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 15, 1986, 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 annual review of monthly water rates schedule.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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. 86-631

A RESOLUTION APPROVING LEASE AGREEMENTS FOR LEASING PORTABLE "T" HANGARS AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD, AND AUTHORIZING THE AIRPORT MANAGER TO EXECUTE SAID AGREEMENTS ON BEHALF OF THE CITY OF MODESTO.

WHEREAS, September 17, 1985, the City of Modesto entered into an agreement with the Nunno Corporation, Ltd., for the erection of portable "T" hangars at the Modesto City-County Airport/Harry Sham Field, and

WHEREAS, sites for said portable "T" hangars will be leased by the City of Modesto to individuals, and

WHEREAS, a lease agreement has been prepared for the leasing of sites for said portable "T" hangars, which includes fire legal liability insurance to protect the City's improvements in case of fire, and which is to be signed by the Airport Manager on behalf of the City of Modesto,

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

1. The form of lease agreement proposed to be used for the purpose of leasing portable "T" hangars at the Modesto City-County Airport/Harry Sham Field is hereby approved. A copy of the lease agreement referred to herein is attached hereto marked Exhibit "A" and made a part hereof as though set forth in full herein.

2. The City's Airport Manager is hereby authorized to execute said lease agreements, for and on behalf of the City of Modesto, for leasing of portable "T" hangars at the Modesto City-County Airport/Harry Sham Field.

BE IT FURTHER RESOLVED that this resolution supersedes any and all previous resolutions authorizing the Airport Manager to sign lease agreements for portable "T" hangars at the Modesto City-County Airport/Harry Sham Field.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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

PORTABLE AIRCRAFT STORAGE AGREEMENT
(Portable T-Hangar Spaces)

This Lease Agreement, made and entered into in the City of Modesto, County of Stanislaus, State of California, as of this _____ day of _____, 19____, by and between the CITY OF MODESTO, a municipal corporation of the State of California, hereinafter called CITY, and_____, hereinafter called LESSEE,

W I T N E S S E T H:

That for and in consideration of the covenants, conditions, agreements, and stipulations hereinafter expressed, CITY does hereby demise and lease unto LESSEE, and LESSEE hereby hires from CITY, those certain premises situated at the Modesto City-County Airport in the City of Modesto, County of Stanislaus, State of California, known as Portable T-Hangar Space, No. _____, (as shown on attached plot plan) for five (5) years commencing on the _____ day of _____, 19____, and terminating on the _____ day of _____, 19____. If LESSEE, with the prior written consent of CITY's Airport Manager, remains in possession of said premises after termination of the initial five (5) year term of this lease, such possession by LESSEE shall be deemed to be a tenancy from month-to-month, at a rental as outlined in paragraph 3.I. herein, and upon all the provisions of this agreement applicable to such a month-to-month tenancy.

Said premises are being leased to LESSEE rent free for a five (5) year period in return for Nuuno Corporation, Ltd. having installed the land improvements to the premises which the portable aircraft T-hangar is placed upon.

In addition thereto, the parties hereby mutually agree as follows:

1. USE: That said premises shall not be used by the LESSEE during the term of this lease for other than storage of aircraft purposes except with the written consent of CITY's Airport Manager.

2. REGULATIONS: LESSEE acknowledges receipt of a copy of the Modesto Municipal Code Airport Regulations and Policy Statement and agrees to abide by the said Code and Policy as written and as hereinafter amended. A copy of the regulations and policy herein referred to is attached hereto, marked Exhibit "A" and made a part hereof as though set forth in full herein.

EXHIBIT A

3. SPECIAL PROVISIONS: LESSEE agrees to the following special provisions:

A. The aircraft storage hangar shall be occupied by an aircraft registered to the LESSEE or sublessee as reflected on the signed Agreement. Registration of aircraft will be determined by Federal Aviation Administration records. LESSEE shall have sixty (60) days to erect or provide proof of intent to proceed from date of notification and assignment of space or said lease is automatically cancelled.

B. LESSEE shall notify Airport, in writing, within ten (10) days of any change in aircraft ownership or substitution or permanent removal of aircraft.

C. LESSEE shall not make or cause to be made any alterations to the leased premises without first securing the written consent of CITY and then only upon prior written approval of CITY's Airport Manager.

D. Upon termination of the Portable Aircraft Storage Agreement, LESSEE, at his own cost and expense, shall immediately remove his aircraft, including all personal property and the portable hangar to restore storage area as nearly as practicable to the same state and condition as prior to the placement of portable hangar.

E. If LESSEE elects to sell the hangar in place, he may do so upon prior written approval of CITY's Airport Manager. Any subsequent hangar owner shall be entitled only to the balance of the original hangar owner's 5-year rent-free term, as hereinafter described.

F. LESSEE shall equip the hangar with a fire extinguisher appropriately mounted for easy access; the size and type to be determined by the City Fire Department.

G. LESSEE shall agree to an annual hangar inspection as scheduled by CITY.

H. All hangars placed on the aircraft tie-down apron at the Modesto Airport will be of the portable/relocatable type. Color, size, location, and assignment to be determined by prior written consent of CITY's Airport Manager.

I. Lease Agreement for the placement of privately-owned portable hangars on the Modesto Airport shall be for a five-year term at no cost to the LESSEE in return for the improvements (grading and pavement) in a good state of repair. At the end of the five-year term, rent shall be established at the aircraft tail-in, tie-down rate plus $10.00 per month which may be amended from time-to-time by the City Council and made payable to the Director of Finance, City of Modesto, City Hall, Modesto, California or P.O. Box 642, Modesto, Ca. 95353. If the portable hangar contractor erects a hangar for his own use, the five-year rent-free term shall commence upon completion of the hangar as agreed to by CITY's Airport Manager.

J. Before portable T-hangar may be installed, LESSEE shall provide CITY's Airport Manager with the color, size, and model number of the portable T-hangar to be installed. CITY's Airport Manager may then approve the portable T-hangar's installation and assign a location.

K. CITY, upon thirty (30) days prior written notice from CITY's Airport Manager, shall have the right to relocate said portable hangars to another portable hangar approved location on the Airport at no cost to LESSEE.

L. LESSEE shall have the right to sublease said portable hangar (pursuant to paragraph four (4) below) for the sole purpose of aircraft storage, subject to payment to the CITY a fee equal to five percent (5%) of the gross rental. LESSEE shall provide CITY's Airport Manager with the type of aircraft and registration number of LESSEE'S or sublessee's aircraft.

M. Portable hangars are those hangars that are defined as "portable" by the Director of Utility Services and State Department of Motor Vehicles and that maintain a current registration license affixed to said portable hangar.

N. Only locks that are provided by CITY shall be authorized on portable T-hangars. CITY's Airport Manager shall have the right to remove any unauthorized locks.

O. LESSEE shall be required to keep areas between portable T hangars clean and free of trash and agrees not to store any personal property in said T-hangar.

4. ASSIGNMENT BY LESSEE: LESSEE shall not assign this Lease Agreement nor any right hereunder, nor sublet the premises, nor any part thereof, nor suffer any other person or entity to occupy or use the said premises or any portion thereof, whether through direct assignment, merger, sale of stock or business assets, or otherwise, without the prior written consent of CITY's Airport Manager first had and obtained, and a consent to one assignment, subletting, occupation or use by any other person or entity shall not be deemed to be a consent to any subsequent assignment, subletting, occupation or use by another person or entity. Any such assignment, subletting and occupation or use by any other person or entity without such consent shall be void, and shall at the option of CITY's Airport Manager terminate this Lease Agreement. This Lease Agreement shall not, nor shall any interest therein, be assignable, as to the interest of the LESSEE by operation of law, without the prior written consent of CITY.

5. INSURANCE: LESSEE agrees to provide insurance in the amounts and terms set forth in Sections 7-3.108 and 7-3.108.1 of the Modesto Municipal Code. In addition, LESSEE agrees to provide an endorsement to said policy of insurance for fire legal liability in an amount acceptable to the CITY's Airport Manager for said portable T-hangars. LESSEE waives the right to claim damages from CITY for any damage resulting to any personal property in or upon the premises in the event damage results from fire or any other cause.

6. INDEMNIFICATION: LESSEE agrees to indemnify, defend and hold CITY, and its officers, agents and employees, free and harmless from any and all liabilities, claims, demands, actions, losses, damages and costs, including all costs of defense thereof, caused by, arising out of, or in any way related to LESSEE's use or occupancy of the leased premises, or occurring on the leased premises during the term of this Lease Agreement or any time of occupancy of the premises by LESSEE, including claims, liabilities and actions based upon nuisance or inverse condemnation. Upon demand LESSEE shall, at his own expense, defend CITY, and its officers, agents and employees, against any and all such liabilities, claims, demands, actions, losses, damages and costs.

7. RIGHT OF ENTRY UPON PREMISES: CITY and its agents and employees shall have the right to enter upon said premises at all reasonable times to inspect the same to determine if LESSEE is performing the covenants of this lease on his part to be performed and to post such reasonable notices as CITY may desire to protect its rights.

8. DEFAULT: If LESSEE makes default in the performance of any of the covenants hereof, CITY at any time thereafter, without notice or demand, may lawfully declare said term ended and re-enter the said premises with or without process of law. The waiver of any breach of any covenant by CITY herein shall not constitute a waiver of any other breach regardless of CITY'S knowledge thereof.

9. TERMINATION: It is agreed between the parties hereto that this lease may be terminated by LESSEE upon giving thirty (30) days' prior written notice to CITY, and after the initial five (5) year term, may be terminated by CITY, by CITY's Airport Manager giving thirty (30) days prior written notice to LESSEE.

10. FAILURE TO VACATE: LESSEE agrees to vacate said premises at the expiration of the Lease term or upon the termination of this Lease Agreement, whichever occurs first, and failing to vacate as herein provided, agrees that CITY, or its authorized agents, may enter upon the leased premises and remove all personal property therefrom and in this event, LESSEE waives any and all claims for damages against CITY, its agents or employees. Nothing herein shall be deemed a waiver of any rights of CITY to demand and obtain possession of said premises in accordance with law in the event of a violation of LESSEE's part of any of the terms or conditions hereof.

11. COMMERCIAL OPERATIONS: LESSEE acknowledges that a permit must be granted by the Modesto City Council as a prerequisite to LESSEE'S conducting commercial operations out of the leased premises, and that without such permit, aircraft stored upon the lease premises shall not be leased or hired by LESSEE by any person or entities for compensation.

12. TIME OF ESSENCE, BINDING UPON HEIRS, ETC.: Time is of the essence of each and all the terms and provisions of this lease, and the terms and provisions of this lease shall extend to and be binding upon and inure to the benefit of the heirs, executors, administrators, successors and assigns of the respective parties hereto.

13. TAXES: LESSEE recognizes and understands that this Lease Agreement may create a possessory interest subject to property taxation and that LESSEE may be subject to the payment of property taxes on such interest. LESSEE further agrees to pay, without the right to deduct from rental fees provided herein, any and all property taxes, if any assessed during the term of this Lease Agreement against LESSEE's possessory interest in the demised leased premises.

LESSEE further agrees to pay without right to deduct from rental fees provided herein, any and all personal property taxes assessed against his property on said leased premises, and such portion of any real property taxes as may be levied against improvements owned by LESSEE and erected upon land owed by CITY.

14. COPARTNERSHIP DISCLAIMER: It is mutually understood and agreed that nothing in this Lease Agreement is intended or shall be construed as in any wise creating or establishing the relationship of copartners between the parties, hereto, or as constituting LESSEE as an agent or representative of CITY for any purpose or in any manner whatsoever.

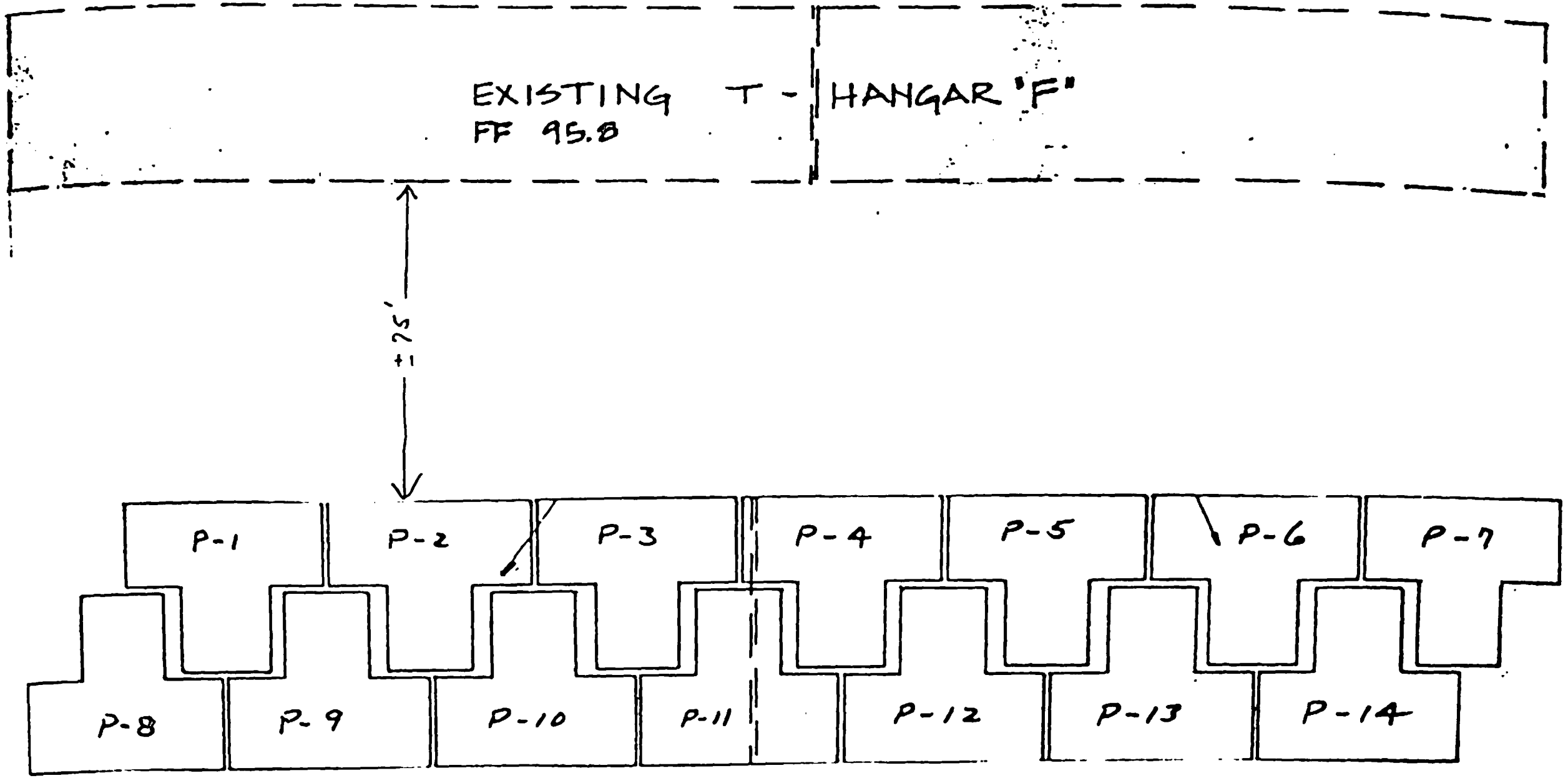
15. ATTORNEY'S FEES: In the event that either party hereto shall commence any legal action or proceeding against the other by reason of the alleged failure of the other to perform any term, covenant, or condition of this Lease Agreement by him to be performed or kept, the party prevailing in said action or proceeding shall be entitled to recover a reasonable attorney's fee.

IN WITNESS WHEREOF, the City of Modesto, a municipal corporation, has authorized the execution of this lease agreement in duplicate by its Airport Manager under authority of Resolution No. 85-750, adopted by the Council of the City of Modesto on the 17th day of September, 1985, and LESSEE has caused this lease agreement to be executed.

CITY OF MODESTO, a municipal corporation

BY_____
Airport Manager

_____
Lessee



PORTABLE T-HANGAR PLOT PLAN
PHASE I

EXHIBIT A

CHAPTER 3—MODESTO CITY-COUNTY AIRPORT

ARTICLE 1. GENERAL REGULATIONS

SEC. 7-3.101. TERMINAL FACILITIES.

The Modesto City-County Airport shall be conducted as a terminal facility for the promotion and accommodation of air commerce, and as a public air terminal.
(Ord. 891 N.S., amended by Ord. 248 C.S., operative 7-1-58, effective 7-17-58)

SEC. 7-3.102. AIRPORT MANAGER.

The Airport shall be under the supervision of an Airport Manager appointed by the City Manager in accordance with the provisions of the Charter and the laws of the City. It shall be his duty to enforce the provisions of this article.
(Ord. 891 N.S.)

SEC. 7-3.103. DIVISION OF DEPARTMENT OF PUBLIC WORKS.

The Modesto City-County Airport shall be a division of the Department of Public Works of the City. The Airport Manager shall carry out his duties under the supervision and direction of the Director of Public Works.
(Ord. 891-N.S., amended by Ord. 248-C.S., operative 7-1-58, effective 7-27-58)

SEC. 7-3.104. CIVIL AERONAUTICS REGULATIONS ADOPTED.

The civil air regulations promulgated by the Civil Aeronautics Board and the Civil Aeronautics Administration of the United States of America and the California Aeronautics Act of the State of California, as now existing or hereafter amended are hereby referred to, adopted, and made a part of these regulations and this chapter as fully in all respects as if set forth herein in full.
(Ord. 891-N.S.)

SEC. 7-3.105. OPEN FOR PUBLIC USE AT ALL HOURS.

The airport shall be open for public use at all hours of the day and night subject to the rules and regulations set forth herein, the payment of fees, and subject to such restrictions due to inclement weather, the condition of the landing area, the presentation of special events and like causes, as may be determined by the Airport Manager.
(Ord. 891-N.S.)

SEC. 7-3.106. REGULATIONS OF USE OF AIRPORT.

Special services may be rendered or special facilities may be provided thereat on such terms as the Council may prescribe from time to time. No person shall use the airport for any purpose or as a base for the carrying on of commercial activities, for the carrying for hire passengers, freight, express or mail, for instruction in aviation in any of its branches, for the sale of fuels, refreshments, aircraft, or any commodity, or for any other commercial purpose unless a permit has been granted theretofore by the Council, and the fees paid in accordance with Article 2 of this chapter. The Council may restrict the number of persons using

said airport to such number as the Council may deem necessary to protect the public health, safety and welfare.
(Ord 891-N S.)

SEC. 7-3.106.1. PRIVATE AIRCRAFT—REGULATIONS.

Every person or persons owning or controlling any private aircraft based at the Modesto City-County Airport shall be subject to the following regulations:

(a) Private aircraft will be operated noncommercially.

(b) Private aircraft may be used by persons other than the owner, or owners, provided that in no case may it be rented, leased, or used for any commercial purpose.

(c) Private aircraft may be used in connection with the owner's own business.

(d) Company or corporation owned aircraft, operated for the free transportation of their, and other, personnel or products, are classified as private aircraft and subject to the same restrictions as set forth in this section.
(Ord. 891-N.S., amended by Ord. 815 C.S., effective 12-14-66)

SEC. 7-3.107. USE OF AIRPORT, USER'S RISK.

The privilege of using the airport and its facilities shall be conditioned on the assumption of full responsibility and risk by the user thereof and he shall release, hold harmless and indemnify the City, the Council, their officers and employees from any liability or loss resulting from such use as well as against claims of third persons against the person using the airport.
(Ord 891-N.S.)

SEC. 7-3.108. INSURANCE REQUIREMENTS: COMMERCIAL AIRCRAFT.

(a) All scheduled commercial aircraft owners or operators permitted use of Modesto City County Airport/Harry Sham Field for the purposes of transporting passengers and/or freight shall be required to file a certificate of insurance with the City Clerk, evidencing that said owner or operator has in full force and effect a policy of public liability insurance, with combined single limits of ten million dollars ($10,000,000.00) for bodily injury, sickness and disease, including death resulting therefrom, and for property damage. Said policy shall include passenger liability coverage in an amount not less than one hundred thousand dollars ($100,000.00) per passenger seat.

(b) All commercial aircraft owners or operators (except scheduled commercial aircraft operators referred to in subsection (a) above) permitted use of the Modesto City County Airport/Harry Sham Field for any commercial purposes shall be required to file a certificate of insurance with the city clerk, evidencing that said owner or operator has in full force and effect a policy of public liability insurance, with combined single limits of one million dollars ($1,000,000.00) for bodily injury, sickness and disease, including death resulting therefrom and for property damage. Said policy shall include passenger liability coverage in an amount not less than one hundred thousand dollars ($100,000.00) per passenger seat.

(c) All scheduled commercial aircraft owners or operators permitted use of Modesto City-County Airport/Harry Sham Field for the purposes of transporting passengers and/or freight and who employ one (1) or more persons to perform any work, function or service within the Airport premises shall be required to file with the City Clerk a certificate of workers' compensation insurance (including employer's liability insurance) or in lieu thereof, a self insured certificate issued by the State of California pursuant to the State of California Workers' Compensation laws.

(Ord. 891-N.S., amended by Ord. 298-C.S., Ord. 311-C.S., Ord. 2095-C.S., § 1, and Ord. 2401-C.S., § 1, effective 2-27-86)

SEC. 7-3.108.1. INSURANCE REQUIREMENTS: PERMANENTLY BASED PRIVATE AIRCRAFT.

All owners or operators of private passenger aircraft, including owners or operators of corporate aircraft which are permitted use of permanent tie-downs or hangar space at Modesto City-County Airport/Harry Sham Field, shall be required to file a certificate of insurance with the City Clerk, evidencing that said owner or operator has in full force and effect a policy of public liability insurance, with combined single limits of three hundred thousand dollars ($300,000.00) for bodily injury, sickness and disease, including death resulting therefrom, and for property damage.

(Added by Ord. 298-C.S., amended by Ord. 2095-C.S., § 1, effective 12-24-81)

SEC. 7-3.108.2. INSURANCE REQUIREMENTS: MOTOR VEHICLES AND MOTORIZED EQUIPMENT ON AIR OPERATIONS AREAS OF AIRPORT PREMISES.

Every person or entity permitted to operate a motor vehicle or motorized equipment upon the air operations areas of Modesto City-County Airport/Harry Sham Field, as such air operations areas are designated in the Airport Security Plan adopted by the City Council, shall be required to file a certificate of insurance with the City Clerk, evidencing that said person or entity has in full force and effect a policy of public liability insurance, with combined single limits in the following amounts:

(a) When the motor vehicle or motorized equipment is used solely for private transportation within the air operations areas, three hundred thousand dollars ($300,000.00) for bodily injury, sickness and disease, including death resulting therefrom, and for property damage.

(b) When the motor vehicle or motorized equipment is operated, maintained or used other than for solely private transportation within the air operations areas, one million dollars ($1,000,000.00) for bodily injury, sickness and disease, including death resulting therefrom, and for property damage.

(Added by Ord. 2095-C.S., § 2, effective 12-24-81)

SEC. 7-3.108.3. INSURANCE REQUIREMENTS: FIXED BASE OPERATORS.

(a) All fixed base operators situated at Modesto City-County Airport/Harry Sham Field shall be required to file a certificate of insurance with the city clerk, evidencing that said fixed base operator has in full force and effect a

policy of public liability insurance, with combined single limits of one million dollars ($1,000,000.00) for bodily injury, sickness and disease, including death resulting therefrom, and for property damage. Said policy is to be a comprehensive form covering, but not limited to general liability, automobile liability, products liability (completed operations), contractual liabilities, and hangar keepers' liability. The hangar keepers' liability coverage shall be in an amount not less than the value of the most valuable single aircraft under the fixed base operator's care, custody and control, and in an aggregate amount not less than the total value of all aircraft under the fixed operator's care, custody and control, which amounts are to be agreed upon in writing by the Airport Manager and the fixed base operator.

(b) All aircraft operators and fixed base operators situated at Modesto City-County Airport/Harry Sham Field who employ one (1) or more persons to perform any work, function or required service within the airport premises shall be required to file with the City Clerk a certificate of workers' compensation insurance (including employer's liability insurance), or in lieu thereof, a self-insured certificate issued by the State of California pursuant to the State of California Workers' Compensation laws.

(Added by Ord. 2095-C.S., § 2, amended by Ord. 2401-C.S., § 1, effective 2-27-86)

SEC. 7-3.108.4. INSURANCE MAINTENANCE REQUIREMENTS.

All users of Modesto City-County Airport/Harry Sham Field required to maintain insurance coverage pursuant to Section 7-3.108 through Section 7-3.108.3 shall provide and maintain such insurance coverage throughout the period of use of the Airport premises/facilities, in form and content approved by the City of Modesto. Any policy of insurance, or certificate of insurance (except workers' compensation insurance certificates) evidencing such policy, required by Section 7-3.108 through 7-3.108.3, shall contain contractual liability coverage covering any liability assumed by the insured under the terms of any agreement with the City of Modesto for use of Airport premises/facilities. Any policy of insurance, or certificate of insurance evidencing such policy, required by Section 7-3.108 through Section 7-3.108.3. shall provide for written notice to be filed with the City Clerk thirty (30) days in advance of a policy cancellation, nonrenewal or any material change in policy coverage and/or content; except where insurance coverage is provided pursuant to Section 7-3.108.2, the policy of insurance or certificate of insurance shall provide for written notice to be filed with the City Clerk at least ten (10) days in advance of a policy cancellation, nonrenewal or any material change in policy coverage and/or content.

(Added by Ord. 2095-C.S., § 2, amended by Ord. 2122-C.S., § 1, and Ord. 2401-C.S., § 1, effective 2-27-86)

SEC. 7-3.108.5. INSURANCE REQUIREMENTS: WORKERS' COMPENSATION.

(Added by Ord. 2125-C.S., § 1, repealed by Ord. 2401-C.S., § 2, effective 2-27-86)

SEC. 7-3.109. TRAFFIC REGULATION. The Airport Manager shall have authority to take such steps as he shall deem necessary and advisable to regulate traffic of persons, vehicles and aircraft on the airport.
(Ord. 891-N.S.)

SEC. 7-3.110. PLACEMENT OF SIGNS. No signs shall be placed upon said airport until approved and permission therefor has been granted by the Airport Manager.
(Ord. 891-N.S.)

SEC. 7-3.111. CONSENT TO USE OTHER'S PROPERTY. No person shall take, use, tamper with, or enter into any aircraft, parts or accessories thereof, or tools or other equipment owned or controlled by any other person and stored or otherwise left at the airport, without the consent of the owner or operator thereof, or other satisfactory evidence of his right so to do.
(Ord. 891-N.S.)

SEC. 7-3.112. DAMAGE TO BE PAID FOR BY PERSON RESPONSIBLE. Damage beyond reasonable wear and reasonable depreciation to municipal facilities, buildings and installations shall be paid for by the person responsible for such damages.
(Ord. 891-N.S.)

SEC. 7-3.113. FLIGHT INSTRUCTORS. No person shall hold himself out as a flight instructor or give flight instruction unless he has a valid and subsisting flight instructor rating, is registered with the airport manager and holds a permit as a fixed-base operator at the Modesto City-County Airport or is employed by a fixed-base operator at the Modesto City-County Airport.
(Added by Ord. 606-C.S., amended by Ord. 815-C.S., effective 12-14-66.)

SEC. 7-3.114. USE OF FIREARMS AND HUNTING PROHIBITED. No person, other than a person performing law enforcement duties, shall use firearms of any description, or air rifles, springguns, or any other form of weapons potentially inimical to wild life and dangerous to human safety, or any instrument that can be loaded with and fire blank cartridges in or upon the Modesto City-County Airport. Shooting into the Modesto City-County Airport area from beyond the airport boundaries is forbidden.
(Added by Ord. 611-C.S., effective 10-30-63.)

SEC. 7-3.115. FLYING CLUBS—DEFINITION. A flying club is any organization, partnership, association, club or similar group, whether incorporated or not which has as one or more of its purposes, functions or activities the fostering of flying for pleasure, developing skills in aeronautics, including pilotage and navigation, developing an awareness and appreciation of aviation requirements and techniques and in general promoting the field of aviation and aeronautics.
(Added by Ord. 815-C.S., effective 12-14-66.)

SEC. 7-3.116. FLYING CLUBS — REGULATIONS. Before any flying club, as defined by Section 7-3.115 hereof, can operate on the Modesto City-County Airport, it must obtain a flying club permit to do so. Flying club permits shall be issued by the Airport Manager and shall be subject to such fees as may be established from time to time by resolution of the City Council.

All flying clubs operating on the Modesto City-County Airport must comply with the following regulations:

(a) Flying clubs must have an established base of operation on the airport.

(b) Flying clubs must submit and keep current a roster of

the membership, roster of officers and directors, rules, regulations and/or bylaws governing the organization.

(c) No flying club aircraft shall be used for hire, charter, rental or other commercial purpose, operation or use.

(d) All aircraft owned, leased or used by the flying club must be registered with Airport Manager.

(e) All members must comply with all Federal Aviation Agency, State and local laws and regulations.

(Added by Ord. 815-C.S., effective 12-14-66)

Sec. 7-3.117. PARTNERSHIPS. When an aircraft is owned or controlled by four (4) or more persons, whether as a partnership, corporation or otherwise, a current list of all such owners or persons in control shall be furnished to the Airport Manager. The Airport Manager shall have the right to investigate and determine, subject to appeal to the City Council, whether the owners of such jointly owned aircraft are subject to the regulations applicable to flying clubs or fixed-base operators, as defined and regulated herein.

(Added by Ord. 815-C.S., effective 12-14-66)

ARTICLE 2. GENERAL TRAFFIC RULES

SEC. 7-3.201. PROMULGATION. The use of the airport shall be governed by such further rules and regulations as the Council may hereafter, from time to time, establish by resolution; and such additional rules shall be posted at the airport by the Airport Manager. (Ord. 891-N.S.)

SEC. 7-3.202. FIELD REGULATIONS. The Airport Manager shall have printed and make available field regulations regarding the parking, starting, taxiing, takeoff, landing and flight of aircraft within the boundaries of the airport; and these regulations shall be followed by air pilots and aircraft landing, taking off or operating in any way from the airport. Field regulations may also regulate for the general health and safety and conduct of persons and direct all activity at the airport in a reasonable manner in order to ensure safe and efficient operation of the airport. Said regulations shall be subject to review by the Council.

(Ord. 891-N.S.)

SEC. 7-3.202.1. PARKING AND OPERATION OF MOTOR VEHICLES. (a) No person shall operate, drive or park a motor vehicle in the aircraft tiedown areas as designated by the Airport Manager.

(b) The parking regulations promulgated for municipal off-street parking facilities by Article 16 of Chapter 2 of Title III, Sections 3-2.1601 et seq., of this Code are hereby adopted by reference and are made applicable to all off-street parking facilities at the Modesto City-County Airport, except that the term "Director" as used in that article shall refer to Director of Public Works.

(Added by Ord. 606-C.S., amended by Ord. No. 1935-C.S., § 1, effective 5-8-80)

SEC. 7-3.203. TRAFFIC PATTERNS.
(Repealed by Sec. 11, Ord. 248-C.S., operative 7-1-58, effective 7-17-58.)

SEC. 7-3.204 LANDINGS. All aircraft approaching the airport for landing shall fall in the line of traffic and skirt the field to a point where a landing can be made in the direction indicated by the traffic direction indicator and with a straight glide beginning at least one thousand (1000) feet distant from the leeward end of the landing area.
(Sec. 1 (d), Ord. 891-N.S.)

SEC. 7-3.205. TAKE-OFFS. No aircraft shall land or take-off in such manner as to clear any public street at an altitude of less than one hundred (100') feet nor land or take-off on the taxiway or over hangers or other structures, automobile parking areas or groups of spectators.
(Sec. 1 (e), Ord. 891-N.S.)

SEC. 7-3.206. TURNING WHILE TAKING OFF. So far as is practicable, no aircraft taking off shall make any turn at a distance of less than one thousand (1000') feet horizontally from the nearest edge of the airport.
(Sec. 1 (f), Ord. 891-N.S.)

SEC. 7-3.207. MAIL AND SCHEDULED PLANES HAVE RIGHT OF WAY.
(Repealed by Sec. 11, Ord. 248-C.S., operative 7-1-58, effective 7-17-58.)

SEC. 7-3.208. WHEEL CHOCKS. All aircraft shall have chocks in front of wheels and a competent operator at controls before starting.
(Sec. 1 (h), Ord. 891-N.S.)

SEC. 7-3.209. STARTING. Normally, aircraft shall be started on parking lines, and at no time shall they be started while turned in such a direction as to blow dust and dirt into the hangers or on spectators.
(Sec. 1 (i), Ord. 891-N.S.)

SEC. 7-3.210. ENGINES NOT TO BE LEFT RUNNING. At no time shall an aircraft be left with engine running unless a competent operator is at the controls.
(Sec. 1 (j), Ord. 891-N.S.)

SEC. 7-3.211. PLANES BEING TAXIED. All aircraft shall be taxied at a slow and reasonable speed, and when not equipped with adequate brakes, shall have an attendant beside at least one wing when taxied in the vicinity of a hanger or other building.
(Sec. 1 (k), Ord. 891-N.S.)

SEC. 7-3.212. TAXI REGULATIONS. When in the vicinity of aircraft landing or taking off, an aircraft being taxied shall be brought to a complete stop.
(Sec. 1 (l), Ord. 891-N.S.)

SEC. 7-3.213. TAXI REGULATIONS. No aircraft shall be taxied in or out of hangers at any time.
(Sec. 1 (m), 891-N.S.)

SEC.7-3.214. REMOVAL OF WRECKED AIRCRAFT. Every aircraft owner, his pilot and agents, severally shall be responsible for the prompt removal under the direction of the Airport Manager, of wrecked aircraft.
(Sec. 1 (n), Ord. 891-N.S.)

SEC. 7-3.215. REPAIRS AT DESIGNATED PLACES. No aircraft shall be permitted to remain on any part of the landing or takeoff area for the purpose of repairs; and all repairs shall be effected at the places designated therefor. No person shall repair or do maintenance work on aircraft in the tiedown area as designated by the Airport Manager.
(Added by Ord. 891-N.S., amended by Ord. 606-C.S., effective 10-23-63)

SEC. 7-3.216. CLEARANCE REFUSED UNTIL ALL CHARGES ARE PAID. The Airport Manager may refuse clearance to any aircraft until all charges for storage, supplies or services rendered to it shall have been paid.
(Ord. 891-N.S.)

ARTICLE 3. FIRE REGULATIONS

SEC. 7-3.301. DUTY OF CARE. Every person using the airport or its facilities in any way shall use the utmost caution to prevent fire. The minimum amount of fire extinguishing equipment needed for each building or structure shall be as specified by the Fire Chief of the City.
(Ord. 891-N.S.)

SEC. 7-3.302. FUELING AND DRAINING. No aircraft shall be fueled or drained while its engine is running or while in a hangar or other enclosed place. Fueling shall be done in such manner and with such equipment that adequate connections for the grounding of static electricity shall be continuously maintained during such time.
(Ord. 891-N.S.)

SEC. 7-3.303. STORAGE OF COMPRESSED FLAMMABLE GAS. No cylinder or flask of compressed flammable gas shall be kept or stored except at a place designated by the Airport Manager and the Fire Chief for that purpose.
(Ord. 891-N.S.)

SEC. 7-3.304. CLEANING MOTORS. The cleaning of motors or other parts of aircraft shall not be carried on in any hangar, except with nonflammable substances. If flammable liquids shall be employed for this purpose, the operation shall be carried on in the open air.
(Ord. 891-N.S.)

SEC. 7-3.305. SMOKING. No person shall smoke or ignite any match or cigarette lighter around aircraft which are being filled with gasoline or in any hangar or building except in offices, waiting rooms or buildings in which smoking is authorized specifically by the Airport Manager.
(Ord. No. 891-N.S.)

SEC. 7-3.306. REPAIRS ON AIRCRAFT IN HANGARS. Aircraft repairs inside the T-hangars shall be limited to those repairs performed by the owner and permitted by Federal Aviation Regulations, but excluding any painting or cleaning with flammable solvents. Major overhaul of

engines, painting of aircraft, and cleaning with flammable solvents is prohibited. (Added by Ord. 891-N.S., amended by Ord. 606-C.S., and Ord. 1834-C.S., § 1, effective 7-5-79)

SEC. 7-3.307. KEEPING HANGAR ENTRANCES CLEAR. Hangar entrances shall be kept clear at all times.
(Ord. 891-N.S.)

SEC. 7-3.308. KEEPING FLOOR CLEAN. Floors shall be kept clean and free from oil, and no volatile flammable solvent shall be used for cleaning floors.
(Ord. No. 891-N.S.)

SEC. 7-3.309. HANGARS TO BE KEPT FREE OF LITTER,

RUBBISH, ETC. No boxes, crates, rubbish, paper or other litter shall be permitted to accumulate in or about any hangar, and all oil, paint and varnish cans, bottles or other containers shall be removed from the hangar immediately upon being emptied. (Ord. 891-N.S.)

SEC. 7-3.310. USE OF FLAMMABLE LIQUIDS. No solvents, paints, dopes or other highly flammable liquids shall be sprayed, stored, or used in any hangar primarily used for the storage of aircraft, unless a storage room is provided for said purpose. (Ord. 891-N.S.)

ARTICLE 4. FEES

SEC. 7-3.401. FEES. The Council shall have the power by resolution to establish charges and fees for the following types of activities and services at the Modesto City-County Airport:

(a) Rental of hangars.
(b) Tie downs.
(c) Office space.
(d) Landing fees for nonscheduled transient aircraft carrying passengers and/or cargo for hire.
(e) Permanently based commercial services, the fee to be in lieu of the license requirements imposed by Chapter 1 of Title VI of this Code, and shall be payable in advance.
(f) Temporarily based commercial services, the fee to be in lieu of the license requirements imposed by Chapter 1 of Title VI of this Code, and shall be payable in advance.

An operator shall be considered as "temporarily based" at the Modesto City-County Airport within the meaning of this chapter unless the operator maintains an office at the airport and intends to engage in business from the base for a consecutive period of not less than six (6) months in duration. The requirements of this section may be modified or waived by action of the Council during such times as are declared by it to be periods of public emergency.

(g) Such other services or activities as are deemed proper by the Council.

(Ord. 891-N.S., amended by Ord. 248-C.S., Ord. 414-C.S., and Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.401.1. DELINQUENT AIRCRAFT STORAGE ACCOUNTS. When an aircraft storage account is delinquent for fifteen (15) days or more, the Airport Manager may lock up the airplane until storage charges are paid. No aircraft on which any tie down fees or hangaring fees are unpaid may be removed without the prior written consent of the Airport Manager.

In addition to all other remedies provided by law for the collection and enforcement of charges or fees due for the tying down or hangaring of aircraft, the City shall have a lien upon aircraft for the tying down and hangaring thereof. Whenever such lien is lost by reason of possession through trick, fraud or device, the repossession thereof by the City shall revive such lien. Any lien of the City upon aircraft for the tying down or hangaring thereof may be foreclosed in the same manner as is provided generally by the Civil Code of California for the foreclosure of liens upon personal property.

(Added by Ord. 603-C.S., effective 10-23-63.)

SEC. 7-3.402. INDIVIDUAL HANGARS.
(Repealed by Ord. 248-C.S., operative 7-1-58, effective 7-17-58.)

SEC. 7-3.403. DAILY STORAGE.
(Repealed by Ord. 248-C.S., operative 7-1-58, effective 7-17-58.)

SEC. 7-3.404. TIE DOWN FEES.
(Repealed by Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.405. OFFICE SPACE.
(Repealed by Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.406. FEES AND CHARGES; WHEN PAYABLE.
(Repealed by Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.407. OTHER STRUCTURES. Rents for other structures not mentioned herein shall be based upon the cost of the structure and determined by negotiation.
(Ord. 891-N.S.)

SEC. 7-3.408. RENT FOR LAND.
(Repealed by Ord. 134-C.S.)

SEC. 7-3.409. NONSCHEDULED TRANSIENT AIRCRAFT CARRYING PASSENGERS AND/OR CARGO FOR HIRE.
(Repealed by Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.410. SCHEDULED AIRLINES.
(Repealed by Ord. 248-C.S., operative 7-1-58, effective 7-17-58.)

SEC. 7-3.411. OIL COMPANY LEASES. Oil companies entering into leases with the City for the use of said airport or privileges thereon shall pay to the City Five and no/100ths ($5.00) Dollars per month plus an additional charge of at least two (2¢) cents per gallon for all gasoline or fuel stored, delivered, or sold at said airport, and an additional sum of five (5¢) cents per gallon for all oil stored, delivered, or sold at said airport.

No gasoline, fuel or oil shall be delivered to or hauled or carted or stored at said airport by any company, corporation, co-partnership or individual unless said company, corporation, co-partnership or individual has a lease or agreement with the City authorizing such to be done.
(Ord. 891-N.S.)

SEC. 7-3.412. PERMANENTLY BASED COMMERCIAL SERVICES.
(Repealed by Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.413. OPERATORS OF COMMERCIAL SERVICES AND CONCESSIONS. Operators of services or activities other than those enumerated herein may be termed a concession upon Resolution of the Council. Operators of such concessions shall be subject to all other rents herein provided and shall pay in addition to the City, a minimum of two and one-half (2½%) per cent of the gross monthly income from said concession.
(Ord. 891-N.S.)

SEC. 7-3.414. UTILITIES PAID BY RESPECTIVE PARTIES. In addition to the fees herein mentioned, all persons shall pay for their own utilities.
(Ord. 891-N.S.)

SEC. 7-3.415. TRANSIENT COMMERCIAL SERVICES.
(Repealed by Ord. 572-C.S., effective 4-24-63.)

SEC. 7-3.416. FEES FOR ACTIVITIES NOT SPECIFICALLY TREATED HEREIN. Any activity not specifically covered herein shall pay those fees established by negotiation between the operator and the City and shall be determined by the type of undertaking, extent thereof, use of the field and services required, and other factors applicable to the particular enterprise.
(Ord. 891-N.S.)

SEC. 7-3.417. LEASES. GENERAL USE OF AIRPORT. The Council may enter into agreements with airlines, firms, individuals, corporations and partnerships to operate flying schools, to use the airport as a base for the carrying on of commercial activities, for the carrying for hire of passengers, freight, express or mail, for instruction in aviation in any of its branches, for private, non-commercial flying, for the sale of fuels, refreshments, aircraft, aircraft supplies, or any commodity and for other commercial purposes,

may lease land at said airport and may lease buildings situated thereon.
(Ord. 891-N.S.)

SEC. 7-3.418. PAYMENTS TO DIRECTOR OF FINANCE. Any person having a lease with the City shall pay the rentals accruing thereunder to the office of the Director of Finance, City of Modesto. (Ord. 891-N.S., amended by Ord. 248-C.S., operative 7-1-58, effective 7-17-58.)

ARTICLE 5. PENALTIES

SEC. 7-3.501. REMOVAL FROM AIRPORT. GROUNDING. Any person operating or handling an aircraft in violation of these rules, or additional rules established by resolution of the Council, or refusing to comply therewith may be removed or ejected from the airport or may be temporarily "grounded" by or under the authority of the Airport Manager; and upon the order of the Council may be deprived of the further use of the airport and its facilities for such length of time as may be deemed necessary to insure the safeguarding of the same and the public and its interest therein. (Sec. 4 (a), Ord. 891-N.S.)

SEC. 7-3.502. AMOUNT. Any person who shall violate or refuse to abide by any of the provisions of this chapter or any of the rules and regulations set forth herein or such additional rules established by resolution of the Council or field regulations imposed by the Airport Manager, or any of the provisions of law incorporated therein or herein, shall be guilty of a misdemeanor and upon conviction thereof, shall be punishable by a fine not exceeding the sum of Five Hundred and no/100ths ($500.00) Dollars, or by Imprisonment in the County Jail of the County of Stanislaus, for not more than six (6) months, or by both such fine and imprisonment. (Sec 4 (b), Ord. 891-N.S.)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-632

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND THOMPSON-HYSELL ENGINEERS, INC. FOR CONSTRUCTION SURVEYING SERVICES ON THE WASTE-WATER TREATMENT EXPANSION PROJECT, UNITS 2 AND 3

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Thompson-Hysell Engineers, Inc. for construction surveying services on the Wastewater Treatment Expansion Project, Units 2 and 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 1st day of July, 19 86, 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. 86-633

A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONCERNING A ZONING CODE TEXT AMENDMENT PERTAINING TO OUTDOOR DISPLAY, SALES AND PROMOTIONS IN THE COMMERCIAL ZONES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 5, 1986 **, 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 Zoning Code text amendment pertaining to Outdoor Display, Sales and Promotions in the Commercial Zones (Sections 10-2.1009, 10-2.1109, 10-2.1208, and 10-2.1309).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st **day of** July, 19 86, **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. 86-634

CANCELLATION OF
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SPENGLER'S SUPERMARKETS OF MODESTO FOR OPERATION OF A UTILITY PAY STATION AT 1612 CROWS LANDING ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the cancellation of/agreement between the City of Modesto and Spengler's Supermarkets of Modesto for operation of a utility pay station at 1612 Crows Landing Road

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said cancellation by the designated 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 July, 1986, 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. 86-635

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NEW DEAL MARKET TO OPERATE A UTILITY PAY STATION AT 1612 CROWS LANDING ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and New Deal Market to operate a utility pay station st 1612 Crows Landing 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 July, 19 86, 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. 86-636

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 1986-87 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 $445,600.00, 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 $445,600.00 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 $445,600.00 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 $445,600.00 and that it requests the County Auditor of said county to compute the rate of taxation needed to raise the sum of $445,600.00 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 1st day of July, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-637

A RESOLUTION VACATING AND ABANDONING A 5-FOOT PUBLIC UTILITY EASEMENT IN LOT 6 OF BLOCK 1518 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Lot 6 of Block 1518 in the City of Modesto, described in Exhibit "A" attached hereto, which is a 5-foot public utility easement, and

WHEREAS, the Council 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 date of dedication or acquisition of the easement is less than five years, and more than one year, immediately preceding the proposed vacation, and the easement was not used continuously since that date.

3. That from and after the date this resolution is recorded, the easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 5-foot public utility easement located in Lot 6 of Block 1518 in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby vacated and abandoned, such vacation and abandonment to be 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 1st day of July, 1986, 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

APPROVED AS TO DESCRIPTION:

By John L. Gustafson
Engineering Services Department

June 23, 1986

Parcel 1518-1
LD 86-E

VACATE AND ABANDON THE 5-FOOT PUBLIC UTILITY
EASEMENT IN LOT 6 OF BLOCK 1518

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Southeast quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, also being a portion of Lot 6 in Block 1518 of the EASTRIDGE NO. 3 Subdivision, as per map filed March 19, 1974 in Book 24 of Maps, Page 69, Stanislaus County Records, described as follows:

Beginning at the Northeastern corner of said Lot 6; thence along the Northern line of Lot 6, North 89° 57' West, 90.01 feet, to a point on a line which is parallel with and 10.00 feet, measured at right angles, Easterly from the Western line of Lot 6; thence along said parallel line, South 00° 45' East, 5.00 feet, to a point on a line which is parallel with and 5.00 feet, measured at right angles, Southerly from said Northern line of Lot 6; thence along said last mentioned parallel line, South 89° 57' East, 90.01 feet, to a point on the Eastern line of Lot 6; thence along said Eastern line of Lot 6, North 00° 45' West, 5.00 feet, to the point of beginning.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-638

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND G & W INVESTMENTS, A PARTNERSHIP, FOR LEASE OF OFFICE SPACE IN THE TURNER'S BUILDING LOCATED AT 9TH AND H STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and G & W Investments for lease of office space in the Turner's Building, located at 9th and H Streets

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 19 86, 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, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-639

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND G & W INVESTMENTS, A PARTNERSHIP, FOR LEASE OF STORAGE SPACE IN THE TURNER'S BUILDING LOCATED AT 9TH AND H STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and G & W Investments for lease of storage space in the Turner's Building located at 9th and H Streets

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of July, 1986, 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, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Sutton

ATTEST: Maurine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-640

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM CONTINGENCY RESERVE OF $52,356 TO FUND OFFICE SPACE NEEDED FOR CITY HALL

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)	$52,356
TO:	Rent of Real Property (010 502 6502 0215)	$52,356

To fund office space needed for City Hall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st **day of** July, **19** 86, **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, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-641

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $60,000 FROM THE WATER FUND EXIGENCY RESERVE TO THE STODDARD SOLVENT CLEAN-UP PROJECT

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

FROM:	Water Fund Exigency Reserve (610 800 8000 8004)	$60,000
TO:	*Stoddard Solvent Cleanup (610 480 P846 6000)*	*$60,000*

Needed at the Stoddard Solvent Clean-up Project for additional sampling, testing, analytical analysis and monitoring wells as requested by the State Regional Water Quality Control Board and the Department of Health Services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th **day of** July, **19** 86, **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. 86-642

A RESOLUTION DENYING THE APPEAL OF CAMPUS COMMONS PROFESSIONAL OFFICE PARK TO A DECISION OF THE BOARD OF ZONING ADJUSTMENT GRANTING AN AMENDMENT TO A CONDITIONAL USE PERMIT FOR THE TEMPORARY USE OF THAT PORTION OF THE CITY'S FIRE TRAINING CENTER PROPERTY TO STOCKPILE, CHIP AND TRANSFER GARDEN REFUSE, PROPERTY LOCATED ON THE NORTH SIDE OF BLUEGUM AVENUE EAST OF CARPENTER ROAD, AND UPHOLDING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, the Board of Zoning Adjustment on June 27, 1974, by Resolution No. 534, granted a conditional use permit to the City of Modesto for Fire Station No. 4 and the City's Fire Training Center on the northeast corner of Blue Gum Avenue and Carpenter Road, and

WHEREAS, an application for an amendment to the approved conditional use permit was filed by the City of Modesto, Department of Utility Services on April 8, 1986 for the temporary use of the east portion of the City's Fire Training Center property to stockpile, chip and transfer garden refuse, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on April 24, 1986 and continued to May 22, 1986 in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Board of Zoning Adjustment by Resolution No. 1253 found and determined that granting an amendment to the conditional use permit as requested was required by public necessity, convenience and general welfare for the following reasons:

1. The site for this proposed temporary use is good in terms of relationship to surrounding buffers and land uses including the business offices which are a considerable distance to the southwest from the area to occupy the proposed use.

2. The noise generated by the type of chipping machines which will be employed on the site conform to the City's standards for residential areas.

3. The City staff will work to encourage Saturday operation of the chipping/hauling process to improve compatibility with the business office area to the southwest.

and

WHEREAS, an appeal was filed by Campus Commons Professional Office Park with the City Clerk of the City of Modesto by letter dated May 27, 1986, to the decision of the Board of Zoning Adjustment granting an amendment to a conditional use permit to the City of Modesto, Department of Utility Services, to stockpile, chip and transfer garden refuse, property located on the northeast corner of Blue Gum Avenue and Carpenter Road, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting placed located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on July 8, 1986, 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 Campus Commons Professional Office Park to the decision of the Board of Zoning Adjustment granting an amendment to a conditional use permit to the City of Modesto, Department of Utility Services, to stockpile, chip and transfer garden refuse, property located on the northeast corner of Blue Gum Avenue and Carpenter Road, is hereby denied and the decision of the

Board of Zoning Adjustment affirmed for the reasons set forth in Board of Zoning Adjustment Resolution No. 1253, and quoted above.

BE IT FURTHER RESOLVED that the amendment to the conditional use granted to the City of Modesto, Department of Utility Services, to stockpile, chip and transfer garden refuse, property located on the northeast corner of Blue Gum Avenue and Carpenter Road, shall be subject to the following conditions:

1. That the operation shall conform to that designated on the plan titled "Fire Engine Pumper Test Pit. . .etc., at Fire Station No. 4, Block 6240," identified with chipper machine location, garden refuse piling, and the truck traffic pattern, stamped approved by the Board of Zoning Adjustment on May 22, 1986, and on file in the office of the Director of Planning and Community Development.

2. That all activities on the site for the above proposed operation shall be limited to the hours of 8:00 a.m. to 5:00 p.m., Mondays through Thursdays, and Saturdays and that City staff is hereby directed to encourage chipping to be done on Saturdays.

3. That all conditions of BZA Resolution No. 534 adopted June 27, 1974 which are not in conflict with the above shall remain in full force and effect.

4. The garden refuse to be stockpiled shall be limited to shrubbery and bushy materials and tree trimmings. Leaves and lawn clippings shall not be stockpiled.

5. The chipping of garden refuse shall be done as far north on the site as feasible.

6. This temporary use shall totally cease no later than July 1, 1987.

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 8th day of July, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By E. Lynn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-643

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING AND AUTHORIZING THE EXECUTION OF A DISPOSITION AND DEVELOPMENT AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO AND COMMUNITY CENTER HOTEL ASSOCIATES, A CALIFORNIA CORPORATION

WHEREAS, the Redevelopment Agency of the City of Modesto (the "Agency") is carrying out the Redevelopment Plan (the "Redevelopment Plan") for the Modesto Redevelopment Project (the "Project"), and

WHEREAS, the Agency has received a proposed Disposition and Development Agreement (the "DDA") from Community Center Hotel Associates, a California Corporation (the "Developer") as executed by the Developer, providing for the lease of certain real property ("Parcel A") to the Developer for the development of a hotel on Parcel A, together with the development of public parking facilities, a community center and other public improvements by the Agency on adjacent property ("Parcel B", "Parcel C" and "Parcel D") (together Parcels A, B, C and D comprise the "Site"), and

WHEREAS, the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 et seq.) provides in Section 33431 that any sale or lease of Agency property may be made only after a public hearing of the Agency after publication of notice as provided by law, and

WHEREAS, the Community Redevelopment Law further provides in Section 33433, that before any property acquired, in whole or in part, with tax increment monies, is sold or leased for development pursuant to a redevelopment plan, such sale or lease shall first be approved by the City Council after a public hearing, that notice of the time and place of the

hearing shall be published in a newspaper of general circulation in the community for at least two (2) successive weeks prior to the hearing, and that the Agency shall make available for public inspection a copy of the proposed sale or lease and a summary of the financial aspects of the proposal, and

WHEREAS, pursuant to Section 33445 of the Community Redevelopment Law, the Agency is authorized, with the consent of the City Council, to pay all or part of the value for and the cost of installation and construction of any building, facility, structure or other improvement which is publicly-owned either within or without the Project Area upon a determination by the City Council that such building, facility, structure or other improvement is of benefit to the Project Area or the immediate area in which the Project is located and that no other reasonable means of financing such building, facility, structure or other improvement are available to the community, and

WHEREAS, notice of joint public hearing by the City Council of the City of Modesto and the Agency was published in the Modesto Bee on June 24, and July 1, 1986, and

WHEREAS, the Agency prepared a report pursuant to Section 33433 of the Health and Safety Code containing a copy of the DDA and a summary describing the cost of the DDA to the Agency, the value of the property interest to be conveyed, the lease payments and other information required by said Section 33433, and said report was made available to the public for inspection, and

WHEREAS, the City Council and the Agency held a joint public hearing on July 8, 1986, in the City Council Chambers to consider and act on the disposition and development of the Site pursuant to the DDA, and

WHEREAS, for all purposes of the California Environmental Quality Act, all public and private activities or undertakings pursuant to or in furtherance of a redevelopment plan constitute a single project which shall be deemed approved at the time of adoption of the Redevelopment Plan, and

WHEREAS, the environmental effects of the proposed development were considered in the Environmental Impact Report ("EIR") for the Redevelopment Plan for which a Notice of Determination was filed on July 14, 1983, and the Agency finds and determines that there have not been any substantial changes in the Project which would require another EIR,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MODESTO DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council hereby finds and determines that the lease payments for Parcel A of the Developer pursuant to the DDA constitute a fair and equitable price for the land according to its value in accordance with the covenants and conditions governing such leases. The City Council hereby further finds and determines that such consideration is necessary to effectuate the purposes of the Redevelopment Plan. These findings are based upon the reasons contained in the financial summary prepared pursuant to Health and Safety Code Section 33433.

Section 2. The City Council hereby finds and determines that the provision of streets, utilities and other improvements by the Agency pursuant to the DDA are of benefit to the Project Area and that no other reasonable means of financing such public improvements are available to the community, and the Agency is authorized to pay for all or part of such public improvement work.

Section 3. The City Council hereby finds and determines that the provision of public parking facilities and a community center and other public improvements and facilities in connection with the development of the Site is of benefit to the Project Area and that no other reasonable means of financing such facilities is available to the community and the Agency is authorized to pay for all or any part of the land for and the costs of installation and construction of such public parking facilities and community center and other public improvements and facilities.

Section 4. The City Council hereby approves and authorizes execution of the DDA by the Agency.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Modesto held on the 8th day of July, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-644

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING AND AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT BETWEEN THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO AND COMMUNITY CENTER HOTEL ASSOCIATES, A CALIFORNIA CORPORATION

WHEREAS, the Redevelopment Agency of the City of Modesto (the "Agency") is carrying out the Redevelopment Plan (the "Redevelopment Plan") for the Modesto Redevelopment Project (the "Project"), and

WHEREAS, the Agency has received a proposed Disposition and Development Agreement (the "DDA") from Community Center Hotel Associates, a California Corporation (the "Developer") as executed by the Developer, providing for the lease of certain real property ("Parcel A") to the Developer for the development of a hotel on Parcel A, together with the development of public parking facilities, a community center and other public improvements by the Agency on adjacent property ("Parcel B", "Parcel C" and "Parcel D") (together Parcels A, B, C and D comprise the "Site"), and

WHEREAS, pursuant to the DDA, the Agency has received a proposed lease agreement (the "Hotel Lease") from Community Center Hotel Associates, a California Corporation providing for the lease of Parcel A to Community Center Hotel Associates, a California Corporation for the development of a hotel, and

WHEREAS, the Community Redevelopment Law of the State of California (Health and Safety Code Section 33000 et seq.) provides in Section 33431 that any sale or lease of Agency property may be made only after a public hearing of the Agency after publication of notice as provided by law, and

WHEREAS, the Community Redevelopment Law further provides in Section 33433, that before any property acquired, in whole or in part, with tax

increment monies, is sold or leased for development pursuant to a redevelopment plan, such sale or lease shall first be approved by the City Council after a public hearing, that notice of the time and place of the hearing shall be published in a newspaper of general circulation in the community for at least two (2) successive weeks prior to the hearing, and that the Agency shall make available for public inspection a copy of the proposed sale or lease and a summary of the financial aspects of the proposal, and

WHEREAS, pursuant to Section 33445 of the Community Redevelopment Law, the Agency is authorized, with the consent of the City Council, to pay all or part of the value for and the cost of installation and construction of any building, facility, structure or other improvement which is publicly-owned either within or without the Project Area upon a determination by the City Council that such building, facility, structure or other improvement is of benefit to the Project Area or the immediate area in which the Project is located and that no other reasonable means of financing such building, facility, structure or other improvement are available to the community, and

WHEREAS, notice of joint public hearing by the City Council of the City of Modesto and the Agency was published in the Modesto Bee on June 24, and July 1, 1986, and

WHEREAS, the Agency prepared a report pursuant to Section 33433 of the Health and Safety Code containing a copy of the DDA and a summary describing the cost of the DDA to the Agency, the value of the property interest to be conveyed, the lease payments and other information required by said Section 33433, and said report was made available to the public for inspection, and

WHEREAS, the City Council and the Agency held a joint public hearing on July 8, 1986, in the City Council Chambers to consider and act on the disposition and development of the Site pursuant to the DDA and the Hotel Lease,

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF MODESTO DOES HEREBY RESOLVE AS FOLLOWS:

Section 1. The City Council hereby finds and determines that the lease payments for Parcel A of Community Center Hotel Associates, a California Corporation pursuant to the DDA and the Hotel Lease constitute a fair and equitable price for the land according to its value in accordance with the covenants and conditions governing such Hotel Lease. The City Council hereby further finds and determines that such consideration is necessary to effectuate the purposes of the Redevelopment Plan. These findings are based upon the reasons contained in the financial summary prepared pursuant to Health and Safety Code Section 33433.

Section 2. The City Council hereby approves and authorizes execution of the Hotel Lease with Community Center Hotel Associates, a California Corporation by the Agency.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Modesto held on the 8th day of July, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: McGrath

ABSENT: Councilmembers: Patterson, 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. 86-645

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REMODELING OF AND ADDITION TO THE WATER QUALITY CONTROL FACILITY 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 of and addition to the Water Quality Control Facility 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 July 29, 1986, 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 8th day of July, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-646

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RELOCATION OF THE SIMMS HOUSE TO McCLURE PARK

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 Simms House to the McClure Park to house the caretaker of the McClure House 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 29, 1986, 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 July, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-647

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE EAST LALOMA PARK POOL AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the construction of** the East LaLoma Park pool **has been ccmpleted by** Ireland's **in accordance with the contract agreement dated** March 5, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the East LaLoma Park wading pool **be accepted from said contractor,** Ireland's; **that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of** $68,583.49 **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** July, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-648

A RESOLUTION ACCEPTING THE STRENGTHENING OF THE WATER SYSTEM ON SYCAMORE AVENUE FROM ROSEBURG TO ORANGEBURG AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the** strengthening of the water system on Sycamore Avenue from Roseburg to Orangeburg **has been ccmpleted by** Joe Martin Pipeline

in accordance with the contract agreement dated April 15, 1986.

NOW, THEREFORE, BE IT RESOLVED that the strengthening of the water system on Sycamore Avenue from Roseburg to Orangeburg **be accepted from said contractor,** Joe Martin Pipeline;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $46,928.75 **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 8th **day of** July, **19**86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-649

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE 13TH STREET WATER SYSTEM STRENGTHENING AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** the 13th Street water system strengthening **has been completed by** Joe Martin Pipeline

in accordance with the contract agreement dated May 6, 1986.

NOW, THEREFORE, BE IT RESOLVED that the construction of the 13th Street water system strengthening **be accepted from said contractor,** Joe Martin Pipeline;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $23,478 **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** July, **19** 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-650

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE SCENIC DRIVE CURB, GUTTER AND SIDEWALK PROJECT AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering **that the construction of** the Scenic Drive curb, gutter and sidewalk project **has been completed by** Smartt Construction

in accordance with the contract agreement dated February 4, 1986.

NOW, THEREFORE, BE IT RESOLVED that the construction of the Scenic Drive curb, gutter and sidewalk project **be accepted from said contractor,** Smartt Construction;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $36,953.71 **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** July, **19** 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-651

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE METAL STORAGE BUILDING AT THE WATER QUALITY CONTROL PLANT AS COMPLETE

WHEREAS, a repcrt has been filed by the Director of Engineering **that the construction cf** the metal storage building at the Water Quality Control Plant **has been ccmpleted by** B & L Builders

in accordance with the ccntract agreement dated August 13, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of the metal storage building at the Water Quality Control Plant **be accepted from said contractcr,** B & L Builders;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $54,568.57 **as provided in the contract, be authorized.**

The fcregcing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th **day of** July, **19**86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-652

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING PURCHASE OF ONE RAPID EXTRACTOR FOR PROCESSING UTILITY PAYMENTS FROM THE OPEX CORPORATION

WHEREAS, because of increased workload, staff has recommended the purchase of a Rapid Extractor which can increase productivity and save substantial time now spent opening utility bill envelopes; and

WHEREAS, the Opex Corporation is the only manufacturer of the Rapid Extractor on the West Coast.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one Rapid Extractor is hereby waived.

BE IT FURTHER RESOLVED that purchase of one Rapid Extractor for processing utility payments from the Opex Corporation for an estimated cost of $8,510, plus maintenance contract of $850, 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 July, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-653

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPEAL BY MID-VALLEY ENGINEERING TO A DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE CONCERNING LIVE OAK VESTING TENTATIVE SUBDIVISION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 5, 1986 **, 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 by Mid-Valley Engineering to a decision of the Environmental Assessment Committee concerning Live Oak Vesting Tentative Subdivision Map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th **day of** July**, 19**86**, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-654

RESOLUTION ESTABLISHING SCHOOL SITE AND FACILITIES FEES AND SETTING FORTH AMOUNTS OF DISTRIBUTION TO THE VARIOUS SCHOOL DISTRICTS.

WHEREAS, Section 8-1.205 of the Modesto Municipal Code authorizes the Council by resolution to establish the amount of school site and facilities fees to be charged per new dwelling unit to be constructed and per new mobile home space to be installed by a developer, and

WHEREAS, Section 8-1.212 of the Modesto Municipal Code authorizes the Council by resolution to establish the amount of such fees to be disbursed to the various school districts within which the new dwelling units and mobile home spaces are located,

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

SECTION 1. AMOUNT OF SCHOOL SITE AND FACILITIES FEES. The amount of School Site and Facilities Fees to be paid developers of new dwelling units and mobile home spaces prior to the issuance of a building permit shall be as follows:

(a) For each single-family dwelling unit to be constructed the developer shall pay a school site and facilities fee of Two Thousand Three Hundred Twenty-Four and no/100ths Dollars ($2324.00).

(b) For each dwelling unit contained in a multiple unit dwelling structure the developer shall pay a school site and facilities fee of One Thousand Three Hundred Ninety-Four and 40/100ths Dollars ($1394.40).

(c) For each mobile home space the developer shall pay a school site and facilities fee of One Thousand Three Hundred Ninety-Four and 40/100ths Dollars ($1394.40).

SECTION 2. DISTRIBUTION OF SCHOOL SITE AND FACILITIES FEES. All school site and facilities fees collected from developers of dwelling units and mobile home spaces shall be disbursed in the following amounts to the school districts in which the units are located:

(a) Out of each fee of Two Thousand Three Hundred Twenty-Four and no/100ths Dollars ($2324.00) that is collected from a developer of a single-family dwelling unit:

(1) The school district providing grades K-8 shall receive the sum of One Thousand Fifty-Five and 25/100ths Dollars ($1055.25).

(2) The school district providing grades 9-12 shall receive the sum of One Thousand Two Hundred Sixty-Eight and 75/100ths Dollars ($1268.75).

(b) Out of each fee of One Thousand Three Hundred Ninety-Four and 40/100ths Dollars ($1394.40) collected from the developer of a mobile home space or from the developer of a dwelling unit contained within a multiple unit dwelling structure:

(1) The school district providing grades K-8 shall receive the sum of Six Hundred Thirty-Three and 15/100ths Dollars ($633.15).

(2) The school district providing grades 9-12 shall receive the sum of Seven Hundred Sixty-One and 25/100ths Dollars ($761.25).

SECTION 3. EFFECTIVE DATE. This resolution shall be effective on and after the date that Ordinance No. 2438 -C.S. introduced on the 8th day of July, 1986, amending Article 2 of Chapter 1 of Title VIII of the Modesto Municipal Code relating to school site and facilities fees, becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1986, 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, Sutton, Whiteside

NOES: Councilmembers: Mayor Mensinger

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. 86-655

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CENTRAL MUTUAL INSURANCE COMPANY THROUGH HAMILTON MERIDIAN INSURANCE ASSOCIATES FOR RENEWAL OF PROPERTY INSURANCE FOR THE YEAR JULY 15, 1986, THROUGH JULY 14, 1987

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 through Hamilton Meridian Insurance Associates for renewal of property insurance for the year July 15, 1986, through July 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 8th **day of** July, **19** 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-656

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND KEMPER INSURANCE TO RENEW BOILER AND MACHINERY INSURANCE FOR JULY 15, 1986, THROUGH JULY 14, 1987

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Kemper Insurance to renew boiler and machinery insurance for July 15, 1986, through July 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 8th **day of** July, **19** 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-657

A RESOLUTION ORDERING THE YOSEMITE-CLAUS REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated June 18, 1986, approved the proposed Yosemite-Claus 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 Yosemite-Claus Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Yosemite-Claus 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 Empire 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 June 18, 1986, 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 Yosemite-Claus 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 Empire 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 is hereby approved and 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 said Reorganization.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christianson
Engineering Services Department

REVISED: FEBRUARY 19, 1986
FEBRUARY 3, 1986

YOSEMITE-CLAUS REORGANIZATION

All that real property in the State of California, County of Stanislaus, being portions of the Southeast quarter of Section 24, Township 3 South, Range 9 East; of Section 25, Township 3 South, Range 9 East; of the North half of Section 36, Township 3 South, Range 9 East; of the Southwest quarter of Section 19, Township 3 South, Range 10 East; the West half of Section 30, Township 3 South, Range 10 East; and the Northwest quarter of Section 31, Township 3 South, Range 10 East, Mount Diablo Base and Meridian; described as follows:

Beginning at a point on the existing City Limits as established by the Southeastern corner of the LINCOLN NO. 4 ADDITION (345), as per description filed August 19, 1976, as Instrument 8707, Stanislaus County Records, said point being on the Southern line of 66.00 foot Yosemite Boulevard;

1. thence along the existing City Limits on the Eastern line of said ADDITION (345), North 00° 16' 32" West, 3009.80 feet, to the Northeastern corner of said ADDITION (345) and the Southeastern corner of the CAPITOL DRIVE ADDITION (354), as per description filed March 25, 1977, as Instrument 52818, Stanislaus County Records;

2. thence continuing along the existing City Limits on the Eastern line of said ADDITION (354), North 00° 14' 25" West, 992.27 feet, to the Northeastern corner of said ADDITION (354) and a point on a Southern line of the LINCOLN NO. 2 ADDITION (324), as per description filed November 19, 1974, as Instrument 19676, Stanislaus County Records;

3. thence continuing along the existing City Limits on said Southern line of ADDITION (324), Easterly to the centerline of McClure Road;

4. thence continuing along the existing City Limits on an Eastern line of said ADDITION (324), said line being the centerline of McClure Road and the North-South quarter section line of said Section 25, Northerly to a point on a Southern line of said ADDITION (324) and the Southern line of the 75.00 foot Modesto Irrigation District Lateral No. 2;

5. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (324) and said Southern line of the Modesto Irrigation District Lateral No. 2, Easterly to a Southeastern corner of said ADDITION (324) and the Southwestern corner of the McCLURE NO. 1 ADDITION (341), as per description filed February 24, 1976, as Instrument 38285, Stanislaus County Records;

6. thence continuing along the existing City Limits on the Southern boundary of said ADDITION (341), Easterly to the Southeastern corner of said ADDITION (341), said point being on the East line of said Section 25 and the centerline of Claus Road;

7. thence continuing along the existing City Limits on the Eastern line of said ADDITION (341), said East line of Section 25 and said centerline of Claus Road, Northerly to the Northeastern corner of said ADDITION (341), said point being the section corner common to said Sections 19, 24, 25, and 30;

8. thence continuing along the existing City Limits on the Northern line of said ADDITION (341) and the North line of Section 25, South 89° 51' 35" West, 50.00 feet;

9. thence leaving the existing City Limits and on the Western boundary of Claus Road the following bearings and distances, North 00° 16' 25" West, 830.07 feet;

10. thence North 89° 43' 35" East, 10.00 feet;

11. thence North 00° 16' 25" West, 200.00 feet;

12. thence South 89° 43' 35" West, 50.00 feet;

13. thence North 00° 16' 25" West, 544.51 feet, to the Southern line of the McHENRY-DRY CREEK MUNICIPAL REORGANIZATION (454), as per description filed September 1, 1983, as Instrument 12697, Stanislaus County Records;

14. thence along the existing City Limits on the Southern line of said MUNICIPAL REORGANIZATION (454), North 89° 43' 35" East, 90.00 feet, to the Southeastern corner of said MUNICIPAL REORGANIZATION (454) and the Southwestern corner of the CLAUS-DRY CREEK GOVERNMENTAL REORGANIZATION (415), as per description filed April 4, 1980, as Instrument 62872, Stanislaus County Records;

15. thence continuing along the existing City Limits on a Southern line of said GOVERNMENTAL REORGANIZATION (415), North 89° 43' 35" East, 90.00 feet;

16. thence leaving the existing City Limits and along the Eastern line of Claus Road, South 00° 16' 25" East, 560.81 feet, to the Southern line of 30.00 foot Gomes Road.

17. thence along said Southern line of Gomes Road, South 84° 34' 35" West, 10.42 feet;

18. thence Southwesterly along a tangent curve concave to the Southeast, having a Radius of 60.00 feet, a Central Angle of 18° 15' 20" and an Arc Length of 19.12 feet, to a point of compound curve from which point a radial line bears South 23° 40' 45" East to the center;

19. thence along said compound curve concave to the Southeast, having a Radius of 25.00 feet, a Central Angle of 56° 24' 11" and an Arc Length of 24.61 feet, to its point of tangency on the Eastern line of Claus Road;

20. thence along said Eastern line of Claus Road, South 00° 16' 25" East, 987.64 feet, to the South line of said Section 19;

21. thence continuing along the Eastern line of Claus Road, South 00° 21' 05" East, 2325.50 feet;

22. thence South 89° 55' 54" West, 15.00 feet, to the Eastern line of said Claus Road;

23. thence along said Eastern line of Claus Road, South 00° 21' 05" East, 321.21 feet, to a point on the East-West quarter section line of said Section 30;

24. thence continuing along said Eastern line of Claus Road, South 00° 20' 39" East, 495.00 feet;

25. thence North 89° 55' 54" East, 15.00 feet, to the Eastern line of Claus Road;

26. thence along said Eastern line of Claus Road, South 00° 20' 39" East, 319.95 feet;

27. thence continuing along the Eastern line of Claus Road on a tangent curve concave to the West, having a Radius of 5050.00 feet, a Central Angle of 3° 37' 27" and an Arc Length of 319.43 feet, to a point of reverse curvature from which point a radial line bears South 86° 43' 12" East to the center;

28. thence continuing along the Eastern line of Claus Road on said reverse curve concave to the East, having a Radius of 4950.00 feet, a Central Angle of 2° 11' 39" and an Arc Length of 189.56 feet, to a point on the Southern line of Lot 11 of the EMPIRE COLONY TRACT, as per map filed in Volume 3 of Maps, Page 22, Stanislaus County Records, from which point a radial line bears South 88° 54' 51" East to the center;

29. thence along said Southern line of Lot 11, South 89° 51' 54" West, 6.54 feet, to the Eastern line of Claus Road;

30. thence along said Eastern line of Claus Road, South 00° 20' 39" East, 691.00 feet;

31. thence North 89° 51' 21" East, 5.25 feet, to a point on a non-tangent curve from which point a radial line bears North 89° 04' 32" East to the center;

32. thence Southerly along said non-tangent curve concave to the East, having a Radius of 4950.00 feet, a Central Angle of 1° 19' 48" and an Arc Length of 114.90 feet;

33. thence along a tangent line, South 2° 15' 16" East, 427.27 feet;

34. thence Southeasterly along a tangent curve concave to the Northeast, having a Radius of 25.00 feet, a Central Angle of 87° 56' 50" and an Arc Length of 38.37 feet, to its point of tangency on the Northern line of 100.00 foot Yosemite Boulevard;

35. thence along a radial line, South 00° 12' 06" East, 100.00 feet, to the Southern line of 100.00 foot Yosemite Boulevard;

36. thence along said Southern line of Yosemite Boulevard, South 89° 47' 54" West, 71.67 feet, to the West line of said Section 36;

37. thence continuing along the Southern line of Yosemite Boulevard, South 89° 54' 04" West, 2620.68 feet, to the North-South quarter section line in said Section 36;

38. thence continuing along the Southern line of Yosemite Boulevard, South 89° 54' 03" West, 883.73 feet, to the point of beginning, containing 380.5 Acres, more or less.

VII. APPLICANT'S STATEMENT

A. Please state the reason or reasons for the proposed reorganization.

It is the desire of the petitioners to annex the property described herein to the City of Modesto in order to make the full range of City services available to serve existing and proposed development in the area.

B. Please provide any additional information which you feel is pertinent to LAFCO's consideration of the proposal. (Attach additional pages if necessary).

An Environmental Impact Report has been prepared by the City of Modesto and adopted by the City Council for this proposed annexation which is the first phase of the Yosemite Trunk Sewer Line Extension. Development will be essentially in accordance with an adopted City of Modesto Zoning and Development adopted for the subject area.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-658

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GUARANTEE FINANCIAL SERVICES FOR SANITARY SEWER IMPROVEMENTS TO QUAIL MANOR SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Guarantee Financial Services for sanitary sewer improvements to Quail Manor 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 8th day of July, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-659

A RESOLUTION APPROVING THE FINAL MAP OF THE QUAIL MANOR SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, GUARANTEE FINANCIAL SERVICES, a California corporation,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.466 acres, known as the QUAIL MANOR 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 January, 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 QUAIL MANOR Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED 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 8th day of July, 1986, 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, 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. 86-660

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT D. MANGUM TO PROVIDE SUBDIVISION INSPECTION SERVICES FOR FISCAL YEAR 1986-87

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert D. Mangum to provide subdivision inspection services for fiscal year 1986-87

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 July, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-661

A RESOLUTION ACCEPTING IMPROVEMENTS IN REGENCY PARK NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Beuzekom Beheer,B.V., Joseph Trombetta and/Marvin G. Dole, subdividers of Regency Park No. 2 Subdivision, have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $268,200.00 and $134,100.00 respectively to guarantee improvements in Regency Park No. 2 Subd.; and

WHEREAS, the Director of Public Works in a memorandum dated July 2, 1986, 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 Regency Park 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 $268,200.00 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 $134,100.00 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 8th day of July, 1986 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-662

A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MODESTO AND THE MODESTO CITY FIRE FIGHTERS ASSOCIATION OF THE CITY OF MODESTO FOR THE FISCAL YEARS 1986-87 AND 1987-88, COMMENCING ON JULY 1, 1986, 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 Fire Fighters Association of the City of Modesto covering the fiscal years 1986-87 and 1987-88, commencing on July 1, 1986, 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 8th day of July, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-663

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 JUNE 24, 1986 TO JULY 6, 1987. The salary rates, salary ranges and salary steps as set forth in Exhibit "C" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule C Police Personnel", Exhibit "D" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule D Management and Confidential-Technical", Exhibit "E" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule E Confidential-Clerical", and Exhibit "F" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule F Unclassified Management and Council Appointees", which are attached hereto and hereby made a part hereof, are hereby established, effective June 24, 1986 to and including July 6, 1987.

SECTION 2. SALARY RANGES AND RATES EFFECTIVE JUNE 24, 1986, TO JANUARY 5, 1987. The salary rates, salary ranges and salary steps as set forth in Exhibit "A-1" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule A Miscellaneous Employees", Exhibit "B-1" entitled "City of Modesto Schedule of Salary Ranges in City Service for FY 86/87 Effective June 24, 1986 - Schedule B Firefighters", and 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", which are attached hereto and hereby made a part hereof are hereby established effective June 24, 1986, to and including January 5, 1987.

SECTION 3. SALARY RANGES AND RATES EFFECTIVE JANUARY 6, 1987 to JULY 6, 1987. The salary rates, salary ranges and salary steps are 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", and 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", and 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", which are attached hereto and hereby made a part hereof are hereby established effective January 6, 1987 to and including July 6, 1987.

SECTION 4. 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 1986-87" which is attached hereto and hereby made a part hereof, are hereby established.

SECTION 5. 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 6. 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 7. 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 8. 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 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 - 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.

7. Maintenance Mechanic - Pumps - who is regularly assigned as a leadworker in the Water Division of the Utility Services Department.

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	0%
13 - 24 months	2 1/2%
25 months and thereafter	5%

SECTION 11. 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 (10%) percent of the compensation which the employee would otherwise be entitled to receive.

SECTION 12. ACTING PAY - POLICE DEPARTMENT. A Detective who is temporarily assigned to act as a Sergeant for five (5) or more regularly scheduled, consecutive work days will be paid five (5%) percent 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 work days.

SECTION 13. 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 (5%) percent of the compensation which the officer would otherwise be entitled to receive.

SECTION 14. 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 (5%) percent 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 15. 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 (5%) percent 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 16. 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 17. EFFECTIVE DATE. This resolution shall be effective on and after June 24, 1986.

SECTION 18. REPEALS. Resolution No. 86-625 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

CITY OF MODESTO

SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
105.5	4.5490	4.7765	5.0153	5.2661	5.5294	363.92	382.12	401.22	421.29	442.35	791.20	830.77	872.29	915.93	961.71
106.0	4.6598	4.8928	5.1374	5.3943	5.6640	372.78	391.42	410.99	431.54	453.12	810.46	850.99	893.53	938.21	985.13
106.5	4.7765	5.0153	5.2661	5.5294	5.8059	382.12	401.22	421.29	442.35	464.47	830.77	872.29	915.93	961.71	1009.80
107.0	4.8926	5.1374	5.3943	5.6640	5.9472	391.42	410.99	431.54	453.12	475.78	850.99	893.53	938.21	985.13	1034.39
107.5	5.0153	5.2661	5.5294	5.8059	6.0962	401.22	421.29	442.35	464.47	487.70	872.29	915.93	961.71	1009.80	1060.31
108.0	5.1374	5.3943	5.6640	5.9472	6.2446	410.99	431.54	453.12	475.78	499.57	893.53	938.21	985.13	1034.39	1086.12
108.5	5.2661	5.5294	5.8059	6.0962	6.4010	421.29	442.35	464.47	487.70	512.08	915.93	961.71	1009.80	1060.31	1113.31
109.0	5.3943	5.6640	5.9472	6.2446	6.5568	431.54	453.12	475.78	499.57	524.54	938.21	985.13	1034.39	1086.12	1140.40
109.5	5.5294	5.8059	6.0962	6.4010	6.7211	442.35	464.47	487.70	512.08	537.69	961.71	1009.80	1060.31	1113.31	1168.99
110.0	5.6640	5.9472	6.2446	6.5568	6.8846	453.12	475.78	499.57	524.54	550.77	985.13	1034.39	1086.12	1140.40	1197.43
110.5	5.8059	6.0962	6.4010	6.7211	7.0572	464.47	487.70	512.08	537.69	564.58	1009.80	1060.31	1113.31	1168.99	1227.45
111.0	5.9472	6.2446	6.5568	6.8846	7.2288	475.78	499.57	524.54	550.77	578.30	1034.39	1086.12	1140.40	1197.43	1257.28
111.5	6.0962	6.4010	6.7211	7.0572	7.4101	487.70	512.08	537.69	564.58	592.81	1060.31	1113.31	1168.99	1227.45	1288.83
112.0	6.2446	6.5568	6.8846	7.2288	7.5902	499.57	524.54	550.77	578.30	607.22	1086.12	1140.40	1197.43	1257.28	1320.16
112.5	6.4010	6.7211	7.0572	7.4101	7.7806	512.08	537.69	564.58	592.81	622.45	1113.31	1168.99	1227.45	1288.83	1353.27
113.0	6.5568	6.8846	7.2288	7.5902	7.9697	524.54	550.77	578.30	607.22	637.58	1140.40	1197.43	1257.28	1320.16	1386.16
113.5	6.7211	7.0572	7.4101	7.7806	8.1696	537.69	564.58	592.81	622.45	653.57	1168.99	1227.45	1288.83	1353.27	1420.93
114.0	6.8846	7.2288	7.5902	7.9697	8.3682	550.77	578.30	607.22	637.58	669.46	1197.43	1257.28	1320.16	1386.16	1455.47
114.5	7.0572	7.4101	7.7806	8.1696	8.5781	564.58	592.81	622.45	653.57	686.25	1227.45	1288.83	1353.27	1420.93	1491.98
115.0	7.2288	7.5902	7.9697	8.3682	8.7866	578.30	607.22	637.58	669.46	702.93	1257.28	1320.16	1386.16	1455.47	1528.24
115.5	7.4101	7.7806	8.1696	8.5781	9.0070	592.81	622.45	653.57	686.25	720.56	1288.83	1353.27	1420.93	1491.98	1566.57
116.0	7.5902	7.9697	8.3682	8.7866	9.2259	607.22	637.58	669.46	702.93	738.07	1320.16	1386.16	1455.47	1528.24	1604.64
116.5	7.7806	8.1696	8.5781	9.0070	9.4574	622.45	653.57	686.25	720.56	756.59	1353.27	1420.93	1491.98	1566.57	1644.90
117.0	7.9697	8.3682	8.7866	9.2259	9.6872	637.58	669.46	702.93	738.07	774.98	1386.16	1455.47	1528.24	1604.64	1684.88
117.5	8.1696	8.5781	9.0070	9.4574	9.9303	653.57	686.25	720.56	756.59	794.42	1420.93	1491.98	1566.57	1644.90	1727.15
118.0	8.3682	8.7866	9.2259	9.6872	10.1716	669.46	702.93	738.07	774.98	813.73	1455.47	1528.24	1604.64	1684.88	1769.13
118.5	8.5781	9.0070	9.4574	9.9303	10.4268	686.25	720.56	756.59	794.42	834.14	1491.98	1566.57	1644.90	1727.15	1813.50
119.0	8.7866	9.2259	9.6872	10.1716	10.6802	702.93	738.07	774.98	813.73	854.42	1528.24	1604.64	1684.88	1769.13	1857.59
119.5	9.0070	9.4574	9.9303	10.4268	10.9481	720.56	756.59	794.42	834.14	875.85	1566.57	1644.90	1727.15	1813.50	1904.19
120.0	9.2259	9.6872	10.1716	10.6802	11.2142	738.07	774.98	813.73	854.42	897.14	1604.64	1684.88	1769.13	1857.59	1950.47
120.5	9.4574	9.9303	10.4268	10.9481	11.4955	756.59	794.42	834.14	875.85	919.64	1644.90	1727.15	1813.50	1904.19	1999.39
121.0	9.6872	10.1716	10.6802	11.2142	11.7749	774.98	813.73	854.42	897.14	941.99	1684.88	1769.13	1857.59	1950.47	2047.98
121.5	9.9303	10.4268	10.9481	11.4955	12.0703	794.42	834.14	875.85	919.64	965.62	1727.15	1813.50	1904.19	1999.39	2099.35
122.0	10.1716	10.6802	11.2142	11.7749	12.3636	813.73	854.42	897.14	941.99	989.09	1769.13	1857.59	1950.47	2047.98	2150.38
122.5	10.4268	10.9481	11.4955	12.0703	12.6736	834.14	875.85	919.64	965.62	1013.90	1813.50	1904.19	1999.39	2099.35	2204.32
123.0	10.6802	11.2142	11.7749	12.3636	12.9818	854.42	897.14	941.99	989.09	1038.54	1857.59	1950.47	2047.98	2150.38	2257.89
123.5	10.9481	11.4555	12.0703	12.6736	13.3075	875.85	919.64	965.62	1013.90	1064.60	1904.19	1999.39	2099.35	2204.32	2314.55

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

CITY OF MODESTO

SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
124.0	11.2142	11.7749	12.3636	12.9818	13.6309	897.14	941.99	989.09	1038.54	1090.47	1950.47	2047.98	2150.38	2257.89	2370.79
124.5	11.4955	12.0703	12.6738	13.3075	13.9729	919.64	965.62	1013.90	1064.60	1117.83	1999.39	2099.35	2204.32	2314.55	2430.27
125.0	11.7749	12.3636	12.9818	13.6309	14.3124	941.99	989.09	1038.54	1090.47	1144.99	2047.98	2150.38	2257.89	2370.79	2489.32
125.5	12.0703	12.6738	13.3075	13.9729	14.6715	965.62	1013.90	1064.60	1117.83	1173.72	2099.35	2204.32	2314.55	2430.27	2551.78
126.0	12.3636	12.9818	13.6309	14.3124	15.0280	989.09	1038.54	1090.47	1144.99	1202.24	2150.38	2257.89	2370.79	2489.32	2613.79
126.5	12.6738	13.3075	13.9729	14.6715	15.4051	1013.90	1064.60	1117.83	1173.72	1232.41	2204.32	2314.55	2430.27	2551.78	2679.38
127.0	12.9818	13.6309	14.3124	15.0280	15.7794	1038.54	1090.47	1144.99	1202.24	1262.35	2257.89	2370.79	2489.32	2613.79	2744.48
127.5	13.3075	13.9729	14.6715	15.4051	16.1754	1064.60	1117.83	1173.72	1232.41	1294.03	2314.55	2430.27	2551.78	2679.38	2813.35
128.0	13.6309	14.3124	15.0290	15.7794	16.5684	1090.47	1144.99	1202.24	1262.35	1325.47	2370.79	2489.32	2613.79	2744.48	2881.70
128.5	13.9729	14.6715	15.4051	16.1754	16.9842	1117.83	1173.72	1232.41	1294.03	1358.74	2430.27	2551.78	2679.38	2813.35	2954.04
129.0	14.3124	15.0290	15.7794	16.5684	17.3968	1144.99	1202.24	1262.35	1325.47	1391.74	2489.32	2613.79	2744.48	2881.70	3025.78
129.5	14.6715	15.4051	16.1754	16.9842	17.8334	1173.72	1232.41	1294.03	1358.74	1426.67	2551.78	2679.38	2813.35	2954.04	3101.72
130.0	15.0280	15.7794	16.5684	17.3968	18.2666	1202.24	1262.35	1325.47	1391.74	1461.33	2613.79	2744.48	2881.70	3025.78	3177.08
130.5	15.4051	16.1754	16.9342	17.8334	18.7251	1232.41	1294.03	1358.74	1426.67	1498.01	2679.38	2813.35	2954.04	3101.72	3256.82

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

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
100.5	4.5945	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
101.0	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
101.5	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
102.0	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
102.5	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
103.0	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
103.5	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
104.0	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
104.5	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
105.0	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
105.5	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
106.0	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
106.5	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
107.0	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
107.5	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
108.0	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
108.5	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
109.0	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
109.5	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
110.0	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
110.5	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
111.0	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
111.5	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
112.0	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
112.5	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
113.0	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
113.5	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
114.0	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
114.5	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
115.0	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
115.5	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
116.0	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
116.5	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
117.0	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
117.5	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
118.0	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
118.5	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

EXHIBIT A-2

SCHEDULE A
MISCELLANEOUS
EMPLOYEES

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
[illegible]	11.3264	11.8927	12.4873	13.1117	13.7673	906.11	951.42	998.98	1048.94	1101.38	1969.97	2068.48	2171.88	2280.50	2394.51
[illegible]	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
[illegible]	11.8927	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	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
[illegible]	15.1785	15.9374	16.7343	17.5710	18.4498	1214.28	1274.99	1338.74	1405.68	1475.97	2639.97	2771.96	2910.55	3056.09	3208.91
[illegible]	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

SCHEDULE B
FIREFIGHTERS

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
208.0	7.2970	7.6619	8.0451	8.4473	8.8697	583.76	612.95	643.61	675.78	709.57	1270.96	1334.51	1401.24	1471.30	1544.87
209.0	7.6619	8.0450	8.4473	8.8697	9.3132	612.95	643.60	675.78	709.57	745.05	1334.51	1401.21	1471.30	1544.87	1622.11
210.0	8.0450	8.4473	8.8697	9.3132	9.7789	643.60	675.78	709.57	745.05	782.31	1401.21	1471.30	1544.87	1622.11	1703.22
210.5	8.2463	8.6586	9.0915	9.5461	10.0234	659.70	692.68	727.32	763.68	801.86	1436.27	1508.08	1583.48	1662.65	1745.78
211.0	8.4473	8.8697	9.3132	9.7789	10.2678	675.78	709.57	745.05	782.31	821.42	1471.30	1544.87	1622.11	1703.22	1788.38
211.5	8.6586	9.0915	9.5461	10.0234	10.5246	692.68	727.32	763.68	801.86	842.00	1508.08	1583.48	1662.65	1745.78	1833.07
212.0	8.8697	9.3132	9.7789	10.2678	10.7812	709.57	745.05	782.31	821.42	862.58	1544.87	1622.11	1703.22	1788.38	1877.80
212.5	9.0915	9.5461	10.0234	10.5246	11.0508	727.32	763.68	801.86	842.00	884.06	1583.48	1662.65	1745.78	1833.07	1924.72
213.0	9.3132	9.7789	10.2678	10.7812	11.3203	745.05	782.31	821.42	862.58	905.71	1622.11	1703.22	1788.38	1877.80	1971.69
213.5	9.5461	10.0234	10.5246	11.0508	11.6033	763.68	801.86	842.00	884.06	928.26	1662.65	1745.78	1833.07	1924.72	2020.96
214.0	9.7789	10.2678	10.7812	11.3203	11.8863	782.31	821.42	862.58	905.71	951.00	1703.22	1788.38	1877.80	1971.69	2070.27
214.5	10.0234	10.5246	11.0508	11.6033	12.1935	801.86	842.00	884.06	928.26	974.68	1745.78	1833.07	1924.72	2020.96	2122.01
258.0	7.9537	8.3514	8.7690	9.2075	9.6679	636.29	668.11	701.52	736.60	773.43	1385.46	1454.74	1527.48	1603.85	1684.04
259.0	8.3514	8.7690	9.2075	9.6679	10.1513	668.11	701.52	736.60	773.43	812.11	1454.74	1527.48	1603.85	1684.04	1768.24
260.0	8.7690	9.2075	9.6679	10.1513	10.6589	701.52	736.60	773.43	812.11	852.72	1527.48	1603.85	1684.04	1768.24	1856.65
260.5	8.9895	9.4379	9.9098	10.4053	10.9256	719.16	755.03	792.78	832.42	874.04	1565.89	1644.18	1726.39	1812.71	1903.34
261.0	9.2075	9.6679	10.1513	10.6589	11.1918	736.60	773.43	812.11	852.72	895.36	1603.85	1684.04	1768.24	1856.65	1949.48
261.5	9.4379	9.9098	10.4053	10.9256	11.4719	755.03	792.78	832.42	874.04	917.74	1644.18	1726.39	1812.71	1903.34	1998.51
262.0	9.6679	10.1513	10.6589	11.1918	11.7514	773.43	812.11	852.72	895.36	940.12	1684.04	1768.24	1856.65	1949.48	2046.95
262.5	9.9098	10.4053	10.9256	11.4719	12.0455	792.78	832.42	874.04	917.74	963.64	1726.39	1812.71	1903.34	1998.51	2098.44
263.0	10.1513	10.6589	11.1918	11.7514	12.3390	812.11	852.72	895.36	940.12	987.13	1768.24	1856.65	1949.48	2046.95	2149.29
263.5	10.4053	10.9256	11.4719	12.0455	12.6478	832.42	874.04	917.74	963.64	1011.82	1812.71	1903.34	1998.51	2098.44	2203.36
264.0	10.6589	11.1918	11.7514	12.3390	12.9560	852.72	895.36	940.12	987.13	1036.50	1856.65	1949.48	2046.95	2149.29	2256.75
264.5	10.9256	11.4719	12.0455	12.6478	13.2902	874.04	917.74	963.64	1011.82	1062.32	1903.34	1998.51	2098.44	2203.36	2313.53

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT B-1

SCHEDULE B
FIREFIGHTERS

CITY OF [illegible]
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/26/87

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
258.0	7.3469	7.7553	8.1431	8.5503	8.9778	827.24	861.59	912.03	957.63	1005.51	1794.48	1868.40	1962.94	2061.98	2165.08
259.0	7.7553	8.1431	8.5503	8.9778	9.4267	868.59	912.03	957.63	1005.51	1055.79	1884.40	1962.94	2061.98	2165.08	2295.39
260.0	8.1431	8.5503	8.9778	9.4267	9.8980	912.03	957.63	1005.51	1055.79	1108.58	1962.94	2061.98	2165.08	2295.39	2410.16
260.5	8.3469	8.7642	9.2024	9.6625	10.1456	934.85	981.59	1030.47	1082.20	1136.31	2012.46	2134.07	2240.78	2352.81	2470.45
261.0	8.5503	8.9778	9.4267	9.8980	10.3929	957.63	1005.51	1055.79	1108.58	1164.00	2061.98	2165.08	2295.39	2410.16	2530.65
261.5	8.7642	9.2024	9.6625	10.1456	10.6529	981.59	1030.47	1082.20	1136.31	1193.12	2134.07	2240.78	2352.81	2470.45	2593.96
262.0	8.9778	9.4267	9.8980	10.3929	10.9125	1005.51	1055.79	1108.58	1164.00	1222.20	2185.98	2295.39	2410.16	2530.65	2657.19
262.5	9.2024	9.6625	10.1456	10.6529	11.1855	1030.47	1082.20	1136.31	1193.12	1252.78	2240.78	2352.81	2470.45	2593.96	2723.67
263.0	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
263.5	9.6625	10.1456	10.6529	11.1855	11.7442	1082.20	1136.31	1193.12	1252.78	1315.42	2352.81	2470.45	2593.96	2723.67	2859.85
264.0	9.8980	10.3929	10.9125	11.4581	12.0311	1108.58	1164.00	1222.20	1283.31	1347.47	2410.16	2530.65	2657.19	2790.04	2929.53
264.5	10.1456	10.6529	11.1855	11.7468	12.3329	1136.31	1193.12	1252.78	1315.42	1381.18	2470.45	2593.96	2723.67	2859.85	3002.82
258.0	8.0507	8.4532	8.8759	9.3197	9.7857	901.69	946.76	994.10	1043.81	1096.00	1960.34	2058.25	2161.27	2269.35	2382.81
259.0	8.4532	8.8759	9.3197	9.7857	10.2750	946.76	994.10	1043.81	1096.00	1150.80	2058.25	2161.27	2269.35	2382.81	2501.95
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	2627.07
260.5	9.0982	9.5531	10.0308	10.5323	11.0589	1019.00	1069.95	1123.45	1179.62	1238.60	2215.41	2326.19	2442.49	2564.61	2692.84
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	2758.41
261.5	9.5531	10.0308	10.5323	11.0589	11.6118	1069.95	1123.45	1179.62	1238.60	1300.52	2326.19	2442.49	2564.61	2692.84	2827.46
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	2896.34
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	2968.94
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	3041.13
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	2968.94	3117.27
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	3193.21
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	2968.94	3117.27	3273.15

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

EXHIBIT B-2

SCHEDULE C
POLICE PERSONNEL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	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

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
409.0	5.4997	5.7747	6.0634	6.3666	6.6849	439.98	461.98	485.07	509.33	534.79	956.56	1004.39	1054.59	1107.33	1162.69
410.0	5.7747	6.0634	6.3666	6.6849	7.0191	461.98	485.07	509.33	534.79	561.53	1004.39	1054.59	1107.33	1162.69	1220.82
410.5	5.9189	6.2148	6.5255	6.8518	7.1944	473.51	497.18	522.04	548.14	575.55	1029.46	1080.92	1134.97	1191.71	1251.30
411.0	6.0634	6.3666	6.6849	7.0191	7.3701	485.07	509.33	534.79	561.53	589.61	1054.59	1107.33	1162.69	1220.82	1281.87
411.5	6.2146	6.5255	6.8518	7.1944	7.5541	497.18	522.04	548.14	575.55	604.33	1080.92	1134.97	1191.71	1251.30	1313.87
412.0	6.3666	6.6849	7.0191	7.3701	7.7386	509.33	534.79	561.53	589.61	619.09	1107.33	1162.69	1220.82	1281.87	1345.96
412.5	6.5255	6.8518	7.1944	7.5541	7.9318	522.04	548.14	575.55	604.33	634.54	1134.97	1191.71	1251.30	1313.87	1379.55
413.0	6.6849	7.0191	7.3701	7.7386	8.1255	534.79	561.53	589.61	619.09	650.04	1162.69	1220.82	1281.87	1345.96	1413.25
413.5	6.8518	7.1944	7.5541	7.9318	8.3284	548.14	575.55	604.33	634.54	666.27	1191.71	1251.30	1313.87	1379.55	1448.54
414.0	7.0191	7.3701	7.7386	8.1255	8.5318	561.53	589.61	619.09	650.04	682.54	1220.82	1281.87	1345.96	1413.25	1483.91
414.5	7.1944	7.5541	7.9318	8.3284	8.7448	575.55	604.33	634.54	666.27	699.58	1251.30	1313.87	1379.55	1448.54	1520.96
415.0	7.3701	7.7386	8.1255	8.5318	8.9584	589.61	619.09	650.04	682.54	716.67	1281.87	1345.96	1413.25	1483.91	1558.11
415.5	7.5541	7.9318	8.3284	8.7448	9.1820	604.33	634.54	666.27	699.58	734.56	1313.87	1379.55	1448.54	1520.96	1597.01
416.0	7.7386	8.1255	8.5318	8.9584	9.4063	619.09	650.04	682.54	716.67	752.50	1345.96	1413.25	1483.91	1558.11	1636.01
416.5	7.9318	8.3284	8.7448	9.1820	9.6411	634.54	666.27	699.58	734.56	771.29	1379.55	1448.54	1520.96	1597.01	1676.86
417.0	8.1255	8.5318	8.9584	9.4063	9.8766	650.04	682.54	716.67	752.50	790.13	1413.25	1483.91	1558.11	1636.01	1717.82
417.5	8.3284	8.7448	9.1820	9.6411	10.1232	666.27	699.58	734.56	771.29	809.86	1448.54	1520.96	1597.01	1676.86	1760.72
418.0	8.5318	8.9584	9.4063	9.8766	10.3704	682.54	716.67	752.50	790.13	829.63	1483.91	1558.11	1636.01	1717.82	1803.70
418.5	8.7448	9.1820	9.6411	10.1232	10.6294	699.58	734.56	771.29	809.86	850.35	1520.96	1597.01	1676.86	1760.72	1848.75
419.0	8.9584	9.4063	9.8766	10.3704	10.8889	716.67	752.50	790.13	829.63	871.11	1558.11	1636.01	1717.82	1803.70	1893.88
419.5	9.1820	9.6411	10.1232	10.6294	11.1609	734.56	771.29	809.86	850.35	892.87	1597.01	1676.86	1760.72	1848.75	1941.19
420.0	9.4063	9.8766	10.3704	10.8889	11.4333	752.50	790.13	829.63	871.11	914.66	1636.01	1717.82	1803.70	1893.88	1988.56
420.5	9.6411	10.1232	10.6294	11.1609	11.7189	771.29	809.86	850.35	892.87	937.51	1676.86	1760.72	1848.75	1941.19	2038.24
421.0	9.8766	10.3704	10.8889	11.4333	12.0050	790.13	829.63	871.11	914.66	960.40	1717.82	1803.70	1893.88	1988.56	2088.01
421.5	10.1232	10.6294	11.1609	11.7189	12.3048	809.86	850.35	892.87	937.51	984.38	1760.72	1848.75	1941.19	2038.24	2140.14
422.0	10.3704	10.8889	11.4333	12.0050	12.6053	829.63	871.11	914.66	960.40	1008.42	1803.70	1893.88	1988.56	2088.01	2192.41
422.5	10.6294	11.1609	11.7189	12.3048	12.9200	850.35	892.87	937.51	984.38	1033.60	1848.75	1941.19	2038.24	2140.14	2247.15
423.0	10.8889	11.4333	12.0050	12.6053	13.2356	871.11	914.66	960.40	1008.42	1058.85	1893.88	1988.56	2088.01	2192.41	2302.05
423.5	11.1609	11.7189	12.3048	12.9200	13.5660	892.87	937.51	984.38	1033.60	1085.28	1941.19	2038.24	2140.14	2247.15	2359.51
424.0	11.4333	12.0050	12.6053	13.2356	13.8974	914.66	960.40	1008.42	1058.85	1111.79	1988.56	2088.01	2192.41	2302.05	2417.14
424.5	11.7189	12.3048	12.9200	13.5660	14.2443	937.51	984.38	1033.60	1085.28	1139.54	2038.24	2140.14	2247.15	2359.51	2477.47
425.0	12.0050	12.6053	13.2356	13.8974	14.5923	960.40	1008.42	1058.85	1111.79	1167.38	2088.01	2192.41	2302.05	2417.14	2538.00
425.5	12.3048	12.9200	13.5660	14.2443	14.9565	984.38	1033.60	1085.28	1139.54	1196.52	2140.14	2247.15	2359.51	2477.47	2601.35
426.0	12.6053	13.2356	13.8974	14.5923	15.3219	1008.42	1058.85	1111.79	1167.38	1225.75	2192.41	2302.05	2417.14	2538.00	2664.90
426.5	12.9200	13.5660	14.2443	14.9565	15.7043	1033.60	1085.28	1139.54	1196.52	1256.34	2247.15	2359.51	2477.47	2601.35	2731.41
427.0	13.2356	13.8974	14.5923	15.3219	16.0880	1058.85	1111.79	1167.38	1225.75	1287.04	2302.05	2417.14	2538.00	2664.90	2798.15
427.5	13.5660	14.2443	14.9565	15.7043	16.4895	1085.28	1139.54	1196.52	1256.34	1319.16	2359.51	2477.47	2601.35	2731.41	2867.99

SCHEDULE D
MANAGEMENT AND
CONFIDENTIAL-TECHNICAL

CITY OF ROCKLIN
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
428.0	13.8974	14.5923	15.3219	16.0880	16.8924	1111.79	1167.38	1225.75	1287.04	1351.39	2417.14	2538.00	2664.90	2798.15	2938.06
428.5	14.2443	14.9565	15.7043	16.4895	17.3140	1139.54	1196.52	1256.34	1319.16	1385.12	2477.47	2601.35	2731.41	2867.99	3011.39
429.0	14.5923	15.3219	16.0880	16.8924	17.7370	1167.38	1225.75	1287.04	1351.39	1418.96	2538.00	2664.90	2798.15	2938.06	3084.96
429.5	14.9565	15.7043	16.4895	17.3140	18.1797	1196.52	1256.34	1319.16	1385.12	1454.38	2601.35	2731.41	2867.99	3011.39	3161.97
430.0	15.3219	16.0880	16.8924	17.7370	18.6239	1225.75	1287.04	1351.39	1418.96	1489.91	2664.90	2798.15	2938.06	3084.96	3239.21
430.5	15.7043	16.4895	17.3140	18.1797	19.0887	1256.34	1319.16	1385.12	1454.38	1527.10	2731.41	2867.99	3011.39	3161.97	3320.07
431.0	16.0880	16.8924	17.7370	19.6239	19.5551	1287.04	1351.39	1418.96	1489.91	1564.41	2798.15	2938.06	3084.96	3239.21	3401.18
431.5	16.4895	17.3140	18.1797	19.0887	20.0431	1319.16	1385.12	1454.38	1527.10	1603.45	2867.99	3011.39	3161.97	3320.07	3486.06
432.0	16.8924	17.7370	18.6239	19.5551	20.5329	1351.39	1418.96	1489.91	1564.41	1642.63	2938.06	3084.96	3239.21	3401.18	3571.24
432.5	17.3140	18.1797	19.0887	20.0431	21.0453	1385.12	1454.38	1527.10	1603.45	1683.62	3011.39	3161.97	3320.07	3486.06	3660.36
433.0	17.7370	18.6239	19.5551	20.5329	21.5595	1418.96	1489.91	1564.41	1642.63	1724.76	3084.96	3239.21	3401.18	3571.24	3749.80
433.5	18.1797	19.0887	20.0431	21.0453	22.0976	1454.38	1527.10	1603.45	1683.62	1767.81	3161.97	3320.07	3486.06	3660.36	3843.40
434.0	18.6239	19.5551	20.5329	21.5595	22.6375	1489.91	1564.41	1642.63	1724.76	1811.00	3239.21	3401.18	3571.24	3749.80	3937.30
434.5	19.0887	20.0431	21.0453	22.0976	23.2025	1527.10	1603.45	1683.62	1767.81	1856.20	3320.07	3486.06	3660.36	3843.40	4035.56
435.0	19.5551	20.5329	21.5595	22.6375	23.7694	1564.41	1642.63	1724.76	1811.00	1901.55	3401.18	3571.24	3749.80	3937.30	4134.16
435.5	20.0431	21.0453	22.0976	23.2025	24.3626	1603.45	1683.62	1767.81	1856.20	1949.01	3486.06	3660.36	3843.40	4035.56	4237.34
436.0	20.5329	21.5595	22.6375	23.7694	24.9579	1642.63	1724.76	1811.00	1901.55	1996.63	3571.24	3749.80	3937.30	4134.16	4340.87
436.5	21.0453	22.0976	23.2025	24.3626	25.5807	1683.62	1767.81	1856.20	1949.01	2046.46	3660.36	3843.40	4035.56	4237.34	4449.21
437.0	21.5595	22.6375	23.7694	24.9579	26.2058	1724.76	1811.00	1901.55	1996.63	2096.46	3749.80	3937.30	4134.16	4340.87	4557.91
437.5	22.0976	23.2025	24.3626	25.5807	26.8597	1767.81	1856.20	1949.01	2046.46	2148.78	3843.40	4035.56	4237.34	4449.21	4671.66
438.0	22.6375	23.7694	24.9579	26.2058	27.5161	1811.00	1901.55	1996.63	2096.46	2201.29	3937.30	4134.16	4340.87	4557.91	4785.82
438.5	23.2025	24.3626	25.5807	26.8597	28.2027	1856.20	1949.01	2046.46	2148.78	2256.22	4035.56	4237.34	4449.21	4671.66	4905.25
439.0	23.7694	24.9579	26.2058	27.5161	28.8919	1901.55	1996.63	2096.46	2201.29	2311.35	4134.16	4340.87	4557.91	4785.82	5025.11
439.5	24.3626	25.5807	26.8597	28.2027	29.6128	1949.01	2046.46	2148.78	2256.22	2369.02	4237.34	4449.21	4671.66	4905.25	5150.49
440.0	24.9579	26.2058	27.5161	28.8919	30.3365	1996.63	2096.46	2201.29	2311.35	2426.92	4340.87	4557.91	4785.82	5025.11	5276.37
440.5	25.5807	26.8597	28.2027	29.6128	31.0934	2046.46	2148.78	2256.22	2369.02	2487.47	4449.21	4671.66	4905.25	5150.49	5408.01
529.0	15.2128	15.9734	16.7721	17.6107	18.4912	1217.02	1277.87	1341.77	1408.86	1479.30	2645.92	2778.22	2917.14	3063.00	3216.15
530.0	15.9734	16.7721	17.6107	18.4912	19.4158	1277.87	1341.77	1408.86	1479.30	1553.26	2778.22	2917.14	3063.00	3216.15	3376.94
531.0	16.7721	17.6107	18.4912	19.4158	20.3866	1341.77	1408.86	1479.30	1553.26	1630.93	2917.14	3063.00	3216.15	3376.94	3545.80
532.0	17.6107	18.4912	19.4158	20.3866	21.4059	1408.86	1479.30	1553.26	1630.93	1712.47	3063.00	3216.15	3376.94	3545.80	3723.08
533.0	18.4912	19.4158	20.3866	21.4059	22.4762	1479.30	1553.26	1630.93	1712.47	1798.10	3216.15	3376.94	3545.80	3723.08	3909.23
627.0	14.6011	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
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	3536.02
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

SCHEDULE D
MANAGEMENT, AND
CONFIDENTIAL-TECHNICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
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

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

SCHEDULE E
CONFIDENTIAL-CLERICAL

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	HOURLY					BI-WEEKLY					MONTHLY				
RANGE	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
412.1	6.3060	6.6213	6.9524	7.3000	7.6650	504.48	529.70	556.19	584.00	613.20	1096.79	1151.62	1209.21	1269.67	1333.1
412.6	6.4635	6.7867	7.1260	7.4823	7.8564	517.08	542.94	570.08	598.58	628.51	1124.18	1180.41	1239.41	1301.37	1366.4
413.1	6.6213	6.9524	7.3000	7.6650	8.0483	529.70	556.19	584.00	613.20	643.86	1151.62	1209.21	1269.67	1333.16	1399.8
413.6	6.7867	7.1260	7.4823	7.8564	8.2492	542.94	570.08	598.58	628.51	659.94	1180.41	1239.41	1301.37	1366.44	1434.7
414.1	6.9524	7.3000	7.6650	8.0483	8.4507	556.19	584.00	613.20	643.86	676.06	1209.21	1269.67	1333.16	1399.82	1469.8
414.6	7.1260	7.4823	7.8564	8.2492	8.6617	570.08	598.58	628.51	659.94	692.94	1239.41	1301.37	1366.44	1434.78	1506.5
415.1	7.3000	7.6650	8.0483	8.4507	8.8732	584.00	613.20	643.86	676.06	709.86	1269.67	1333.16	1399.82	1469.82	1543.3
415.6	7.4823	7.8564	8.2492	8.6617	9.0948	598.58	628.51	659.94	692.94	727.58	1301.37	1366.44	1434.78	1506.52	1581.9
416.1	7.6650	8.0483	8.4507	8.8732	9.3169	613.20	643.86	676.06	709.86	745.35	1333.16	1399.82	1469.82	1543.31	1620.4
416.6	7.8564	8.2492	8.6617	9.0948	9.5495	628.51	659.94	692.94	727.58	763.96	1366.44	1434.78	1506.52	1581.83	1660.9
417.1	8.0483	8.4507	8.8732	9.3169	9.7827	643.86	676.06	709.86	745.35	782.62	1399.82	1469.82	1543.31	1620.47	1701.4
417.6	8.2492	8.6617	9.0948	9.5495	10.0270	659.94	692.94	727.58	763.96	802.16	1434.78	1506.52	1581.83	1660.93	1743.9
418.1	8.4507	8.8732	9.3169	9.7827	10.2718	676.06	709.86	745.35	782.62	821.74	1469.82	1543.31	1620.47	1701.49	1786.5
418.6	8.6617	9.0948	9.5495	10.0270	10.5284	692.94	727.58	763.96	802.16	842.27	1506.52	1581.83	1660.93	1743.98	1831.0
419.1	8.8732	9.3169	9.7827	10.2718	10.7854	709.86	745.35	782.62	821.74	862.83	1543.31	1620.47	1701.49	1786.54	1875.5
419.6	9.0948	9.5495	10.0270	10.5284	11.0548	727.58	763.96	802.16	842.27	884.38	1581.83	1660.93	1743.98	1831.18	1922.7
420.1	9.3169	9.7827	10.2718	10.7854	11.3247	745.35	782.62	821.74	862.83	905.98	1620.47	1701.49	1786.54	1875.88	1969.5
420.6	9.5495	10.0270	10.5284	11.0548	11.6075	763.96	802.16	842.27	884.38	928.60	1660.93	1743.98	1831.18	1922.73	2018.3
421.1	9.7827	10.2718	10.7854	11.3247	11.8909	782.62	821.74	862.83	905.98	951.27	1701.49	1786.54	1875.88	1969.69	2068.1
421.6	10.0270	10.5284	11.0548	11.6075	12.1879	802.16	842.27	884.38	928.60	975.03	1743.98	1831.18	1922.73	2018.87	2119.5
422.1	10.2718	10.7854	11.3247	11.8909	12.4854	821.74	862.83	905.98	951.27	998.83	1786.54	1875.88	1969.69	2068.16	2171.9
422.6	10.5284	11.0548	11.6075	12.1879	12.7973	842.27	884.38	928.60	975.03	1023.78	1831.18	1922.73	2018.87	2119.81	2225.8
423.1	10.7854	11.3247	11.8909	12.4854	13.1097	862.83	905.98	951.27	998.83	1048.78	1875.88	1969.69	2068.16	2171.56	2280.1
423.6	11.0548	11.6075	12.1879	12.7973	13.4372	884.38	928.60	975.03	1023.78	1074.98	1922.73	2018.87	2119.81	2225.80	2337.1

OFFICIAL RATE=HOURLY RATE & BI-WEEKLY RATE
ACTUAL BI-WEEKLY SALARY=HOURLY RATE X 80
MONTHLY SALARY = BI-WKLY RATE X 2.1741

Schedule F
Unclassified Management and
Council Appointees

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR THE FY 86-87
Effective June 24, 1986

Council\Appointed	Rate	A	B	C	D	E
City Manager	Hourly					35.6106
	Biweekly					2,848.87
	Monthly					6,193.72
City Attorney	Hourly					30.8705
	Biweekly					2,469.64
	Monthly					5,369.25
City Clerk and Auditor	Hourly	16.5660	17.3943	18.2640	19.1773	20.136
	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	26.743
	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

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SCHEDULE F - Page 2
Unclassified Management and
Council Appointees
Salary Ranges Effective June 24, 1986

	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	29.7751
	Biweekly	1,959.85	2,057.84	2,160.73	2,268.77	2,382.01
	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

SCHEDULE G
"Y" RATES

CITY OF HOUSTON

SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 6/24/86

	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

SCHEDULE G
"Y" RATES

CITY OF MODESTO
SCHEDULE OF SALARY RANGES IN CITY SERVICE FOR FY 86/87
EFFECTIVE 1/06/87

RANGE	HOURLY					BI-WEEKLY					MONTHLY				
	A	B	C	D	E	A	B	C	D	E	A	B	C	D	E
718.5	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
719.5	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
720.5	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
721.5	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
722.5	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

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
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1986-87
(Effective 6-24-86)

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
434.0	Chief Building Official
429.0	Chief Electrician

Range No.	Title of Classification
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
N/A	Director of Parks and Recreation
N/A	Director of Planning and Community Development
N/A	Director of Utility Services

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EXHIBIT H

Range No.	Title of Classification
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
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
122.0	Industrial Waste Inspector I
125.0	Industrial Waste Inspector II
125.5	Instrument Repair Technician

Range No.	Title of Classification
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
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

Range No.	Title of Classification
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
[illegible].5	Police Clerk
630.0	Police Lieutenant
308.0	Police Officer (Trainee Step)
310.0	Police Officer
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
112.5	Receptionist
429.0	Recreation Superintendent
426.0	Recreation Supervisor
432.0	Risk Manager
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
120.5	Street Trees Crew Leader
430.0	Supervising Accountant
428.5	Supervising Building Inspector
428.5	Supervising Construction Inspector
428.0	Supervising Housing Rehab. Specialist
117.5	Supply Specialist
427.0	Systems & Procedures Accountant
126.5	Traffic Engineering Technician
120.5	Traffic Painter
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
199 Other
213

MODESTO CITY COUNCIL
RESOLUTION NO. 86-664

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. Effective June 24, 1986, 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. Effective June 24, 1986, the City of Modesto will pay the premium rates, or portions thereof, for group health and dental 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. Effective June 24, 1986, 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. Effective June 24, 1986, 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 insurance under the City's dental insurance plan, as set forth on the chart marked Exhibit "D", attached hereto and made a part hereof.

5. Effective June 24, 1986, 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 insurance under the City's dental insurance plan, as set forth on the chart marked Exhibit "E", attached hereto and made a part hereof.

BE IT FURTHER RESOLVED that this resolution supersedes Resolution No. 86-626.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE (Non-Management)	Employee (1)	-			
	Dental	-	$ 7.87		
	Health	-	$ 22.11	$ 29.98	$ 29.36
	Combined (3)	-			
	Dental	-	$ 7.87		
	Health	-	$ 63.82	$ 71.69	-
FIRE (Non-Management)	**Employee (1)**	**-**			
	Dental	**-**	**$ 7.97**		
	Health	**-**	**$ 26.89**	**$ 34.86**	**-**
	Combined (3)	**-**			
	Dental	**-**	**$ 16.38**		
	Health	**-**	**$ 67.01**	**$ 83.39**	**-**
MISCELLANEOUS (Non-Management)	Employee (1)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 25.26	$ 35.90	$ 47.67
	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 95.92	-
MANAGEMENT & CONF. (Except Police and Fire Management)	Employee (1)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 25.26	$ 35.90	$ 63.51
	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 99.41	-
POLICE MANAGEMENT	Employee (1)	-			
	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 22.11	$ 32.72	$ 53.53
	Combined (3)	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	-	$ 63.82	$ 86.25	-
FIRE MANAGEMENT	**Employee (1)**	**-**			
	Vision	**-**	**$ 2.67**		
	Dental	**-**	**$ 7.97**		
	Health	**-**	**$ 25.26**	**$ 35.90**	**$ 11.90**
	Combined (3)	**-**			
	Vision	**-**	**$ 6.16**		
	Dental	**-**	**$ 16.38**		
	Health	**-**	**$ 76.87**	**$ 99.41**	**-**
RETIREES	Employee	-		$ 86.40 mo.	
	Combined	-		$171.40 mo.	

OPERATING ENGINEERS HEALTH/DENTAL/VISION
For Fiscal Year 86-87

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.87		
	Health	$ 40.93	$ 51.47	$ 100.27	-
	Combined (3)	-			
	Dental	-	$ 7.87		
	Health	$ 28.58	$ 63.82	$ 100.27	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	$ 16.70	$ 72.93	$100.27	-
	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 4.35	$ 76.87	$100.27	-

Exhibit B

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
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

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee	-			
(Non-Management)	Dental	-	$ 7.87		
	Health	-	$ 39.74	$ 47.61	$ 11.73
	Combined	-			
	Dental	-	$ 7.87		
	Health	$ 32.50	$ 63.82	$104.19	-
FIRE	Employee	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 12.85	$ 26.89	$ 47.71	-
	Combined	-			
	Dental	-	$ 16.38		
	Health	$ 29.31	$ 67.01	$112.70	-
MISCELLANEOUS	Employee	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 39.74	$ 50.38	$ 33.19
	Combined	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$115.37	-
MANAGEMENT & CONF.	Employee	-			
(Except Police and	Vision	-	$ 2.67		
Fire Management)	Dental	-	$ 7.97		
	Health	-	$ 39.74	$ 50.38	$ 49.03
	Combined	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$118.86	-
POLICE MANAGEMENT	Employee	-			
(Including Chief)	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 39.74	$ 50.35	$ 35.90
	Combined	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	$ 32.50	$ 63.82	$118.75	-
FIRE MANAGEMENT	Employee	-			
(Except Chief)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	$ 2.58	$ 37.16	$ 50.38	-
	Combined	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$118.86	-
RETIREES	Employee			$ 86.40 mo.	
	Combined (Two Party)			$171.40 mo.	
	Medicare+1			$164.40 mo.	
	Medicare+2			$157.40 mo.	
	Family			$227.90 mo.	

AVMED HEALTH INSURANCE PREMIUMS 1986-87, Revised 6/24/86

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.87		
	Health	-	$ 38.31	$ 46.18	$ 13.16
	Combined (3)	-			
	Dental	-	$ 7.87		
	Health	$ 28.12	$ 63.82	$ 99.81	-
FIRE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 11.42	$ 26.89	$ 46.28	-
	Combined (3)	-			
	Dental	-	$ 16.38		
	Health	$ 24.93	$ 67.01	$108.32	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	-	$ 38.28	$ 48.95	$ 34.62
	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 15.07	$ 76.87	$110.99	-
MANAGEMENT & CONF.	Employee (1)	-			
(Except Police and	Vision	-	$ 2.67		
Fire Management)	Dental	-	$ 7.97		
	Health	-	$ 38.31	$ 48.95	$ 50.46
	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 15.07	$ 76.87	$114.48	-
POLICE MANAGEMENT	Employee (1)	-			
(Including Chief)	Vision	-	$ 2.64		
	Dental	-	$ 7.97		
	Health	-	$ 38.31	$ 48.92	$ 37.33
	Combined (3)	-			
	Vision	-	$ 6.05		
	Dental	-	$ 16.38		
	Health	$ 28.12	$ 63.82	$114.37	-
FIRE MANAGEMENT	Employee (1)	-			
(Except Chief)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
	Health	$ 1.15	$ 37.16	$ 48.95	-
	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 15.07	$ 76.87	$114.48	-
RETIREES	Employee	$ 38.31		$ 83.29	
	Combined	$ 91.94		$199.89	

MODESTO CITY COUNCIL
RESOLUTION NO. 86-665

A RESOLUTION ESTABLISHING PROCEDURE FOR PAYMENT OF UNIFORM MAINTENANCE ALLOWANCE FOR FIRE 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 Fire Department,

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

SECTION 1. UNIFORM MAINTENANCE ALLOWANCE. Chief fire officers and sworn fire personnel required to wear dress uniform because of duty assignment shall be paid thirty-six and no/100ths ($36.00) Dollars per calendar month of service, as a uniform maintenance allowance; other sworn fire personnel shall be paid thirty-six and no/100ths ($36.00) Dollars per calendar month of service, as a uniform maintenance allowance, to be paid quarterly at the end of March, June, September and December each year.

No uniform maintenance allowance shall be paid to Fire Department 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 Fire Department 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 allowance, one-half (1/2) or less of a month shall not be counted.

SECTION 2. The Fire Chief shall submit a signed report to the Director of Finance at the end of each calendar quarter showing, by the month, the names of department personnel eligible to receive the uniform maintenance allowance.

SECTION 3. Uniform maintenance allowance shall not accrue to persons not specifically included in this resolution.

SECTION 4. The City Manager is authorized to establish rules for the equitable administration of this uniform maintenance allowance.

SECTION 5. This resolution shall become effective on and after July 1, 1986.

SECTION 6. Resolution No. 83-419, adopted on June 21, 1983, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-666

A RESOLUTION ESTABLISHING FILING FEES AND RULES AND REGULATIONS RELATING TO SIDEWALK FOOD VENDORS.

WHEREAS, on July 15, , 1986, the City Council introduced Ordinance No. 2439 -C.S. adding Article 12 to Chapter 1 of Title IV of the Modesto Municipal Code relating to Sidewalk Food Vendors, and

WHEREAS, at its meeting of July 15, 1986, the Council considered the establishment of filing fees and rules and regulations for Sidewalk Food Vendors, a copy of which is attached hereto marked Exhibit "A" and incorporated herein by reference,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby establishes filing fees and rules and regulations for Sidewalk Food Vendors, a copy of which is attached hereto marked Exhibit "A" and incorporated herein by reference.

BE IT FURTHER RESOLVED that the filing fees and rules and regulations established by this resolution shall become effective and apply on and after the effective date of Ordinance No. 86-666 -C.S.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of July, 1986, 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

(Established by the Modesto City Council on July 15, 1986
Pursuant to the Modesto Municipal Code, Section 4-1.1207)

A. FILING FEE, CASH DEPOSIT, USE OF PUBLIC PROPERTY FEE.

1. The Filing Fee shall be $120.00.

2. The Cash Deposit shall be $100.00

3. The Use of Public Property Fee shall be two percent (2%) for each calendar quarter during the calendar year 1986. During calendar year 1987 the rate shall be four percent (4%) for each calendar quarter. During calendar year 1988 the rate shall be six percent (6%) for each calendar quarter.

B. PERMIT.

1. Permits may be issued by the Public Services Supervisor, as the designee of the City Manager.

2. A Permit shall be issued only in the name of a natural person who shall be the sole proprietor of a Vending Cart Operation and who shall have absolute and exclusive control of the management of that Vending Cart Operation.

3. Permittee shall not be issued more than three (3) Permits at any time.

4. Applications (except renewal applications) for Permits may be filed at any time during the year.

5. All Permits, without exception, shall expire not later than the end of the operating day on December 31 of each year.

6. A new or renewed Permit shall not be issued to any Permittee if there are any delinquent fees or taxes due for any Vending Cart Operation of Permittee.

C. VENDING CART.

1. A Vending Cart shall not be wider than four (4) feet at its widest point (exclusive of waste containers) nor longer than six (6) feet at its longest point (exclusive of waste containers). A canopy or other similar overhead cover may be used but no portion of this cover (exclusive of vertical support poles or struts) shall be lower than seven (7) feet above the sidewalk. Any and all vertical supports for this cover shall be totally confined within the horizontal dimensions (width and length) of the Vending Cart.

2. The Operator shall provide sufficient litter receptacles to hold all litter generated by that Vending Cart Operation. Each Vending Cart shall have one or more attached litter receptacles which may extend beyond the size limits of the Vending Cart as specified previously.

3. Any power used in a Vending Cart shall be contained wholly within the Cart. No cords, hoses, pipes, bottles, canisters, or other conductors or containers of power or fuel shall extend from any source external to or detached from the Vending Cart while the Vending Cart is in operation upon a City sidewalk.

D. LOCATION AND SAFETY.

1. Vending Cart Operations shall be prohibited in the City of Modesto except for the area northwest from the middle of F Street to southeast from the middle of K Street and northeast from the middle of 9th Street to southwest from the middle of 13th Street.

2. A Vending Cart Operation shall not be conducted in such a manner as to obstruct the free passage of any street, alley, or sidewalk nor shall it at any time obstruct the free passage into or from any business or office or other establishment.

3. Each Operator shall maintain a clear, unobstructed passage of at least five (5) feet at all times on the sidewalk in front of and to each side of the Vending Cart.

4. Public safety shall be the principal factor considered when determining allowable Designated Locations. Therefore, a Designated Location shall not be:

   a. within ten (10) feet of a perpendicular line drawn from the curb to a doorway or entry opening of a building;

   b. within ten (10) feet of any white, green, red, or blue painted curb;

   c. within twenty (20) feet of any driveway approach commonly used;

   d. within twenty (20) feet of any marked crosswalk;

   e. within twenty-five (25) feet of the intersection of the outer property lines of a property on a street corner;

   f. within twenty-five (25) feet of any alley approach;

   g. within thirty (30) feet of another Vending Cart Designated Location;

5. a. Vending Carts shall not be located within fifty (50) feet of any usual public entrance to any business which has as its primary enterprise the sale of prepared food products unless the owner, by written notice to the Public Services Supervisor, allows the Vending Cart to be closer.

   b. Should the primary enterprise or the owner of any business in the area of a Designated Location change, a valid Permit shall have precedence and shall not be nullified by reason of the proximity requirement of 5a above during the Permit year in progress. However, all requirements of this Article shall

apply for any renewal application or any new application for that Designated Location.

6. Vending Carts shall be located only in the outer (curb side) one-half (1/2) of any sidewalk providing that a minimum of five (5) feet for clear walking passage must be maintained at all times between the Vending Cart and inner (building) edge of the sidewalk.

7. Any Permitted Vending Cart may be alternated among those Designated Locations Permitted to the Permittee. However, on any day a Vending Cart is removed from its Designated Location it cannot be returned to that, or any other, Designated Location for operation that same day.

E. OPERATION.

1. A Vending Cart shall not remain in a Designated Location overnight.

2. A Vending Cart shall not be operated until a List of Operators having the name, address, phone number, birth date, and driver's license number (or other positive identification number) of each Operator, and having the Designated Locations this Operator may work at and the Vending Carts they may work from, has been provided to the Public Services Supervisor. The Permittee shall keep this list current, accurate, and available for inspection at all times. A person shall not tend a Vending Cart until they are included on that Vending Cart's List of Operators.

3. All products and operations of a Vending Cart Operation must conform to Federal, State, County, and local health regulations as directed by the Stanislaus County Department of Environmental Resources (Health Department).

4. All operations of a Vending Cart Operation must conform to Federal, State, County, and local safety regulations as directed by the City of Modesto Fire Department.

5. Vending Carts shall be limited to the sale of food and drink products only (such as hot dogs, sandwiches, ice cream, soft drinks, candy, donuts).

6. Alcoholic beverages shall not be sold at any Designated Location.

7. The frying of food items is not permitted at any Designated Location.

8. Permittee shall indemnify 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 Vending Cart Operation.

9. Food products may not be sold to any person in a parked or stopped motor vehicle.

10. Vending Cart Operations shall not interfere with any parked, stopped, or moving motor vehicle.

11. Operators shall not shout nor willfully make any loud noise (except when an emergency shall suddenly occur) to the annoyance or disturbance of any person in the vicinity of the Designated Location.

12. The ringing of bells, chimes, or the intentional production of other forms of electronic or mechanical sounds to attract the public is prohibited.

13. Each Operator shall keep the area around the Vending Cart clean of all garbage, trash, and litter resulting from the transportation, storage, preparation, vending, or use of Vending Cart products.

14. Hours of operation are limited to between 6:00 a.m. and 10:00 p.m. daily.

15. The provisions of the Modesto Municipal Code controlling or regulating the use of signs, posters, and advertising shall be complied with at all times.

16. A Vending Cart at a Designated Location shall not be left unattended.

F. TEMPORARY OR PERMANENT ABANDONMENT.

1. a. The Public Services Supervisor may require the temporary or permanent abandonment of any Designated Location due to unsafe conditions. An unsafe condition is any condition which unreasonably increases the risk of injury to any person or damage to any property.

b. Any Permittee who is required by the City to abandon a Designated Location for any length of time (except for summary suspension or revocation of Permit) shall be entitled to a temporary location.

2. a. The requirements of events such as the Fourth of July Parade, Annual Bicycle Rally, Cinco de Mayo Parade, and other City Council declared, approved, or recognized events (such as sidewalk sales) may necessitate the temporary abandonment of a Designated Location. Temporary abandonment of a Designated Location may be necessary to allow for placement of grandstands, safety barricades, sales tables, or other physical properties which cannot safely or practically be located in another position or location and still support the success of the event.

b. The City reserves the right to temporarily relocate or modify a Designated Location to the extent necessary for any such event to be safely and practically conducted.

G. TEMPORARY LOCATIONS.

A Permittee who is required by the City to abandon a Designated Location for any length of time (except for summary suspension or revocation of Permit) shall be allowed to select a temporary location subject to the approval of the Public Services Supervisor.

The Public Services Supervisor shall have authority to modify usual location criteria in approving the temporary location but not to the extent that safety is significantly jeopardized. The temporarily assigned location shall be as close as safety and practicality permit to the usual Designated Location and shall be used only as long as the usual Designated Location is not available.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-667

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 12 TO CHAPTER 1 OF TITLE IV OF THE MODESTO MUNICIPAL CODE RELATING TO SIDEWALK FOOD VENDORS

WHEREAS, on July 15, 1986, the City Council introduced Ord. No. 2439-C.S. giving approval to a project relating to adding Article 12 to Chapter 1 of Title IV of the Modesto Municipal Code relating to Sidewalk Food Vendors, 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 12 to Chapter 1 of Title IV of the Modesto Municipal Code relating to Sidewalk Food Vendors.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 19 86, 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. 86-668

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF JOHN WILLIAMS TO THE DECISION OF THE PLANNING COMMISSION DENYING 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, The Development Group has applied for approval of a plot plan for a single-family dwelling on a flag lot in the R-1 Zone, property located on the west side of College Avenue, south of Woodman Way, and

WHEREAS, the plot plan and elevation plans for the project were reviewed by the Planning Commission at its meeting on May 19, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, in accordance with Section 10-2.1603 of the Modesto Municipal Code, and

WHEREAS, at said hearing the Planning Commission, by Resolution No. 86-92, found and determined that approval of the plot plan as requested for said single-family dwelling on a flag lot in the R-1 Zone is not required by public necessity, convenience and general welfare for the following reasons:

1. The proposed plot plan would cause vehicle backing movements onto a high volume major street, College Avenue.

2. The proposed single-family flag lot would be smaller than the majority of the lots in the area.

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 Mid-Valley Engineering on behalf of John Williams by letter dated May 27, 1986, 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 1, 1986, and thereafter continued to July 15, 1986, and

WHEREAS, after hearing evidence both oral and documentary, the Council of the City of Modesto at the meeting on July 15, 1986, found and determined that the appeal of Mid-Valley Engineering filed on behalf of John Williams 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, 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. The plot plan has been amended to mitigate the concerns of the Planning Commission and City Council of backing onto a major street from the driveways.

2. The proposed parcels meet the criteria of the R-1 zone by creating two lots of over 6,000 square feet.

BE IT FURTHER RESOLVED by the Council that the appeal of Mid-Valley Engineering filed on behalf of John Williams 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, 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 elevation titled "Plot Plan for John Williams" as amended in red, stamped approved by the Planning Commission on May 19, 1986.

2. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   A six-foot wood fence along the proposed property line between Parcels 1 and 2 up to the proposed garage and adjacent to the front of the proposed garage.

3. The existing six-foot redwood board fence across the front of the proposed Parcel 2, set back 45 feet, shall be removed.

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. Trash cans shall be screened from view from any public street.

7. All utilities shall be underground and cable television service shall be stubbed into all units.

8. Prior to the issuance of a building permit for any structure, a parcel map shall be recorded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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, Mayor Mensinger

NOES: Councilmembers: Sutton, Whiteside

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. 86-669

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF JOHN WILLIAMS TO THE DECISION OF THE PLANNING COMMISSION DENYING A VESTING TENTATIVE PARCEL MAP FOR PROPERTY LOCATED ON THE WEST SIDE OF COLLEGE AVENUE, SOUTH OF WOODMAN WAY, AND APPROVING SAID MAP.

WHEREAS, a vesting tentative parcel map for property located on the west side of College Avenue, south of Woodman Way was filed in the office of the Secretary of the Planning Commission on April 10, 1986, in accordance with the provisions of Section 4-4.502 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative parcel map have been sent to the Modesto Irrigation District, the local utility companies, and the City Engineering Services Department, and

WHEREAS, city services, including sewer and water facilities, are available, and

WHEREAS, the applicant also requested a plot plan approval which was denied by the Planning Commission, and

WHEREAS, a letter was received from the Modesto City Schools stating that both the Modesto City School District and the Modesto High School District have reached capacity and requests that the vesting tentative parcel map not be approved until student housing and transportation needs are resolved, and

WHEREAS, a public hearing was held by the Planning Commission on May 19, 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, the Commission found that the average R-1 single-family lot size in this area of College Avenue is approximately 10,000 square feet and the lot sizes proposed in the vesting tentative parcel map are 6,780 and 6,140 square feet, considerably smaller than those existing adjacent single-family lots, and

WHEREAS, the Modesto Municipal Code requires that in order to approve a tentative map creating a flag lot with a minimum width of twenty (20) feet at both the front line and front yard setback line, a plot plan for development of the lot must have been approved by the Commission, and

WHEREAS, at said meeting the Planning Commission, by Resolution No. 86-93, found and determined that the vesting tentative parcel map for property located on the west side of College Avenue, south of Woodman Way accepted for filing in the office of the Secretary of the Planning Commission on April 10, 1986, 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 parcel map for property located on the west side of College Avenue, south of Woodman Way, was filed with the City Clerk by Mid-Valley Engineering on behalf of John Williams by letter dated May 27, 1986, 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 1, 1986, and thereafter continued to July 15, 1986, 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 John Williams to the decision of the Planning Commission denying approval of a vesting tentative parcel map of property located on the west side of College Avenue, south of Woodman Way, 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. A plot plan, as amended to mitigate the concerns of the Planning Commission and City Council of backing onto a major street from the driveways, has been approved by this Council by Resolution No. 86-668.

2. The proposed parcels meet the criteria of the R-1 zone by creating two lots of over 6,000 square feet.

BE IT FURTHER RESOLVED by the Council that the appeal of Mid-Valley Engineering filed on behalf of John Williams to the decision of the Planning Commission denying approval of a vesting tentative parcel map of property located on the west side of College Avenue, south of Woodman Way, is hereby granted for the reasons set forth above, and the decision of the Planning Commission denying said vesting tentative parcel map of property located on the west side of College Avenue, south of Woodman Way, is hereby overruled.

BE IT FURTHER RESOLVED that the vesting tentative parcel map of property located on the west side of College Avenue, south of Woodman Way, which was accepted for filing in the office of the Secretary of the Planning Commission on April 10, 1986, 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 10-foot wide public utility easements shall be dedicated along the College Avenue frontage of the property.

2. That payment shall be made to the City for the planting of street trees along the College Avenue frontage of the property in accordance with the provisions of Section 4-4.502(g) of the Modesto Municipal Code. The number of trees for which payment is required shall be as determined by the Director of Engineering Services.

3. That the new dwelling shall be served with a separate water and sanitary sewer service. The above installation shall be as approved by the Director of Engineering Services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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, Mayor Mensinger

NOES: Councilmembers: Sutton, Whiteside

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

RESOLUTION NUMBERS 86-670 THROUGH 86-869

UNUSED

MODESTO CITY COUNCIL
RESOLUTION NO. 86-870

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF ALVIN JOHNSON, TO A PLANNING COMMISSION DECISION DENYING A VESTING TENTATIVE PARCEL MAP OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF LINDENWOOD COURT AND GINGER WAY, OVERRULING THE DECISION OF THE PLANNING COMMISSION, AND APPROVING THE VESTING TENTATIVE PARCEL MAP.

WHEREAS, a vesting tentative parcel map of property located at the southwest corner of Lindenwood Court and Ginger Way was filed in the office of the Secretary of the Planning Commission on May 8, 1986, in accordance with the provisions of Section 4-4.502 of the Modesto Municipal Code, and

WHEREAS, copies of said vesting tentative parcel map have been sent to the Sylvan Union 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 sanitary sewer and water facilities, are available, and

WHEREAS, a letter was received from the Modesto High School District stating that their district has reached capacity and requests that the vesting tentative map not be approved until student housing and transportation needs are resolved, and

WHEREAS, a public hearing was held by the Planning Commission on June 2, 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 hearing the Planning Commission, by Resolution No. 86-97, found and determined that said vesting tentative parcel map of property located at the southwest corner of Lindenwood Court and Ginger Way, accepted for filing in the office of the Secretary of the Planning Commission on May 8, 1986, 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 parcel map of said property was filed with the City Clerk by Mid-Valley Engineering, on behalf of Alvin Johnson, by letter dated June 6, 1986, 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 15, 1986, 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 Alvin Johnson, to the decision of the Planning Commission denying approval of said vesting tentative parcel map of property located at the southwest corner of Lindenwood Court and Ginger Way, should be granted for the following reasons and the decision of the Planning Commission should be overruled:

1. The City Council has determined that the funding of public facilities, namely traffic signals, through developer fees should not occur without an adopted Council policy. The Council has further determined that traffic signals should be funded through the City's normal and customary process of the Capital Improvement Program.

2. The City Council has concluded that the creation of one additional single-family residential lots would not result in a significant impact to the respective school districts.

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 vesting tentative 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 vesting tentative 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 appeal of Mid-Valley Engineering, filed on behalf of Alvin Johnson, to the decision of the Planning Commission denying approval of a vesting tentative parcel map of property located at the southwest corner of Lindenwood Court and Ginger Way is hereby granted for the reasons set forth above, and the decision of the Planning Commission denying said vesting tentative parcel map is hereby overruled.

BE IT FURTHER RESOLVED that the vesting tentative parcel map which was accepted for filing in the office of the Secretary of the Planning Commission on May 8, 1986, be and it is hereby approved as submitted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-871

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF JIM PRICE, TO A PLANNING COMMISSION DECISION RELATING TO A TIME EXTENSION CONDITIONED UPON A TRAFFIC SIGNAL PARTICIPATION REQUIREMENT FOR P-D(354), SAN REMO SUBDIVISIONS, A CONDOMINIUM PROJECT, PROPERTY LOCATED ON THE SOUTH SIDE OF CORALWOOD ROAD, EAST OF MC HENRY AVENUE, OVERRULING THE DECISION OF THE PLANNING COMMISSION, AND APPROVING THE TIME EXTENSION WITHOUT THE TRAFFIC SIGNAL PARTICIPATION REQUIREMENT.

WHEREAS, the City Council, by Ordinance No.2260-C.S., effective July 12, 1984, rezoned from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(354), property located on the south side of Coralwood Road, east of McHenry Avenue, for a 363-unit residential condominium project, and

WHEREAS, City Council Resolution No. 84-322, which approved the development plans and contains the conditions of approval and the development schedule for P-D(354) specifies construction to be in three phases, and

WHEREAS, a request was filed by Mid-Valley Engineering, on behalf of Price Development, for a time extension for P-D(354), and

WHEREAS, a public hearing was held by the Planning Commission on June 2, 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 hearing the Planning Commission, by Resolution No. 86-98, found and determined that the request for a time extension to the development schedule of P-D(354) for San Remo Subdivisions, should be granted

for the reasons set forth in said Planning Commission Resolution, and that the Planning Commission's traffic signal policy should be added as a condition of the time extension to require a fee of $22,520 for traffic impaction, and

WHEREAS, an appeal to the traffic signal fee requirement, set forth in Planning Commission Resolution No. 86-98, was filed with the City Clerk by Mid-Valley Engineering, on behalf of Jim Price, by letter dated June 6, 1986, 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 15, 1986, 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 Jim Price, to the decision of the Planning Commission which granted a time extension to the development schedule of P-D(354) conditioned upon a traffic signal participation requirement fee of $22,520 for traffic impaction, should be granted for the following reason and the decision of the Planning Commission should be overruled:

1. The City Council has determined that the funding of public facilities, namely traffic signals, through developer fees should not occur without an adopted Council policy. The Council has further determined that traffic signals should be funded through the City's normal and customary process of the Capital Improvement Program.

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, filed on behalf of Jim Price, to the decision of the Planning Commission, which granted a time extension to the development schedule of P-D(354) with a condition to require a fee of $22,520 for traffic impaction, is hereby granted for the reason set forth above, and the decision of the Planning Commission is hereby overruled.

BE IT FURTHER RESOLVED by the Council that an extension to the development schedule of P-D(354) is hereby granted to read as follows:

Phase I	to start on or before May 7, 1987; completion to be by May 7, 1989
Phase II	to start on or before May 7, 1988; completion to be by May 7, 1990
Phase III	to start on or before May 7, 1989; completion to be by May 7, 1991.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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

NOES: Councilmembers: Mayor Mensinger

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. 86-872

A RESOLUTION ADOPTING REVISED WALL AND FENCE STANDARDS FOR THE CITY OF MODESTO

WHEREAS, the Planning Commission of the City of Modesto at its meeting on March 3, 1986, considered revisions to the wall and fence standards for the City of Modesto, and

WHEREAS, at said meeting, the Planning Commission approved revisions to the wall and fence standards for the City of Modesto, and by Resolution No. 86-43 recommended to the City Council that said revisions to the wall and fence standards for the City of Modesto be adopted by the City Council, and

WHEREAS, said matter was set for a public hearing by the City Council at its regular meeting of July 15, 1986, at 4:00 o'clock p.m. in the Council Chambers, City Hall 801 11th Street, Modesto, California, and

WHEREAS, at said hearing, after hearing evidence both oral and documentary, the City Council found and determined that the revisions to the wall and fence standards for the City of Modesto, as recommended by the Planning Commission should be adopted.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the attached document entitled "Wall and Fence Standards - City of Modesto," marked Exhibit "A" and made a part hereof by this reference, are hereby adopted as the wall and fence standards 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 15th day of July, 1986, by

Councilmember Sutton, who moved its adoption, which motion being duly seconded by Councilmember Muratore, was upon roll call caried and the resolution adopted by the following vote:

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

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

WALL AND FENCE STANDARDS - CITY OF MODESTO

Adopted by the Planning Commission on March 3, 1986.
Adopted by the City Council on July 15, 1986.

1. Commercial Uses

In the C-1, C-2, C-3, C-M, M-1, and M-2 and their P-D Zone counterparts, an 8-foot masonry wall is required adjacent to existing or proposed residential uses in the R-1, R-2, R-3, P-O, C-3, or P-D zones, even if the properties are separated by an alley. (See for example, Section 10-2.1008 of the Zoning Ordinance)

If the wall is adjacent to a street, it is required to be decorative masonry rather than plain masonry block.

2. Professional Office Uses

Professional offices adjacent to existing or future residential development require at a minimum a 6-foot board fence with masonry pilasters, maximum 16 feet on center. Higher standards may be required as a condition of plan review. As an example, where a parking bay adjoins residential rear or side yards, a block wall or pilaster fence with double alternating boards will ordinarily be required for that section next to the parking.

3. Mobile Home Parks and Churches

Peripheral fencing of mobile home parks and church grounds, where it is required, shall at a minimum be 6-foot board with masonry pilasters, maximum 16 feet on center. Higher standards may be required as a condition of plan review as in #2 above.

4. Schools

6-foot chain link fencing shall be the minimum standard. No setback is required if a variance is obtained.

5. Residential Uses

The following standards apply to multiple-family projects, condominiums, and patio houses.

a. On the project periphery or property lines the minimum standard shall be 6-foot board with masonry pilaster, maximum 16 feet on center. Where the peripheral fence is also a patio fence a 7-foot solid wall or fence is required. Such solid wall or fence can be constructed of materials like masonry, stucco, or wood. If wood, boards on both sides are required to minimize sight and sound transmission.

b. On a project interior, patios that exceed a minimum dimension of 12 feet shall be screened by a minimum 7-foot solid wall or fence. On multiple projects which feature relatively generous common open spaces and very small individual patios (less than 12 feet in depth or width), lower three- to four-foot boundary fences and/or safety barriers around second floor decks may be acceptable.

6. Uses Adjacent to M.I.D. Laterals

For commercial uses, a 6-foot chain link fencing shall be sufficient as a minimum standard. For residential uses, a 6-foot solid masonry wall is required.

7. Back-Up Lots

Along Briggsmore Expressway, a 7-foot solid decorative masonry wall is required.

For R-1 and R-2 back-up lots on major streets, a 7-foot solid decorative masonry wall is required. These walls shall be constructed in accordance with the Standard Specifications for the City of Modesto.

For residential back-up or side-on lots adjacent to City parks, a 7-foot solid decorative masonry wall is required.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-873

A RESOLUTION ADOPTING A SCHEDULE OF FEES AND CHARGES FOR WATER SERVICE IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 85-933.

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 an increase in said schedule of fees and charges to be charged to consumers for water services in the City of Modesto to reflect new and increased costs, and to add a new fee which will be called the Water System Fee, and

WHEREAS, the City Council held a public hearing at its regular meeting on July 14, 1986, 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	2,160.00
	8" service	2,500.00
	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
	Charge for preparing reimbursement agreements which are related to water fees.	90.00
	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.	.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.	.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
11-1.05(d) (3)	Inspection fee to determine portion of parcel to be served by a water main connection, fee per parcel.	$ 21.00
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 meter over 4"	Cost
11-1.09	Fire hydrant use service charge for each permit issued.	22.00

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 Resolution No. 85-933, adopted by the Council December 17, 1985, is hereby rescinded effective August 24, 1986.

BE IT FURTHER RESOLVED that the above schedule of fees and charges shall become effective on and after August 25, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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, 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. 86-874

A RESOLUTION ESTABLISHING CHARGES FOR METERED WATER SERVICES AND UNMETERED WATER SERVICES, AND RESCINDING RSOLUTION NO. 84-351.

WHEREAS, Sections 11-1.07 and 11-1.10 of the Modesto Municipal Code authorize the Council, by resolution, to establish charges for metered and unmetered water services,

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

SECTION 1. CHARGES FOR METERED WATER SERVICES.

The charge for all water delivered through water meters shall be as follows:

Ready to Serve Charge:
On and After September 1, 1986

Size of Meter	Bimonthly Rate September 1, 1986
3/4"	$ 7.45
1 "	9.90
1-1/2"	12.30
2 "	14.85
3 "	19.80
4 "	25.75
6 "	38.70
8 "	49.45
10 "	59.60
12 "	69.80

The charge for each additional 100 cf over 3,355 cf on a bimonthly rate .22

RESCINDED
1990-151
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

071686

1861CA

Commodity Charge:

For the first three thousand, three hundred fifty-five (3,355) cubic feet of water delivered through a water meter, per bimonthly period the bimonthly ready to serve charge shall apply for each meter size. For all water over three thousand, three hundred fifty-five (3,355) cubic feet delivered through a water meter per bimonthly period, the charge shall be twenty-two ($.22) cents per one hundred (100) cubic feet.

If a meter shall be found out of order, the bimonthly charge shall be determined by the Director of Finance based upon previous water consumption.

If a consumer has more than one meter, a separate ready to serve charge will be made for each meter as well as the amount of water registered for each meter. Compound meters, however, shall be construed to be a single meter.

SECTION 2. CHARGES FOR UNMETERED WATER SERVICES.

The charge for all water delivered from an unmetered service after October 1, 1986 shall be as follows:

Lot Area	Bimonthly Rate October 1, 1986
3,500 SF, or less	$ 9.75
3,501 to 7,000 SF	11.25
7,001 to 10,500 SF	12.60
10,501 to 14,000 SF	13.95
14,001 to 17,500 SF	16.80
17,501 to 21,000 SF	19.70
For each 3,500 SF or fraction thereof over 21,000	2.65

When water is turned on or off at any time between the beginning and end of the bimonthly period, the amount charged shall be pro-rated to the nearest one-half (1/2) month.

A five (5%) percent discount will be made in all billings on unmetered services paid one year in advance.

SECTION 3. PREPAID UNMETERED WATER SERVICE CHARGES.

Any person who has prepaid water service charges for unmetered water service and the period for which said unmetered water service charges were prepaid include any part or all of the period covered by Section 2 of this resolution shall be entitled to receive unmetered water service for said period for the prepaid rates.

BE IT FURTHER RESOLVED that Resolution No. 84-351 adopted on June 5, 1984, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of July, 1986, 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, Mayor Mesninger

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-875

A RESOLUTION GRANTING THE REQUEST OF THE MODESTO IRRIGATION DISTRICT TO DRILL FOUR HEATING/COOLING WELLS ON PROPERTY LOCATED IN THE CITY OF MODESTO.

WHEREAS, the Modesto Irrigation District proposes to construct a four-story addition to its existing building on Block 65 in the City of Modesto, and

WHEREAS, there are two existing wells on the property used in conjunction with the heating and air conditioning system of the existing building, and

WHEREAS, the Modesto Irrigation District proposes to abandon these two wells and drill two higher capacity supply well and two higher capacity disposal wells to serve the expanded building,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the request of the Modesto Irrigation District to drill four heating/cooling wells on property located on Block 65 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 conditions:

(a) The applicant shall obtain a permit from the County Health Officer for construction of the four wells.

(b) The applicant shall obtain a City plumbing permit before drilling the four wells.

(c) That necessary check valves be installed to prevent cross connection between the heating and cooling system and the domestic water system.

(d) That the two existing wells be abandoned in accordance with specifications of the State Water Resources Board.

(e) That the four new wells be drilled in accordance with specifications of the State Water Resources Board.

(f) All ground water used in the heating and cooling processes shall be returned to the aquifer; none of the water used in the heating and cooling processes shall be discharged into the City storm drain or sewer systems.

BE IT FURTHER RESOLVED that Resolution No. 86-325 adopted by the Council on April 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 15th day of July, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: 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. 86-876

A RESOLUTION ACCEPTING IMPROVEMENTS IN DUTCH MEADOW SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Rule Enterprises, subdividers of Dutch Meadow Subdivision, have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $ 667,000.00 and $ 333,500.00 respectively to guarantee improvements in Dutch Meadow Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated July 8, 1986, 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 Dutch Meadow 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 $ 667,000.00 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 $ 333,500.00 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 15th day of July, 1986 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-877

A RESOLUTION ACCEPTING IMPROVEMENTS IN OLYMPIC VILLAGE SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Franco Construction , subdividers of Olympic Village Subdivision , have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $353,300.00 and $353,300.00 respectively to guarantee improvements in Olympic Village Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated July 8, 1986 , 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 Olympic Village 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 $353,300.00 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 $353,300.00 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 15th day of July , 19 86 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-878

RESOLUTION APPROVING THE APPLICATION OF THE HOUSING AUTHORITY OF THE COUNTY OF STANISLAUS FOR FRONT-END FUNDING FOR LOW-RENT PUBLIC HOUSING AND APPROVING THE DEVELOPMENT, CONSTRUCTION AND OWNERSHIP OF LOW-INCOME HOUSING PROJECTS OF NOT TO EXCEED 50 DWELLING UNITS.

WHEREAS, it is the policy of this locality to eliminate substandard and other inadequate housing, to prevent the spread of slums and blight, and to realize as soon as feasible the goal of a decent home in a suitable living environment for all of its citizens; and

WHEREAS, under the provisions of the United States Housing Act of 1937, as amended (herein called the "Act"), the Department of Housing and Urban Development (herein called "HUD") is authorized to provide financial assistance to local public housing agencies (hereinafter called "Local Authority") for undertaking and carrying out preliminary planning of low-income housing projects that will assist in meeting this goal; and

WHEREAS, Section 5(e) (1) of the Act provides that there shall be local determination of need for low-income housing to meet needs not being adequately met by private enterprise and that HUD shall not make any contract with a Local Authority for Front-End Funding for surveys and planning in respect to any low-income housing projects unless the governing body of the locality involved has by resolution approved the application of the Local Authority for such Front-End Funding; and

WHEREAS, the Housing Authority of the County of Stanislaus is a public housing agency and is applying to HUD for a Front-End Funding to cover

the costs of surveys and planning in connection with the development of low-income housing; and

WHEREAS, Section 34313 of the California Health and Safety Code, as amended, provides that no low-income housing project shall be developed, constructed or owned by the Local Authority until the governing body of the locality has by resolution approved such projects;

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

1. There exists a need in this locality for such low-income housing at rents within the means of low-income families or persons.

2. The application of the Local Authority to HUD for Front-End Funding in an amount not to exceed $217,408 for surveys and planning in connection with low-rent housing projects of not to exceed 50 dwelling units is hereby approved.

3. The Council of the City of Modesto does hereby approve the development, construction and ownership by the Local Authority of the project.

4. 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 15 day of July, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: 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. 86-879

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR ADJUSTMENT OF 24 SANITARY SEWER MANHOLE COVERS AND 33 WATER VALVE COVERS ON McHENRY AVENUE (HIGHWAY 108)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California Department of Transportation to allow the State to include with the overlay of Highway 108 (McHenry) from Tokay Avenue to Wells Road the adjustment of 24 sanitary sewer manhole covers and 33 water valve covers

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** July, **19**86, **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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-880

A RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF MODESTO AND THE MODESTO POLICE OFFICERS ASSOCIATION FOR THE FISCAL YEARS 1986-87, 1987-88 AND 1988-89, COMMENCING ON JULY 1, 1986, AND ENDING ON JUNE 30, 1989

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 Police Officers Association covering the fiscal years 1986-87, 1987-88 and 1988-89, commencing on July 1, 1986, and ending on June 30, 1989, be and it is hereby approved.

BE IT FURTHER RESOLVED that the implementation of said Memorandum of Understanding by the designated City officals 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 July, 1986, 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. 86-881

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 June 24, 1986, the City of Modesto will pay, for all City of Modesto Police Captains, Police Lieutenants and Police Sergeants who have safety membership in PERS, three and one-half percent (3.5%) 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 8, 1986, the City of Modesto will pay, for all City of Modesto Police Officers and Detectives who have safety membership in PERS, three and one-half percent (3.5%) 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 15 day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-882

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. 86-664.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

1986-87
CITY HEALTH/DENTAL/VISION PLANS

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Vision		$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 25.26	$ 35.90	$ 47.67
July 8, 1986	Combined (3)	-			
	Vision		$ 2.67		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 95.92	-
FIRE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	-	$ 26.89	$ 34.86	-
Effective	Combined (3)	-			
June 24, 1986	Dental	-	$ 16.38		
	Health	-	$ 67.01	$ 83.39	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 25.26	$ 35.90	$ 47.67
June 24, 1986	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 95.92	-
MANAGEMENT & CONF.	Employee (1)	-			
(Except Fire Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 25.26	$ 35.90	$ 63.51
June 24, 1986	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 99.41	-
FIRE MANAGEMENT	Employee (1)	-			
(Except Chief)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 25.26	$ 35.90	$ 11.90
June 24, 1986	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	-	$ 76.87	$ 99.41	-
RETIREES	Employee	-		$ 86.40 mo.	
	Combined	-		$171.40 mo.	
Effective 6/24/86					

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EXHIBIT A

1986-87
OPERATING ENGINEERS HEALTH/DENTAL/VISION PLANS

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Vision		$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	$ 16.70	$ 72.93	$ 100.27	-
July 8, 1986	Combined (3)	-			
	Vision		$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 4.35	$ 76.87	$ 100.27	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	$ 16.70	$ 72.93	$100.27	-
June 24, 1986	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 4.35	$ 76.87	$100.27	-

1986-1987

FEDERATED FIRE FIGHTERS HEALTH PLAN
CITY DENTAL PLAN

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
FIRE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 9.46	$ 26.89	$ 44.32	-
Effective	Combined (2)	-			
June 24, 1986	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	-

TAKECARE HEALTH PLAN
CITY DENTAL/VISION PLANS

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee	-			
(Non-Management)	Vision		$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 39.74	$ 50.38	$ 33.19
July 8, 1986	Combined	-			
	Vision		$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$115.37	-
FIRE	Employee	-			
(Non-Management)	Dental	-	$ 7.97		
	Health	$ 12.85	$ 26.89	$ 47.71	-
Effective	Combined	-			
June 24, 1986	Dental	-	$ 16.38		
	Health	$ 29.31	$ 67.01	$112.70	-
MISCELLANEOUS	Employee	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 39.74	$ 50.38	$ 33.19
June 24, 1986	Combined	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$115.37	-
MANAGEMENT & CONF.	Employee	-			
(Except Fire Management)	Vision	-	$ 2.67		
	Dental		$ 7.97		
Effective	Health	-	$ 39.74	$ 50.38	$ 49.03
June 24, 1986	Combined	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$118.86	-
FIRE MANAGEMENT	Employee	-			
(Except Chief)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	$ 2.58	$ 37.16	$ 50.38	-
June 24, 1986	Combined	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 19.45	$ 76.87	$118.86	-
RETIREES	Employee			$ 86.40 mo.	
Effective 6/24/86	Combined (Two Party)			$171.40 mo.	
	Medicare+1			$164.40 mo.	
	Medicare+2			$157.40 mo.	
	Family			$227.90 mo.	

AVMED HEALTH PLAN
CITY DENTAL/VISION PLANS

GROUP (UNION CODE)	TYPE	EMPLOYEE DEDUCTION	CITY PD. BENEFIT	TOTAL COST	IN-LIEU DEF. COMP
POLICE	Employee (1)	-			
(Non-Management)	Vision		$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 38.31	$ 48.95	$ 34.62
July 8, 1986	Combined (3)	-			
	Vision		$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 28.12	$ 76.87	$ 110.99	-
FIRE	Employee (1)	-			
(Non-Management)	Dental	-	$ 7.97		
Effective	Health	$ 11.42	$ 26.89	$ 46.28	-
June 24, 1986	Combined (3)	-			
	Dental	-	$ 16.38		
	Health	$ 24.93	$ 67.01	$108.32	-
MISCELLANEOUS	Employee (1)	-			
(Non-Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 38.31	$ 48.95	$ 34.62
June 24, 1986	Combined (3)	-			
	Vision	-	$ 2.67		
	Dental	-	$ 16.38		
	Health	$ 15.07	$ 76.87	$110.99	-
MANAGEMENT & CONF.	Employee (1)	-			
(Except Fire Management)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	-	$ 38.31	$ 48.95	$ 50.46
June 24, 1986	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 15.07	$ 76.87	$114.48	-
FIRE MANAGEMENT	Employee (1)	-			
(Except Chief)	Vision	-	$ 2.67		
	Dental	-	$ 7.97		
Effective	Health	$ 1.15	$ 37.16	$ 48.95	-
June 24, 1986	Combined (3)	-			
	Vision	-	$ 6.16		
	Dental	-	$ 16.38		
	Health	$ 15.07	$ 76.87	$114.48	-
RETIREES	Employee	$ 38.31		$ 83.29	
	Combined	$ 91.94		$199.89	
Effective 6/24/86					

MODESTO CITY COUNCIL
RESOLUTION NO. 86-883

A RESOLUTION CHANGING THE CITY OF MODESTO'S SELF-INSURED HEALTH CARE PLAN.

WHEREAS, the City of Modesto has a self-insured Health Care Plan for its employees, and

WHEREAS, the Council desires to change said Health Care Plan for certain of its employees.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby make the following changes in the City's self-insured Health Care Plan, effective January 1, 1987, for all sworn police employees represented by the Modesto Police Officers Association:

The Major Medical deductible shall be increased to $120.00 per person with a maximum of $360.00 per family.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-884

A RESOLUTION CALLING A SPECIAL MUNICIPAL ELECTION TO BE HELD ON NOVEMBER 4, 1986, AND SUBMITTING TO THE ELECTORS OF THE CITY OF MODESTO AT SAID SPECIAL MUNICIPAL ELECTION A PROPOSAL TO AMEND SECTION 1105 AND SECTION 1107 OF THE MODESTO CITY CHARTER, A SPECIAL SEWER TRUNK EXTENSION ADVISORY VOTE AND AN ELECTION TO FILL A BOARD OF EDUCATION VACANCY.

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 on November 4, 1986.

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 in said City on November 4, 1986, a proposal to amend the Charter of the City of Modesto as set forth in Section 5 of this resolution and hereby designates and refers to the proposal prescribed in Section 7 hereof as the form of the proposal to be set forth on the ballots to be used at said Special Municipal Election.

SECTION 3. ADVISORY VOTE CALLED. The Council of the City of Modesto does further submit on its own motion to the qualified electors of the City of Modesto, at said Special Municipal Election to be held in said City on November 4, 1986, an advisory vote on the Lakewood and Sonoma sanitary trunk sewer line extensions and hereby designates and refers to the proposal prescribed in Section 7 hereof as the form of the advisory proposal to be set forth on the ballots to be used at said Special Municipal Election.

SECTION 4. VACANCY ELECTION CALLED. The Council of the City of Modesto does further call within the boundaries of the Modesto City School

District of Stanislaus County and the Modesto High School District of Stanislaus County, at said Special Municipal Election to be held on November 4, 1986, a special election for the purpose of filling a vacancy which exists on the Board of Education.

SECTION 5. 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 November 4, 1986

MEASURE A.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 1105 and Section 1107 of the Charter of the City of Modesto as follows:

> SECTION 1105. COMPENSATION. VACANCIES. <u>Except as otherwise provided in this article,</u> the members of boards and commissions shall serve without compensation for their services as such, but may receive reimbursement for necessary traveling and other expenses incurred in the performance of their official duties.
>
> Any vacancies in any board or commission, from whatever cause arising, shall be filled by appointment by the Council. Upon a vacancy occurring, leaving an unexpired portion of a term, any appointment to fill such vacancy

shall be for the unexpired portion of such term. If a member of a board or commission absents himself from three (3) regular meetings of such board or commission, consecutively, unless by permission of such board or commission, expressed in its official minutes, or is convicted of a crime involving moral turpitude, or ceases to be a qualified elector of the City, his office shall become vacant and shall be so declared by the Council.

SECTION 1107. PLANNING COMMISSION. There shall be a Planning Commission. The Planning Commission shall have the power and duty to:

(a) Recommend to the Council, after a public hearing thereon, the adoption, amendment or repeal of a General Plan or any part thereof for the physical development of the City; and

(b) Exercise such functions with respect to land subdivision, planning and zoning as may be prescribed by ordinance or resolution.

<u>The members of the Planning Commission shall each receive monthly compensation in an amount equal to 20% of the compensation paid to members of the city council now or in the future; provided however that said monthly compensation shall be reduced by one third for each regular meeting of the Commission, other than adjourned regular and special meetings, not attended each month, unless absent on official duty with the consent of the Commission. The Planning Commissioners may also receive reimbursement for necessary traveling and other expenses incurred in the performance of their official duties.</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:_____, 1986

NORRINE COYLE, City Clerk of the City of Modesto

SECTION 6. 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 7. 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 A City of Modesto Charter Proposal:	Shall the Charter of the City of Modesto be amended to allow members of the Planning Commission to receive monthly compensation equal to 20% of the compensation paid to City Council members?	Y E S N O	

CITY OF MODESTO MEASURE - ADVISORY VOTE ONLY			
Measure B 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 8. 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 in all particulars not provided for therein said election shall be held as provided by law for the holding of advisory elections, elections to amend the City Charter, and special municipal elections and otherwise in accordance with 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 measures hereby proposed by the Council of the City of Modesto on its own motion and submitted at said Special Municipal Election. All persons qualified to vote at elections within the boundaries of the Modesto City School District of Stanislaus County and the

Modesto High School District of Stanislaus County on the day of said Special Municipal Election shall be qualified to vote in the election to fill the vacancy on the Board of Education.

(b) On the ballots to be used at said Special Municipal Election, the proposals set forth in Section 7 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 or the special 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) To vote for a candidate for the vacancy on the Board of Education, a voter shall punch a hole in the blank space opposite the candidate's name on the ballot to the right of the candidate's name.

(e) The votes cast for and against each measure and the election to fill the vacancy on the Board of Education shall be counted separate and apart from all other measures to be submitted and offices to be filled at said election. If a majority of the qualified voters voting on a measure vote in favor thereof, said issue shall be deemed approved. The person receiving a plurality of the votes cast to fill the vacancy on the Board of Education shall be the person elected to fill that vacancy.

SECTION 8. 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 AMENDMENTS

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 regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
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 regular meeting of said Council duly and regularly and legally held at the regular meeting place thereof on the 15th day of July, 1986, 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 Sutton, 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 15th day of July, 1986.

Norrine Coyle

NORRINE COYLE
City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 86-885

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO REQUESTING THE BOARD OF SUPERVISORS OF STANISLAUS COUNTY TO PROVIDE FOR THE CONSOLIDATION OF A SPECIAL MUNICIPAL ELECTION WITH THE STATE OF CALIFORNIA GENERAL ELECTION TO BE HELD NOVEMBER 4, 1986.

WHEREAS, The Council of the City of Modesto, in Stanislaus County, State of California, has adopted a resolution calling a Special Municipal Election to be held on Tuesday, November 4, 1986, at which will be submitted to the qualified electors a measure to amend the Charter of said City, a measure calling for an advisory vote on the Lakewood and Sonoma sanitary sewer trunk extensions and an election to fill a vacancy on the Board of Education, and

WHEREAS, a State of California General Election will be held on Tuesday, November 4, 1986, and it is the desire of said Council that said Special Municipal Election be consolidated with said General Election,

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

SECTION 1. The Special Municipal Election called by the Council of the City of Modesto for Tuesday, November 4, 1986, should be consolidated with the State of California General Election to be held on Tuesday, November 4, 1986, at which election shall be submitted to the qualified electors of said City an election to fill a vacancy on the Board of Education and the following measures, to wit:

CITY OF MODESTO MEASURE			
Measure A City of Modesto Charter Proposal:	Shall the Charter of the City of Modesto be amended to allow members of the Planning Commission to receive monthly compensation equal to 20% of the compensation paid to City Council members?	Y E S N O	

CITY OF MODESTO MEASURE - ADVISORY VOTE ONLY			
Measure B 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 2. The Board of Supervisors of Stanislaus County is hereby requested to order the consolidation of said Special Municipal Election with the State of California General Election to be held on Tuesday, November 4, 1986, and to further provide that within the territories affected by said order of consolidation, the election precincts, polling places, voting booths and voting machines shall in every case be the same, and there shall be only one set of election officers in each of said precincts. Said measures shall be set forth on all ballots to be used at said General Election insofar as the same is held within the City of Modesto. Said election to fill the vacancy on

the Board of Education shall be set forth on all ballots to be used at said General Election which are within the boundaries of the Modesto City School District and the Modesto High School District of Stanislaus County. Said Board of Supervisors of Stanislaus County is further requested to order the County Clerk of Stanislaus County (i) to set forth on all sample ballots relating to said consolidated elections, to be mailed to the qualified electors of said City, said measures hereinabove set forth, and to mail with said sample ballots to said electors printed copies of the proposed Charter amendment in pamphlet form and printed copies of arguments (if any) for and against said measures, including rebuttals (if any), and (ii) to provide absent voter ballots for said Special Municipal Election consolidated with said General Election for use by qualified electors who are entitled thereto, in the manner provided by law.

SECTION 3. Said Board of Supervisors of Stanislaus County is hereby further authorized to canvass, or cause to be canvassed, as provided by law, the returns of said Special Municipal Election with respect to the votes cast thereat and to certify such canvass to this Council.

SECTION 4. The City Clerk is hereby authorized and directed to certify to the due adoption of this resolution and to transmit a copy hereof so certified to the Board of Supervisors of Stanislaus County and to file a copy hereof so certified with the County Clerk of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of July, 1986, 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: 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 regular meeting of said Council duly and regularly and legally held at the regular meeting place thereof on the 15th day of July, 1986, 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 Sutton, 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 15th day of July, 1986.

Norrine Coyle

NORRINE COYLE, City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 86-886

A RESOLUTION DETERMINING THAT CANDIDATES FOR ELECTION TO THE BOARD OF EDUCATION 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 Board of Education in the November 4, 1986 Special 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 Board of Education in the November 4, 1986 Special Municipal Election 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 15th day of July, 1986, 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, Patterson, 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. 86-887

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(407).

WHEREAS, a verified application for an amendment to Section 17-3-9 of the Zoning Map was filed by Fred Miller on April 15, 1986, to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a four-dwelling development, property located on the east side of Sherwood Avenue, south of Bowen Avenue, described as follows:

All that certain real property situate in a portion of the northeast quarter of the southeast quarter of Section 17, 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:

That portion of Lot 5 of the Fresno Tract, according to the official map thereof, filed in the office of the recorder of Stanislaus County, California on March 14, 1903 in Volume 1 of Maps, page 76, and as said lot is shown on the map of resurvey of Lot 5 of Fresno Tract, filed on May 19, 1941 in Volume 3 of Surveys, page 26, described as follows, to-wit:

Commencing at the northwest corner of said Lot 5 of Fresno Tract and running along the west line of said Lot 5 of Fresno Tract, south 0°48' east 143.46 feet to the point of beginning of this description; thence running along the west line of said Lot 5 of Fresno Tract, south 0°48' east 123.47 feet to a point; thence north 89°27' east 398.03 feet to a point in the center line of the adjacent alley, thence along the center line of said alley, north 1°28' west, 117.53 feet to a point; thence running in a westerly direction in a straight line from said last named point to the point of beginning.

Including also the east 30 feet of Sherwood Avenue as conveyed to the County of Stanislaus by instrument recorded on October 1, 1954 in Volume 1243, Page 269, Instrument No. 26139.

and

WHEREAS, after a public hearing held on June 2, 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. 86-101, that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposal would develop an infill parcel in a manner compatible with the surrounding dwellings.

2. The proposed single family development conforms to the Modesto Urban Area General Plan.

and

WHEREAS, the Modesto City School District has stated that its schools have reached capacity and that this Planned Development will create problems in serving future students from the proposed development and has requested that the rezoning not be approved until arrangements have been made to resolve school district housing and transportation problems, and

WHEREAS, the Council has considered the school districts' requests and determined that the recently adopted ordinance imposing School Site and Facilities Fees addresses the housing and transportation problems of the school districts, and

WHEREAS, after a public hearing held on July 22, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Fred 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. 86-101 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2442 -C.S. on the 22nd day of July, 1986, reclassifying the above-described property from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(407),

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(407), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Site Plan for Fred Miller" as amended in red, stamped approved by the Planning Commission on June 2, 1986.

2. The applicant shall submit revised plot plans and floor plans showing all changes required by the Planning Commission and as modified by the City Council. All development shall conform to these revised plans as amended in red, stamped approved by the City Council on July 22, 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. A 36-inch wide planting strip with screen landscaping shall be installed along the south property line of Parcels 1, 2, 3, and 4. 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 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 cans shall be screened from view from any public street.

10. All utilities shall be underground and cable television service shall be stubbed into all units.

11. The developer shall, in a manner approved by the City Attorney, provide a vehicular accessway for driveway street access for the benefit of Parcels 1, 2, 3, and 4, substantially as shown in red on the plot plan.

12. Six feet of right-of-way shall be dedicated for alley adjacent to the east line of the development.

13. The alley shall be improved to City standards as approved by the Director of Engineering Services pursuant to improvement plans prepared by a registered civil engineer and approved by the Director of Engineering Services.

14. Prior to City Council approval of a final subdivision map, the subdivider shall submit evidence in a form satisfactory to the City Attorney that Conditions, Covenants, and Restrictions have been recorded to provide for the maintenance of the utility lines and access driveway serving the parcels. Maintenance of the utility linesin the easement shall be the responsiblity of the property owners, not the City of Modesto.

15. That the amount of $320 be assessed the developer to assist with the mitigation of traffic impacts from this project. This fee may be paid incrementally, with a proportional share for each unit paid at the time of building permit.

16. All vehicle accessways shall be considered fire lanes and shall be maintained at a minimum 20 feet clear and unobstructed drive width at all times, unless otherwise authorized by the Fire Marshal.

17. All vehicle accessways shall be of a smooth hard surface capable of supporting the weight of a 30-ton vehicle.

18. The developer shall provide a wet standpipe fire suppression system, the location and design to be approved by the Fire Marshal.

19. Prior to issuance of a building permit for any structure, a parcel map shall be recorded.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(407):

The entire construction program be accomplished in one phase, construction to begin on or before June 2, 1988, and completion to be not later than June 2, 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. The development plan and development schedule for Planned Development Zone, P-D(407), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2442-C.S., introduced on the 22nd day of July, 1986, reclassifying the property to Planned Development Zone, P-D(407), 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 July, 1986, 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

APPROVED AS TO DESCRIPTION:

By William Dickens
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-888

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 17-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO P-D(407).

WHEREAS, on July 22, 1986 the City Council introduced Ordinance No. 2442-C.S. giving approval to a project relating to an amendment to Section Map 17-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(407), property located on the east side of Sherwood Avenue, south of Bowen 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 17-3-9 of the Zoning Map of the City of Modesto to reclassify from Low Density Residential Zone, R-1, to Planned Development Zone, P-D(407), property located on the east side of Sherwood Avenue, south of Bowen Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1986, 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. 86-889

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 C-1 TO R-3.

WHEREAS, on July 22, 1986 the City Council introduced Ordinance No. 2443-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 Neighborhood Commercial Zone, C-1, to Medium High Density Residential Zone, R-3, property located on the east side of Santa Barbara Avenue, north of Yosemite Boulevard, 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 Neighborhood Commercial Zone, C-1, to Medium High Density Residential Zone, R-3, property located on the east side of Santa Barbara Avenue, north of Yosemite Boulevard.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1986, 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. 86-890

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING A WANG ELECTRONIC MESSAGE SYSTEM

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

SECTION 1. The plans and specifications for furnishing a Wang electronic message 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 August 12, 1986, 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 July, 19 86, 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. 86-891

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENTS TO STREETS ADJACENT TO PELANDALE PARK

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

SECTION 1. The plans and specifications for improvements to streets adjacent to Pelandale 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 August 12, 1986, 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 22nd day of July, 19 86, 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. 86-892

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REMODELING OF THE CITY CORPORATION YARD LUNCH ROOM

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

SECTION 1. The plans and specifications for the remodeling of the City Corporation Yard lunch room

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 12, 1986, 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 22nd day of July, 19 86, 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. 86-893

A RESOLUTION ACCEPTING THE BID OF DOW HAMMOND COMPANY FOR FURNISHING ONE 1/2 TON PICKUP TRUCK

WHEREAS, Resolution No. 86-620, adopted by the Council of the City of Modesto on July 1, 1986, approved the plans and specifications for the purchase of one 1/2 ton pickup truck and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one 1/2 ton pickup truck were opened at 3:15 p.m. on July 15, 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 Dow Hammond Company in the amount of $11,699 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 Company in the amount of $11,699 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 July, 1986, 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. 86-894

A RESOLUTION ACCEPTING THE BID OF PRO BUILDERS FOR THE CONSTRUCTION OF HANDICAPPED RESTROOMS IN T-HANGAR AREA AND REMODEL RESTROOMS IN ADMINISTRATION BUILDING TO ALLOW FOR HANDICAPPED ACCESS AT THE CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 86-576, **adopted by the Council of the City of Modesto on** June 17, 1986 **, approved the plans and specifications for the** construction of handicapped restrooms in T-hangar area and remodel restrooms in the Administration Building at the Airport, and authorized the calling for bids; and

WHEREAS, the bids received for the construction of handicapped restrooms in the Administration Building at the Airport **were opened at** 11:00 a.m. on July 8, 1986 **, 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** Pro Builders, in the amount of $29,000 **be accepted as the lowest responsible bid,**

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pro Builders, in the amount of $29,000 **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 22nd **day of** July **,** 19 86**, 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. 86-895

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SLURRY SEAL OF VARIOUS CITY STREETS, 1985 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of slurry seal of various City streets, 1985 has been completed by Graham Contractors, Inc.

in accordance with the contract agreement dated June 11, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of slurry seal of various City streets, 1985 be accepted from said contractor, Graham Contractors, Inc.;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $481,899.24 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 July, 19 86, 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. 86-896

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SIPHERD PARK LANDSCAPING AND IRRIGATION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering that the construction of Sipherd Park landscaping and irrigation has been completed by Grover Landscaping

in accordance with the contract agreement dated June 25, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of Sipherd Park landscaping and irrigation be accepted from said contractor, Grover Landscaping;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $92,815.66 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 July, 1986, 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. 86-897

A RESOLUTION ACCEPTING THE THERMOPLASTIC PAVEMENT MARKING CONTRACT AS COMPLETE

WHEREAS, a report has been filed by the Director of Parking and Traffic that the thermoplastic pavement marking

has been completed by Riley's Striping

in accordance with the contract agreement dated July 9, 1985 .

NOW, THEREFORE, BE IT RESOLVED that the thermoplastic pavement marking

be accepted from said contractor, Riley's Striping ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $163,963 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 July, 1986, 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. 86-898

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPEAL BY THOMAS H. DELAMARE, DELAMARE-FULTZ, TO A DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE CONCERNING THE REQUIREMENT OF AN E.I.R. FOR THE WICKFORD PLACE VESTING TENTATIVE MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 5, 1986 , 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 by Thomas H. DeLaMare, DeLaMare-Fultz, to a decision of the Environmental Assessment Committee concerning the requirement of an E.I.R. for the Wickford Place vesting tentative map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd **day of** July, 19 86, **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. 86-899

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPEAL BY DONALD T. KAN, MID-CAL LAND DEVELOPMENT, TO A DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE CONCERNING THE REQUIREMENT OF AN E.I.R. FOR PINETREE VILLAGE, UNIT NO. 2

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 12, 1986 **, 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 Donald T. Kan, Mid-Cal Land Development, to a decision of the Environmental Assessment Committee concerning the requirement of an E.I.R. for Pinetree Village, Unit No. 2.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd **day of** July **,** 1986 **, 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. 86-900

A RESOLUTION INCREASING THE AMOUNT IN THE PETTY CASH REVOLVING FUND BY $1,100 TO PROVIDE ADDITIONAL MONIES FOR POLICE INVESTIGATIONS AND AUTHORIZING THE TRANSFER OF $1,100 FROM THE GENERAL FUND TO THE PETTY CASH REVOLVING FUND.

WHEREAS, it is desirable and necessary that the amount in the Petty Cash Revolving Fund be increased to provide additional monies for Police Department Investigations,

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

1. The amount of $1,100 be transferred from the General Fund (Fund No. 010) to the Petty Cash Revolving Fund (Fund No. 011) to provide additional monies for Police Department Investigations.

2. The Director of Finance is hereby authorized to transfer $1,100 from the General fund (Fund No. 010) to the Petty Cash Revolving Fund (Fund No. 011).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1986, 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

072286

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-901

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BALDWIN & SNAPP FOR LEGAL SERVICES FOR WORKERS' COMPENSATION LITIGATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Baldwin & Snapp for legal services for Workers' Compensation litigation

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 July, 19 86, 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. 86-902

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:

   $375.00 per million gallons of flow in excess of permit allocation.

   $36.41 per 1,000 pounds of Biochemical Oxygen Demand (BOD) in excess of permit allocation.

   $35.72 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 June 5, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1986, 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. 86-903

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE 20-FOOT PUBLIC ALLEY IN BLOCK 105 OF THE CITY OF MODESTO.

WHEREAS, McClatchy Newspapers, Inc. requested that the City of Modesto vacate and abandon the 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of the City of Modesto, and

WHEREAS, the City Council referred the request of McClatchy Newspapers, Inc. to the Planning Commission for a report and recommendation, and

WHEREAS, a title report was submitted with the abandonment request which vests fee title to the alley right-of-way in McClatchy Newspapers, Inc., which is the adjacent landowner and proponent of the abandonment, and

WHEREAS, the proposed alley abandonment has been referred to affected City departments and the local utility companies. Replies have been received, and no objections to the proposed alley abandonment have been received subject to appropriate arrangements for existing utility lines, and

WHEREAS, notices of an informal public hearing to consider the request to abandon the 20-foot public alley in Block 105 were posted in the area, and said hearing was held by the Planning Commission on July 16, 1984, and

WHEREAS, the Planning Commission by Resolution No. 84-128, adopted July 16, 1984, found and determined as follows:

1. McClatchy Newspapers, Inc., is the owner of all property in Block 105, 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 by said Resolution No. 84-128 recommended to the City Council that the 20-foot public alley in Block 105 be vacated and abandoned, subject to the following conditions:

1. That prior to final abandonment action by the City Council the applicant shall make arrangements with affected utility companies for relocation or modification of utility lines and written releases shall be submitted to the City.

2. That prior to final abandonment action by the City Council the applicant shall execute an abandonment agreement in a form to be approved by the City Attorney. Said agreement shall contain substantially the following provisions:

   That within 90 days following final abandonment action by the City Council the property owner shall construct appropriate barriers across the abandoned alley right-of-way to physically close the alley to through traffic or shall take other measures to preclude appearance and use as a public alley. Said barriers or other measures shall be subject to approval by the Director of Engineering Services.

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 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, subject to the conditions recommended by the

Planning Commission and hereinabove set forth. Said proposed vacation and abandonment is more particularly shown on that certain map entitled "Vacate and Abandon 20-Foot Alley in Block 105 LD84-B," dated April, 1984, which is on file in the office of the City Clerk, and more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public alley referred to above, 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 August 12, 1986, at the hour of 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 public alley vacation and abandonment in Block 105, bounded by 13th, 14th, H and I Streets, to be posted conspicuously along the line of said public alley proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the

passage of this Resolution of Intention, the time and place for the hearing, and shall describe the alley right-of-way proposed to be abandoned.

SECTION. 6. This resolution supersedes Resolution No. 84-575 adopted by the Council on August 14, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1986, 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

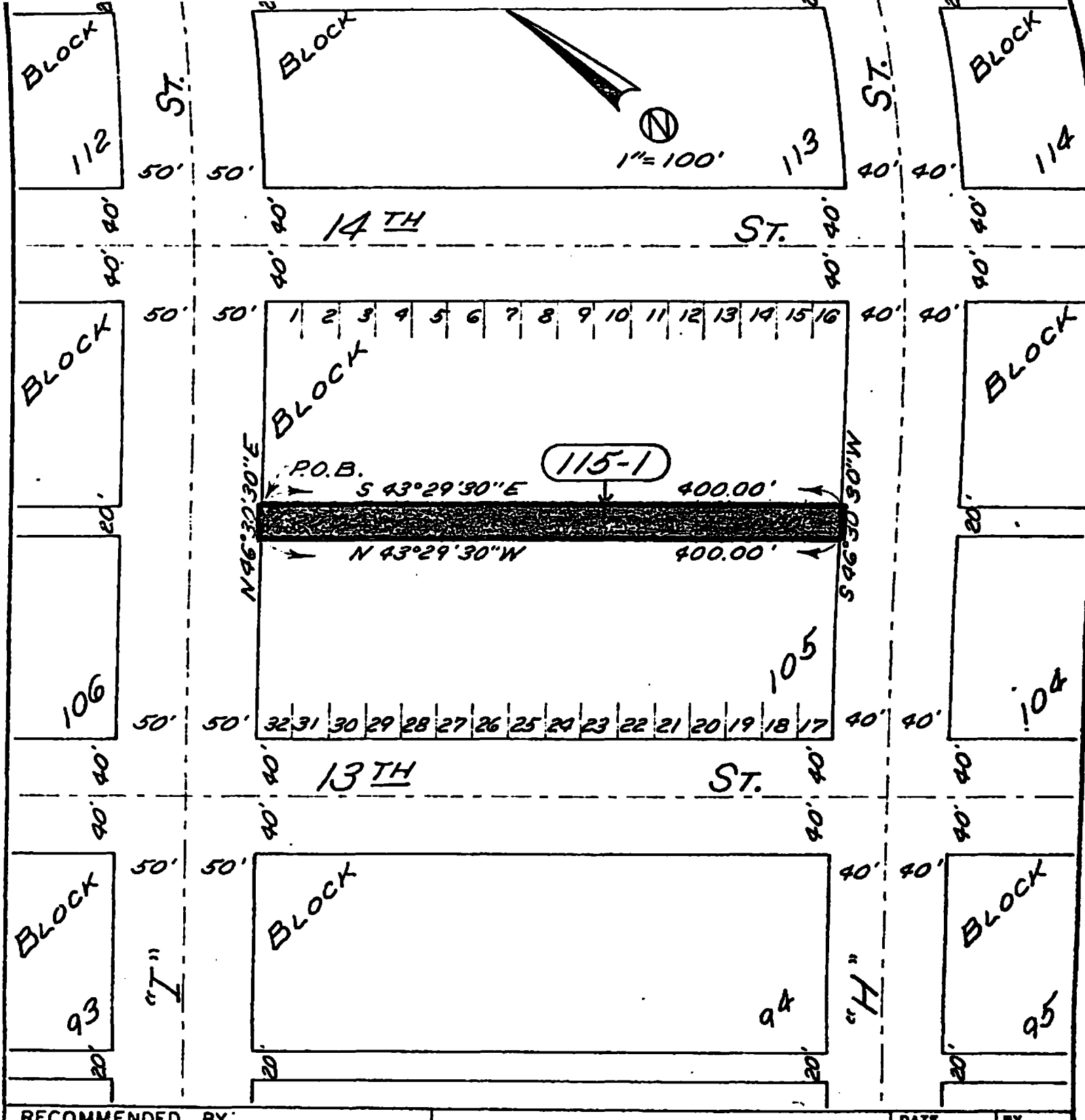
(SEAL)

APPROVED AS TO FORM:

By Elwyn Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Christensen
Engineering Services Department



RECOMMENDED BY:		DATE	BY
JERRY BUTLER			
CITY OF MODESTO DEPARTMENT OF ENGINEERING ALFRED KAUFMAN DIRECTOR R.E. 6743	VACATE AND ABANDON 20-FOOT ALLEY IN BLOCK 105 LD84-B	FLD. BK. & PG. W. O. NO. FILE NUMBER 4-A-677	
DATE: APRIL, 1984	DRAWN: J. Christiansen	CHECKED:	

LD 84-B
Parcel 105-1

VACATE AND ABANDON 20-FOOT ALLEY IN BLOCK 105

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

That portion of the 20-foot alley in Block 105 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, more particularly described as follows:

Beginning at the most Westerly corner of Lot 1 in Block 105, said point being on the Northeastern line of the 20.00 foot alley in said Block 105; 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 105, said point being on the Northwestern line of 80.00 feet "H" Street; thence along said Northwestern line of "H" Street, South 46° 30' 30" West, 20.00 feet, to the most Easterly corner of Lot 17 in Block 105, said point being on the Southwestern line of the 20.00 foot alley in Block 105; 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 105, said point being on the Southeastern line of 100.00 foot "I" Street; thence along said Southeastern line of "I" Street, North 46° 30' 30" East, 20.00 feet, to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-904

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DKS ASSOCIATES TO DESIGN A TRAFFIC SIGNAL CONTROL SYSTEM FOR VINTAGE FAIRE SIGNALS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and DKS Associates to design a traffic signal control system for Vintage Faire signals

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 July, 19 86, 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. 86-905

A RESOLUTION APPROVING, AUTHORIZING AND DIRECTING EXECUTION OF CERTAIN LEASE FINANCING DOCUMENTS, AUTHORIZING AND DIRECTING EXECUTION OF A PURCHASE AGREEMENT, APPROVING A PRELIMINARY OFFICIAL STATEMENT AND AUTHORIZING AND DIRECTING CERTAIN ACTIONS WITH RESPECT THERETO.

RESOLVED, by the City Council of the City of Modesto (the "City"):

WHEREAS, the City, working together with the Cities of Anderson, Atwater, Farmersville, Manteca and Pico Rivera, California and the Susanville Consolidated Sanitary District (collectively, the "Participants"), and the California Cities Financing Corporation (the "Corporation"), is proposing to proceed with a joint lease financing, and

WHEREAS, in connection therewith, the City proposes to finance certain property described in Exhibit C to the Lease Agreement (as hereinafter defined) (the "Project") and it is in the public interest and for the public benefit that the City authorize and direct execution of the Lease Agreement and certain other financing documents in connection therewith, and

WHEREAS, pursuant to the City's authorization, Stone & Youngberg and Merrill Lynch Capital Markets (the "Underwriters") proposes to underwrite the financing and have prepared and presented to the City a form of preliminary official statement containing information material to the offering and sale of the Certificates of Participation described below (the "Preliminary Official Statement"), and

WHEREAS, the documents below specified have been filed with the City, and the members of the City Council, with the aid of its staff, have considered said documents,

NOW, THEREFORE, it is hereby ORDERED and DETERMINED, as follows:

SECTION 1. The below-enumerated documents be and are hereby approved, and the City Manager or Finance Director is hereby authorized and directed to execute said documents, with such changes, insertions and omissions as may be approved by such official, and the City Clerk is hereby authorized and directed to attest to such official's signature:

(a) a lease agreement, relating to the Project, between the Corporation, as lessor, and the City, as lessee (the "Lease Agreement"), so long as the term of the Lease Agreement does not exceed 10 years, so long as the principal amount of the Lease Agreement does not exceed $785,000 and so long as the Lease Payments payable by the City under the Lease Agreement in any twelve-month period do not exceed $190,000, and

(b) a trust agreement, by and among the Corporation, the Participants and First Interstate Bank of California, Los Angeles, California, relating to the financing of the acquisition of the Project, and the execution and delivery of certificates of participation evidencing the proportionate interests of the owners thereof in lease payments to be made by the City under the Lease Agreement and in the lease payments to be made by the other Participants under separate lease agreements (the "Certificates of Participation").

SECTION 2. A purchase agreement by and among the Underwriters, the Participants and the Trustee relating to the purchase by the Underwriters of the Certificates of Participation, be and is hereby approved, and the City Manager or Finance Director is hereby authorized and directed to execute

said agreement, with such changes, insertions and omissions as may be approved by such official, so long as the interest rate with respect to the Certificates of Participation will not produce annual lease payments payable under the Lease Agreement in any twelve-month period in excess of $190,000, so long as the principal amount of the Certificates of Participation attributable to the City will not exceed $785,000 and so long as the Underwriter's discount with respect to the Certificates does not exceed 3.5%.

SECTION 3. The Mayor, City Manager, Finance Director, City Clerk and other officials of the City are hereby authorized and directed to execute such other agreements, documents and certificates as may be necessary to effect the purposes of this resolution and the lease financing herein authorized including, but not limited to, a site lease, a site and facility lease, an encroachment permit, an easement, a license, or such other document as may be appropriate to transfer to the Corporation a legal interest in the real property upon which the Project will be constructed or located, if the Project includes a real property component, or to transfer to the Corporation a legal interest in such portions of the Project that include personal property.

SECTION 4. To the best of the City's knowledge, information and belief, the Preliminary Official Statement contains no untrue statement of a material fact with respect to the City or omits to state a material fact with respect to the City required to be stated where necessary to make any statement made therein not misleading in the light of the circumstances under which it was made.

SECTION 5. The Preliminary Official Statement is approved for distribution in connection with the offering and sale of the Certificates of Participation.

SECTION 6. The Mayor or Finance Director is authorized to approve corrections and additions to the Preliminary Official Statement by supplement or amendment thereto, or otherwise as appropriate, provided that any such corrections or additions shall be necessary to cause the information contained therein to conform with facts material to the Certificates of Participation, or to the proceedings of the City or such corrections or additions are in form rather than in substance.

SECTION 7. The Mayor or Finance Director is authorized and directed to cause the Preliminary Official Statement to be brought into the form of a final official statement (the "Final Official Statement") and to execute said Final Official Statement, dated as of the date of the sale of the Certificates of Participation, and a statement that the facts contained in the Final Official Statement, and any supplement or amendment thereto (which shall be deemed an original part thereof for the purpose of such statement) were, at the time of sale of the Certificates of Participation, true and correct in all material respects and that the Final Official Statement did not, on the date of sale of the Certificates of Participation, and does not, as of the date of delivery of the Certificates of Participation, contain any untrue statement of a material fact with respect to the City or omit to state material facts with respect to the City required to be stated where necessary to make any statement made therein not misleading in the light of the circumstances under

which it was made. The Mayor or Finance Director shall take such further actions prior to the signing of the Final Official Statement as are deemed necessary or appropriate to verify the accuracy thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1986, 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. 86-906

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

WHEREAS, ZAGARIS MANAGEMENT SERVICES, INC., a California corporation, is/~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 25.906 acres, known as the DUTCHOLLOW NO. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 1st day of April, 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 DUTCHOLLOW 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 22nd day of July, 1986, 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. 86-907

A RESOLUTION REAPPOINTING MEMBERS OF THE CITIZENS HOUSING AND COMMUNITY DEVELOPMENT COMMITTEES (NICK BLOM, LAURA JETT, ARTHUR MARTIN, ROBERT DINUBILO) AND APPOINTING GORDON HART

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

SECTION 1. The following persons are hereby reappointed and appointed to the Citizens Housing and Community Development Committees for the respective terms as indicated:

Citizens Housing & Community Development Committee

Nick Blom - term to expire June 30, 1990
Gordon Hart - replacing Balvino Irizarry - term to expire June 30, 1990

Housing Maintenance & Counseling Subcommittee

Laura Jett - term to expire June 30, 1990
Arthur Martin - term to expire June 30, 1990

Rehabilitation Loan Pool Subcommittee

Robert Dinubilo - term to expire June 30, 1990

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the reappointed and appointed members of the Citizens Housing and Community Development Committees 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 July, 1986, 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. 86-908

A RESOLUTION DESIGNATING THE FINK ROAD LANDFILL AS THE AREA FOR A RESOURCE RECOVERY FACILITY.

WHEREAS, the City of Modesto, a municipal corporation, and the County of Stanislaus, a political subdivision of the State of California (hereinafter collectively referred to as "the Contracting Communities") and Stanislaus Waste Energy Company, a California corporation (hereinafter referred to as "the Company") entered into a Service Agreement dated December 17, 1985 and an Amended Service Agreement on June 30, 1986 for the supply and acceptance of solid waste, and

WHEREAS, the City of Modesto is authorized pursuant to Government Code 66755 et seq. to determine all aspects of solid waste handling which are of local concern, including but not limited to, frequency of collection, means of collection and transportation, level of services, charges and fees, nature, location, and extent of providing solid waste handling, and

WHEREAS, the Contracting Communities have agreed to provide evidence that the Contracting Communities have designated the Facility (as defined in the Service Agreement) as the area for the disposal of Acceptable Waste generated within the Contracting Communities' boundaries during the term of the Service Agreement and any extension thereof, and

WHEREAS, in executing the Service Agreement and the Amended Service Agreement, the City of Modesto has agreed and is contractually bound in designating the Facility as the Contracting Communities' resource recovery facility for the disposal of not less than the Guaranteed Tonnage and to maintain such designation during the term of the Service Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it reaffirms its contractual obligation in designating the facility as the Contracting Communities' resource recovery facility for the disposal of not less than the Guaranteed Tonnage and to maintain such designation during the term of the Service Agreement and any extension thereof to the extent required pursuant to the Service Agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO.86-909

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-O.

WHEREAS, on August 5, 1986, the City Council introduced Ordinance No. 2445-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 Professional Office Zone, P-O, property located on the south corner of 18th and G 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 Professional Office Zone, P-O, property located on the south corner of 18th and G Streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-910

A RESOLUTION DENYING THE APPEAL OF REX WETZEL ON BEHALF OF HART-RANSOM UNION SCHOOL DISTRICT TO THE DECISION OF THE PLANNING COMMISSION REGARDING COUNTRYSIDE MEADOWS NO. 2 TENTATIVE SUBDIVISION MAP AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the tentative map of the Countryside Meadows No. 2 Subdivision was filed in the office of the Secretary of the Planning Commission on April 30, 1986, 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 Hart-Ransom 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 sanitary sewer and water facilities, are available, and

WHEREAS, the area can be served by Fire Station No. 4 at Blue Gum Avenue and Carpenter Road, 1-3/4 miles distant, and

WHEREAS, the Hart-Ransom Elementary School and Modesto High School Districts have responded that their respective schools have reached capacity and that subdivision development will create problems in serving future students from the subdivision and requested that the tentative map not be approved until arrangements were made to resolve school district housing and transportation problems, and

WHEREAS, a public hearing was held by the Planning Commission on June 16, 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 hearing the Planning Commission, by Resolution No. 86-111, found and determined that the tentative map of Countryside Meadows No. 2 Subdivision, accepted for filing in the office of the Secretary of the Planning Commission on April 30, 1986, should be approved for the reasons set forth in said Planning Commission Resolution, subject to certain conditions, and

WHEREAS, an appeal to the decision of the Planning Commission approving Countryside Meadows No. 2 tentative subdivision map was filed with the City Clerk by Rex Wetzel on behalf of Hart-Ransom Union School District, by letters dated June 17, 1986, and July 23, 1986, 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 5, 1986, 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 Rex Wetzel on behalf of Hart-Ransom Union School District to the decision of the Planning Commission, which approved the filing of the tentative subdivision map for Countryside Meadows No. 2 Subdivision, should be denied for the following reason and the decision of the Planning Commission should be affirmed:

The Council by Ordinance No. 2438-C.S. adopted on July 15, 1986, has established a school site and facility fee which shall be applicable to this subdivision for all building permits issued on and after September 13, 1986. This fee would assist in mitigation of school impacts.

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 subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Rex Wetzel on behalf of Hart-Ransom Union School District to the decision of the Planning Commission, which approved the filing of the tentative subdivision map for Countryside Meadows No. 2 Subdivision, is hereby denied for the reason set forth above, and the decision of the Planning Commission is hereby affirmed.

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 subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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. 86-911

A RESOLUTION GRANTING THE APPEAL OF RON WEST ON BEHALF OF FRANCO CONSTRUCTION COMPANY TO A PLANNING COMMISSION DECISION APPROVING THE TENTATIVE MAP OF COUNTRYSIDE MEADOWS NO. 2 SUBDIVISION CONDITIONED UPON A TRAFFIC SIGNAL PARTICIPATION REQUIREMENT, OVERRULING THE DECISION OF THE PLANNING COMMISSION, AND APPROVING THE TENTATIVE MAP OF COUNTRYSIDE MEADOWS NO. 2 SUBDIVISION WITHOUT THE TRAFFIC SIGNAL PARTICIPATION REQUIREMENT.

WHEREAS, the tentative map of the Countryside Meadows No. 2 Subdivision was filed in the office of the Secretary of the Planning Commission on April 30, 1986, 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 Hart-Ransom 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 sanitary sewer and water facilities, are available, and

WHEREAS, the area can be served by Fire Station No. 4 at Blue Gum Avenue and Carpenter Road, 1-3/4 miles distant, and

WHEREAS, the Hart-Ransom Elementary School and Modesto High School Districts have responded that their respective schools have reached capacity and that subdivision development will create problems in serving future students from the subdivision and have requested that the tentative map not be approved until arrangements were made to resolve school district housing and transportation problems, and

WHEREAS, a public hearing was held by the Planning Commission on June 16, 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 hearing the Planning Commission, by Resolution No. 86-111, found and determined that the tentative map of Countryside Meadows No. 2 Subdivision, accepted for filing in the office of the Secretary of the Planning Commission on April 30, 1986, should be granted for the reasons set forth in said Planning Commission Resolution, subject to certain conditions, and

WHEREAS, Condition No. 9 of said Planning Commission Resolution No. 86-111 imposes a traffic signal fee of $1,760 for traffic impaction, and

WHEREAS, an appeal to the traffic signal fee requirement, set forth in Planning Commission Resolution No. 86-111, was filed with the City Clerk by Ron West on behalf of Franco Construction Company, by letter dated June 20, 1986, 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 5, 1986, 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 Ron West filed on behalf of Franco Constructon Company to the decision of the Planning Commission, which approved the filing of the tentative subdivision map for Countryside Meadows No. 2 Subdivision, conditioned upon a traffic signal participation requirement fee of $1,760 for traffic impaction, should be granted for the following reason and the decision of the Planning Commission should be overruled:

1. The Council has not adopted a policy requiring developers to pay a share of traffic signal costs.

2. The subdivider has already paid a fee to Stanislaus County as a share of the cost of installing a traffic signal at Kansas Avenue and Carpenter Road. The fee in the amount of $130 per dwelling unit was paid in connection with annexation of the subdivision area to the city.

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 subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the appeal of Ron West filed on behalf of Franco Construction Company to the decision of the Planning Commission, which approved the filing of the tentative subdivision map for Countryside Meadows No. 2 Subdivision with a condition to require a fee of $1,760 for traffic impaction, is hereby granted for the reasons set forth above, and the decision of the Planning Commission is hereby overruled.

BE IT FURTHER RESOLVED that the Council 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 tentative map of Countryside Meadows No. 2 Subdivision accepted for filing in the office of the Secretary of the Planning Commission on April 30, 1986, 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 Yankee Drive shall be constructed to at least 40-foot part width residential street standards.

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 existing barn on Lot 17, Block 5445, shall be removed, relocated, or shown to observe applicable R-1 zone yard requirements prior to recordation of a final map.

8. That prior to recordation of a final map, 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 the subdivision and Carpenter Road.

9. That a statement shall be prominently placed on the final subdivision map to read as follows:

> "Many procedures normal and necessary to the operation of agricultural uses such as field crops, orchards, vineyards, dairy and poultry farms and

feed lots result in noise, spraying, dust, odor, irrigation or other potential detrimental effects to residential use of adjacent properties. All persons purchasing lots within the confines of this subdivision map for the purpose of establishing residence should investigate the likelihood and be forewarned of such conflicts."

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 subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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. 86-912

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 SECTIONS 10-2.1009, 10-2.1109, 10-2.1208 AND 10-2.1309 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO OUTDOOR DISPLAYS, SALES AND PROMOTIONS.

WHEREAS, on August 5, 1986 the City Council introduced Ordinance No. 2446-C.S. giving approval to a project relating to an amendment to Sections 10-2.1009, 10-2.1109, 10-2.1208 and 10-2.1309 of Chapter 2 of Title X of the Modesto Municipal Code relating to Outdoor Displays, Sales and Promotions, 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 Sections 10-2.1009, 10-2.1109, 10-2.1208 and 10-2.1309 of Chapter 2 of Title X of the Modesto Municipal Code relating to Outdoor Displays, Sales and Promotions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-913

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE MCHENRY MUSEUM CATERER'S KITCHEN

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

SECTION 1. The plans and specifications for the McHenry Museum caterer's kitchen

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 26, 1986, 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 5th day of August, 1986, 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. 86-914

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING A CENTRAL COMMUNICATIONS SYSTEM(S)

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

SECTION 1. The plans and specifications for the purchase of a central communications system(s)

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 30, 1986, 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 August, 1986, 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. 86-915

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING CUSTOM BLINDS AT THE POLICE DEPARTMENT

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

SECTION 1. The plans and specifications for purchase of custom blinds at the Police 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 August 26, 1986, 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 5th day of August, 19 86, 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. 86-916

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING SIX USED DETECTIVE SEDANS

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

SECTION 1. The plans and specifications for the purchase of six used detective sedans 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 26, 1986, 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 August, 19 86, 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. 86-917

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION FOR THE WATER QUALITY CONTROL FACILITY BUILDING REMODELING

WHEREAS, Resolution No. 86-645, adopted by the Council of the City of Modesto on July 8, 1986, approved the plans and specifications for the Water Quality Control Facility building remodeling and authorized the calling for bids; and

WHEREAS, the bids received for the Water Quality Control Facility building remodeling were opened at 11:05 a.m. on July 29, 1986, 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 $84,807 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 $84,807 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 August, 1986, 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. 86-918

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE CLAUS ROAD WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of the Claus Road waterline extension

has been completed by Rolfe Construction

in accordance with the contract agreement dated January 14, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of the Claus Road waterline extension

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 $22,858 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 5th day of August, 1986, 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. 86-919

A RESOLUTION ACCEPTING THE CONTRACT FOR STREET LIGHT MODERNIZATION ON 9TH STREET FROM "B" TO "P" STREETS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the street light modernization on 9th Street from "B" to "P" Streets

has been completed by M & M Electric

in accordance with the contract agreement dated September 3, 1985 .

NOW, THEREFORE, BE IT RESOLVED that the street light modernization on 9th Street from "B" to "P" Streets

be accepted from said contractor, M & M Electric ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $221,796.90 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 5th day of August, 1986, 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. 86-920

A RESOLUTION ACCEPTING THE CONTRACT FOR THE CONANT AVENUE WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the contract for the Conant Avenue waterline extension

has been completed by Joe Martin Pipeline, Inc.
in accordance with the contract agreement dated May 27, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the contract for the Conant 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 $19,996 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 5th day of August, 1986, 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. 86-921

A RESOLUTION ACCEPTING THE WOODLAND AVENUE WATERLINE EXTENSION FROM MORSE TO BLUE GUM AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the Woodland Avenue waterline extension from Morse to Blue Gum has been completed by Joe Martin Pipeline, Inc. in accordance with the contract agreement dated June 17, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Woodland Avenue waterline extension from Morse to Blue Gum 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 $64,514 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 5th day of August, 1986, 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. 86-922

A RESOLUTION ACCEPTING THE CONTRACT FOR THE "K" STREET WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the "K" Street waterline extension

has been completed by Joe Martin Pipeline, Inc.
in accordance with the contract agreement dated May 20, 1986.

NOW, THEREFORE, BE IT RESOLVED that the "K" Street 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 $49,204 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 5th day of August, 1986, 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. 86-923

A RESOLUTION AUTHORIZING REQUEST FOR PROPOSALS TO PERFORM ANNUAL JOB AUDITS.

WHEREAS, the City Manager has recommended to the City Council that a consultant be hired to perform job audits, and

WHEREAS, the Council desires to authorize a Request for Proposals for said work,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the City Manager to seek proposals for the performance of job audits, a copy of the proposed Request for Proposals being attached hereto marked Exhibit "A" 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 5th day of August, 1986, 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

August 6, 1986

Inside Address

RE: Request for Proposal to Perform Job Audits & Compensation Study

Dear:

The City of Modesto is requesting assistance from a qualified consultant to perform a two-part project. The first part of the project involves a job audit of fifteen classifications covering twenty-three positions. The second part of the project involves both individual job audits, as well as a compensation study for the general class. Position classification questionnaires have been distributed and are being completed by those who have requested an audit and/or compensation study.

The time for implementation is specified in City rules and procedures to have an effective date the beginning of the pay period closest to January 1, 1987. In order to meet this expectation, the consultant selected should be prepared to commence the project by mid-September. The working deadline to complete desk audits and evaluations should be October 31, 1986. Any appeals to the recommendations should be completed by November 30, 1986. The final report with recommendations should be ready for the City Council by December 15, 1986.

If you would be interested in submitting a proposal, please send them to the attention of:

Mr. Michael Herrero,
Assistant to the City Manager
City of Modesto
P.O. Box 642,
Modesto, CA 95353

All proposals received by August 22, 1986, will be given full consideration. If you need further information, please contact Mr. Herrero at (209) 577-5463.

Sincerely,

Garth Lipsky, City Manager

Attachment

CITY OF MODESTO

SUPPLEMENT

Job Audits:	Positions:
Assoc. Civil Engineer (Eng. Srv.)	2
Benefits Technician (Personnel)	1
Clerk Typist (Citizen Srv.)	2
Clerk Typist (Fire)	1
Data Entry Operators (Finance)	2
Finance Division Manager	1
Executive Secretary (City Manager)	1
Executive Secretary (Fire)	1
Executive Secretary (Parking & Traffic)	1
Executive Secretary (Planning)	1
Lead Pump Mechanic (Water - Util Srv.)	1
Maint. Worker I (Police)	1
Maint Worker II (Parks - Service Div.)	1
Maint. Worker II (Airport - Util Srv.)	1
Personnel Manager	1
Planning Technician II (Planning)	1
Parks Crew Leader (Service Div.)	1
Purchasing Officer	1
Sr. Personnel Clerk	1
Word Processing Supervisor	1
	23

Job Audit and Class Compensation Study:

Building Inspector I/II	10
Sr. Building Inspector	1
Civil Engineering Technician I-IV	18
	29

MODESTO CITY COUNCIL
RESOLUTION NO. 86-924

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PACIFIC AIRCRAFT SERVICES, INC. FOR THE LEASE OF HANGAR NO. 3 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 Pacific Aircraft Services, Inc. for the lease of Hangar No. 3 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 5th day of August, 19 86, 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. 86-925

A RESOLUTION APPROVING A "PROPERTY OWNER WAIVER" FOR A P.G. & E. WEATHERIZATION PROJECT AT THE CITY-OWNED HOUSE AT 117 ELM STREET

WHEREAS, the City has been approached by a private contractor associated with P.G. & E. Project Help, who would like to weatherize the City-owned house at 117 Elm Street at no cost to the City or its tenant.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that a "Property Owner Waiver" for a P.G. & E. weatherization project at the City-owned house at 117 Elm Street be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said "Property Owner Waiver" by the designated 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 August, 1986, 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. 86-926

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 5th day of August, 19 86, 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. 86-927

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DAVID AND DIANE M. VERISSIMO FOR THE USE OF THEIR PROPERTY FOR THE OUTFALL TRUNK SEWER REPAIR PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and David and Diane M. Verissimo for the use of their property for the outfall trunk sewer repair 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 August, 19 86, 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. 96-928

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD H. AND MARGARET D. SCOTT FOR THE LEASE OF PORTIONS OF THE FORMER EULA SCOTT AND HUBERT SCOTT 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 Donald H. and Margaret D. Scott for the lease of portions of the former Eula Scott and Hubert Scott 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 5th day of August, 19 86, 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: Maxine Coyle
MAXINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-929

A RESOLUTION VACATING AND ABANDONING A 5-FOOT PUBLIC UTILITY EASEMENT IN LOT 6 OF BLOCK 12353 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate easements, and

WHEREAS, there is an easement on the real property located in Lot 6 of Block 12353 in the City of Modesto, described in Exhibit "A" attached hereto, which is a 5-foot public utility easement, and

WHEREAS, the Council 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 easement has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation, the easement having been dedicated over 12 years ago and having never been used for utilities since that time.

3. That from and after the date this resolution is recorded, the easement vacated will no longer constitute a public utility easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 5-foot public utility easement located in Lot 6 of Block 12353 in the City of Modesto which is described in Exhibit "A", which is attached hereto and incorporated by reference herein, be and it is hereby vacated and abandoned, such vacation and abandonment to be 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 5th day of August, 1986, 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

APPROVED AS TO DESCRIPTION:

By John L. Chatterton
Engineering Services Department

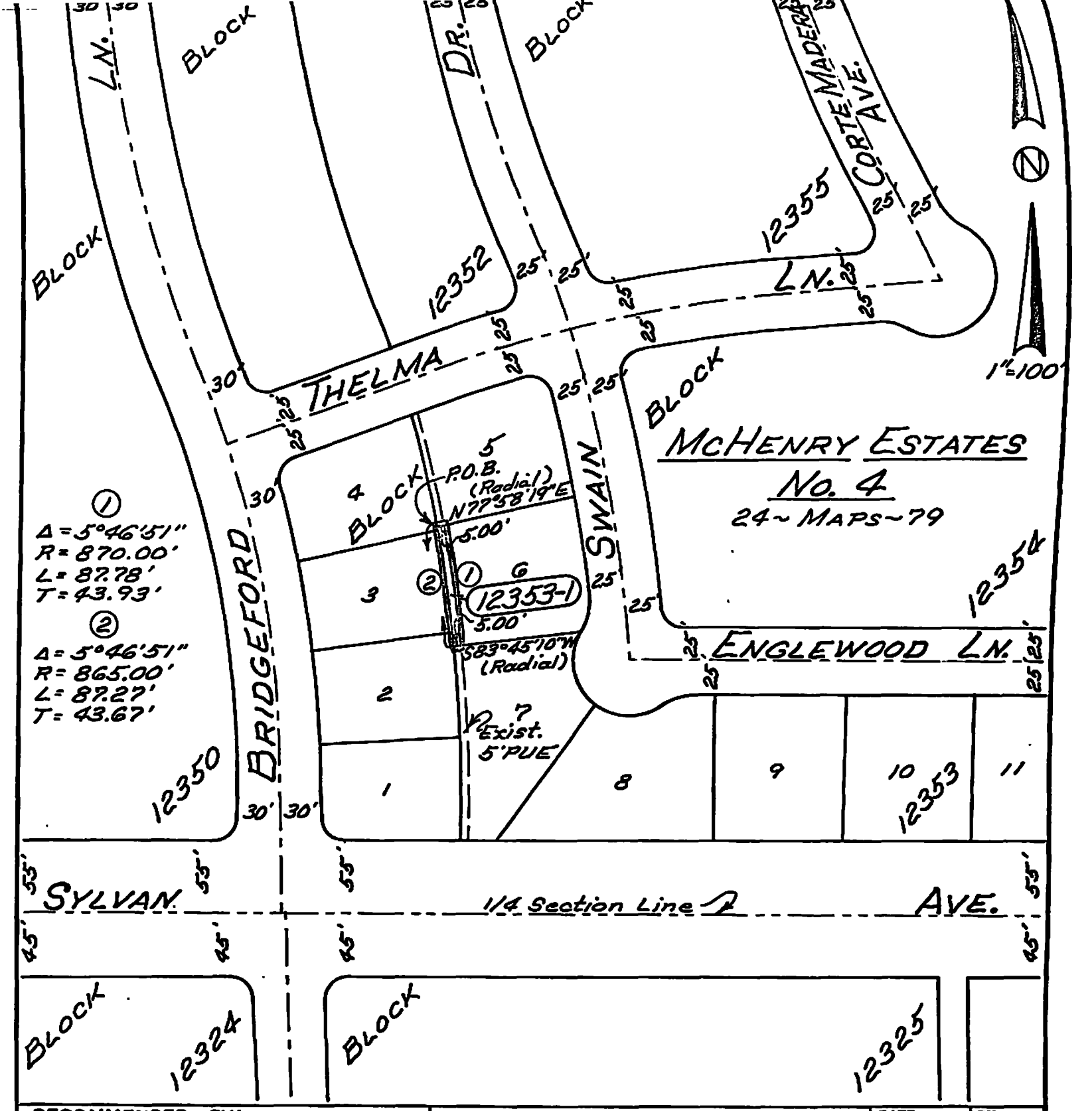
Parcel 12353-1
LD 86-G

VACATE AND ABANDON THE 5-FOOT PUBLIC UTILITY EASEMENT IN LOT 6 OF BLOCK 12353

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northwest quarter of Section 9, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, also being a portion of Lot 6 in Block 12353 of the McHENRY ESTATES NO. 4 Subdivision, as per map filed April 23, 1974 in Volume 24 of Maps, Page 79, Stanislaus County Records, described as follows:

Beginning at the Northwestern corner of said Lot 6, said point being on a non-tangent curve concave to the West; thence along the Northern line of Lot 6, said line being radial to the aforesaid non-tangent curve, North 77° 58' 19" East, 5.00 feet, to a point on a concentric curve from which point a radial line bears South 77° 58' 19" West; thence Southerly along said concentric curve concave to the West, having a Radius of 870.00 feet, a Central Angle of 5° 46' 51" and an Arc Length of 87.78 feet, to a point on the Southern line of Lot 6; thence along said Southern line of Lot 6, said line being radial to the aforesaid concentric curve, South 83° 45' 10" West, 5.00 feet, to the Southwestern corner of Lot 6, said point being on a non-tangent curve from which point a radial line bears South 83° 45' 10" West; thence Northerly along the Western line of Lot 6 on said non-tangent curve, concave to the West, having a Radius of 865.00 feet, a Central Angle of 5° 46' 51" and an Arc Length of 87.27 feet, to the point of beginning.

EXHIBIT "A"



RECOMMENDED BY:		DATE	BY
JERRY H. BUTLER			
CITY OF MODESTO DEPARTMENT OF ENGINEERING ALFRED KAUFMAN, DIRECTOR R.E. 6743	VACATE AND ABANDON THE 5-FOOT PUBLIC UTILITY EASEMENT IN LOT 6 OF BLK. 12353~LD86-G	FLD. BK. & PG. W. O. NO. FILE NUMBER 4~A~696	
DATE: JULY 17, 1986 | DRAWN: J.Christiansen | CHECKED:			

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-930

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 4-4.502 OF ARTICLE 5 OF CHAPTER 4 OF TITLE IV OF THE MODESTO MUNICIPAL CODE RELATING TO TENTATIVE PARCEL MAPS.

WHEREAS, on August 5, 1986 the City Council introduced Ordinance No. 2447-C.S. giving approval to a project relating to an amendment to Section 4-4.502 of Article 5 of Chapter 4 of Title IV of the Modesto Municipal Code relating to Tentative Parcel Maps, 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 4-4.502 of Article 5 of Chapter 4 of Title IV of the Modesto Municipal Code relating to Tentative Parcel Maps.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5 day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-931

A RESOLUTION ADOPTING A HOUSING DENSITY BONUS POLICY

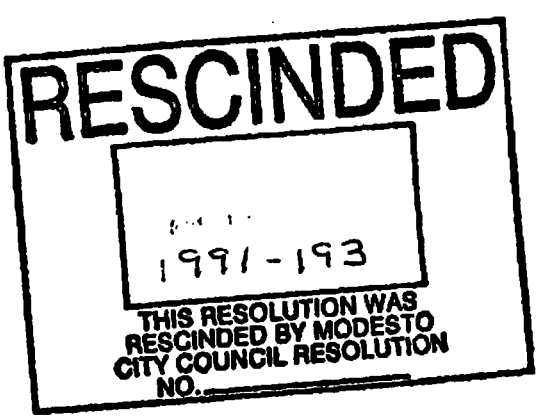
WHEREAS, State law allows developers to receive a 25% density bonus or other incentives of equal financial value if 25% of the units constructed are made available for low and very low income households; and

WHEREAS, the Council deems it desirable to adopt a Housing Density Bonus Policy.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby adopt the policy entitled, "An Analysis of the Housing Density Bonus Law", 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 5th day of August, 1986, 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

AN ANALYSIS OF THE HOUSING DENSITY BONUS LAW
MODESTO DEPARTMENT OF PLANNING AND COMMUNITY DEVELOPMENT
JULY 1986

This report discusses the State law, the need for affordable housing in Modesto, and recommendations on how the law can assist in meeting Modesto's rental housing needs.

Housing Density Bonuses

Chapter 4.2, Section 65915 of the State Government Code (attached) discusses density bonuses and other incentives available to developers. A developer is entitled to a 25% density bonus (25% over maximum allowable residential density) when the developer agrees to construct 25% of the units for low- or moderate- (less than 120% of median) income persons or 10% for lower- (less than 80% of median) income persons. If the City does not grant a density bonus it must provide other incentives of equivalent financial value. The density bonus applies to housing developments of five or more units and can be for rental or ownership. The law requires the City to establish procedures for compliance and to respond to a developer's request within 90 days. The City has the authority to charge the developer a fee to pay for administrative costs of the program.

Analysis

Using the 1984-89 Housing Element, 1980 Census data, and other available documents, staff has studied the need for moderate-, low- and very-low-income housing in Modesto. We feel that this background information will assist the Council in deciding how it can comply with density bonus requests.

A. Need for affordable rental housing in Modesto

1. 2,900 moderate-income households (80%-120% of median) are in need of rental housing assistance in 1985.

   700 additional moderate-income rental housing units will be needed in 1985-89.

   A total of 3,600 rental units will be needed in the next four years for moderate-income households.

2. 2,700 low-income households (50%-80% of median) are in need of rental housing assistance in 1985.

   1,050 additional low-income rental housing units will be needed in 1985-89.

   A total of 3,750 rental units will be needed in the next four years for low-income households.

3. 4,800 very-low-income households (50% of median) are in need of rental housing assistance in 1985.

   1,500 additional very-low-income rental housing units will be needed in 1985-89.

   A total of 6,300 rental units will be needed in the next four years for very-low-income households.

4. The need for rental housing in Modesto is greater for very-low-income households than for low- or moderate-income households.

B. What rents are affordable to moderate-, low- and very-low-income (MI, LI, and VLI) households?

Comparison of market rents, HUD Fair Market Rents[1] and 30% of gross moderate-, low- and very-low-incomes:

Units	Av. Mk. Rent in Modesto[2]	30% of Gross Incomes MI[3]	30% of Gross Incomes LI[3]	HUD Fair Market Rents[1]	30% of Gross Incomes VLI[3]
1 bedroom	$250-300	$603	$402	$296	$251
2 bedroom	300-400	755	503	357	314
3 bedroom	375-450	848	565	508	364

[1]Determined by HUD from average rents charged by private market landlords for safe and standard housing. HUD Fair Market rents are determined for each county in California. These rents are the maximum rents that can be charged to households with Section 8 certificates.

[2]1984-89 Housing Element

[3]For households of 2, 4, 6 people, respectively, at 30 percent of gross income. Low- and very-low-income levels are established by HUD yearly.

- Very-low-income household affordability is approximately $25-$50 per month less than average market rentals in Modesto. Low-income household affordability is comparable to market rate rents. Moderate-income household affordability is greater than most market rate rents. Most newly built units will rent at the higher end of the average market rents.

C. How is the need for affordable housing being met?

The only source of new affordable housing in Modesto is multiple-family mortgage revenue bonds. Because of recent federal legislation there will be very little money available for Section 8 new construction units or new conventional public housing units during the next several years. These have been Modesto's main sources of financing for low- and very-low-income housing.

As of January, 1986, there have been seven multiple-family revenue bond projects constructed or being constructed in the City.

Projects	Units	VLI Units
Westdale Commons	216	0
Stonebridge	286	0
Oak Haven	97	10
Valley Oak	208	21
Park Lakewood	116	12
Meadow Lakes	196	20
Shadowbrook	296	30
	1,415	93 of the 1,415

Federal law requires that 20% of all units be available to households earning no more than 80% of the median income. This is 283 units of the 1,415 units. Ninety-three of the 1,415 units will be for very-low-income households (50% of median income). Most likely all of the remaining 1,322 units will be affordable to low- and moderate-income households.

D. How are other cities implementing density bonuses?

Most cities contacted* offer density bonuses to developers building 25% of their units for low- and moderate-income households, but cities use density bonus compliance in ways to meet their housing needs. Several cities have more stringent housing density bonus regulations than outlined in the state law. Often density bonus programs piggy-back other existing programs and some tend to be quite complex. The City of Davis uses the density bonus program almost entirely with owner units as part of their growth management program. In San Diego, over 74 projects have density bonus units which are required to rent or sell for less than 10% of affordable market rents. Simi Valley determines density bonus requirements on a case-by-case basis with their affordable housing subcommittee negotiating each case. Chula Vista has used the density bonus in building senior citizen housing.

*Cities contacted: San Diego, Chula Vista, Santa Cruz, Davis, Simi Valley, Santa Rosa

In addition to deciding what kind of density bonus to give the developer, there are three other questions which need to be addressed. They are listed below along with other cities' implementation.

1. How long will the units be regulated?

Simi Valley - 10 years
Santa Rosa - 10 years
San Diego - 20 years

2. How long can units remain vacant for low-income tenants before the landlord can rent to someone else?

   Simi Valley - 30 days
   Santa Rosa - 90 days

3. Who monitors for compliance, how often, and how is it paid for?

   Santa Rosa - Housing Authority - quarterly - use Block Grant money
   Simi Valley - City Department of Planning and Community Development - yearly
   San Diego - Housing Commission - yearly - use Block Grant money

Conclusions

A. Recommendation for rent levels

The spirit of the Housing Density Bonus Law is to make housing affordable to people who cannot afford market rents. In Modesto we have a unique situation in that market rate housing is affordable to many low- and most moderate-income households. This is not true in most cities in California. It was for these other cities, especially coastal cities, that the law was passed. Modesto's greatest need for housing affordability is for very-low-income households. This need is discussed in the staff analysis. Staff suggests that the Council consider this need when granting a density bonus or other development incentives to a builder.

We don't support use of HUD Fair Market rents as guidelines for rental rates for very-low-income households. We believe that a goal of allowing density bonuses should be to create more affordable units for households without government subsidies. In the case of very-low-income households, if HUD Fair Market rents are used, only Section 8 certificate holders will be able to afford the rent. HUD pays the difference between the rental rate and what the tenant can afford to a HUD determined maximum amount. Thus, more units from allowing density bonuses would be available to certificate holders; but, the actual number of certificate holders would not change because this number is allocated by HUD. In reality, the City would not be expanding the number of affordable units to more very-low-income households, but just expanding the housing choice to the limited number of households with certificates. Staff believes that rents should be affordable whether or not any government subsidy is used. This will increase the actual number of affordable units.

Staff notes that the four-year needs (1985-89) for affordable rental housing are:

3,600 units	-	moderate-income - 26%
3,750 units	-	low-income - 28%
6,300 units	-	very-low-income - 46%
13,650 units	-	total - 100%

The recent development of MFMRB projects and several market-rate multifamily projects has expanded the rental supply by 1,800 units. In addition, the rental rates of these units are within the affordable limits of low- and moderate-income tenants. This speaks well to the current and future need of low- and moderate-income tenants identified on page 4.

The needs of very-low-income tenants have not been met in proportion to those of low- and moderate-income tenants. Only 93 of 1,800 units are affordable to VLI tenants, and then only with Section 8 certificates.

Since our average monthly market rents are below or at par with 30% of gross moderate and low incomes, staff urges a focus on very-low-income tenant need. Staff recommends that the 25% density bonus be committed to 15% very-low-income (less than 50% median) units and 10% low income units.

B. Example of how a density bonus would work

As stated in State law, if a density bonus is applied for, the City can be entitled to affordable rents in 25% of the units in the project before the 25% density bonus is applied.

As an example, a developer wants to build 280 units on 10 acres (maximum R-3 density of 28 units/acre) and wants a density bonus. Applying the state 25% requirements means that 70 units (25% of 280) will be rented to low- and moderate-income households. Using the recommendation above, these 42 units will be rented to very-low-income households and 28 units to low income households. Applying the 25% density bonus to the project (280 x .25) means that the developer can now build 70 more units on the ten acres, or 35 units/acre.

C. Recommendations for other provisions of the density bonus

1. A density bonus will be a condition of a zone change or plot plan review.

2. 25% of a project's units shall be affordable to very-low-income households for a period of 10 years.

3. The City shall contract with the Housing Authority to provide quarterly monitoring of tenant occupancy. We recommend that monitoring costs be paid by the owner in one lump sum at the beginning of the rental period. Similar monitoring done by the Housing Authority for multifamily mortgage revenue bonds costs approximately $5.55/unit/year. The entire project is monitored.

4. It will be the owner's responsibility to contact the monitoring agency once the units are available to rent. Very-low-income units shall remain vacant for 30 days before the owner is able to rent to households of low income levels. Notification of the start and end of the 30-day period must be reported to the monitoring agency. The owner must show evidence to the monitoring agency that good faith efforts have been made to advertise the VLI units. As further vacancies occur, the very-low-income opportunity shall again be extended.

5. The rental rate charged each VLI household will be determined by unit size. This means that a one-person and a two-person household would pay the same to rent a one-bedroom unit. If a one-person household chooses to live in a two-bedroom unit they could be charged up to the maximum rate for a four-person household, the largest household size for a two-bedroom unit.

6. All VLI units must be comparable to the market rate units. VLI units must be integrated throughout the project by location and by number of bedrooms per unit.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-932

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GREAT AMERICAN INSURANCE FOR ALL-RISK COVERAGE FOR PAINTINGS, ANTIQUES, ETC., LOCATED IN THE MCHENRY MANSION, MCCLURE HOUSE AND CITY HALL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Great American Insurance for all-risk coverage for paintings, entiques, etc., located in the McHenry Mansion, McClure House and City Hall

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 August, 1986, 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. 86-933

A RESOLUTION APPROVING THE FILING OF AN APPLICATION WITH THE STATE OF CALIFORNIA PUBLIC UTILITIES COMMISSION FOR EXTENSION OF WEST UNION AVENUE ACROSS THE RAILROAD TRACKS OF THE UNION PACIFIC RAILROAD AND APPOINTING SIGNATORY OFFICIALS.

WHEREAS, the Public Utilities Commission requires that the City Council of the City of Modesto file an application and appoint signatory officials as the first step in extending West Union Avenue across the Union Pacific Railroad Tracks, and

WHEREAS, the extension of West Union Avenue across the Union Pacific Railroad Tracks will connect segments of Union Avenue on the east and west side of the railroad tracks,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the filing of an application with the State of California Public Utilities Commission for the extension of West Union Avenue across the railraod tracks of the Union Pacific Railroad is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby apointed as signatory officials and authorized to execute said application on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute and submit all other documents which may be necessary relating to the above mentioned application.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-934

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:

Equipment Operator-Backhoe

Sanitary Engineer

Streets Maintenance Superintendent

Training Coordinator

The specifications for the classifications created, as shown on the attached Exhibits "A", "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. CLASSIFICATIONS AMENDED. The Position Classification Plan of the City of Modesto is hereby amended to amend the following classifications:

Equipment Operator

Fire Lieutenant

The specifications for the classifications amended as shown on the attached Exhibits "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 2. EFFECTIVE DATE. This resolution shall become effective on and after August 5, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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

DEFINITION

Under general supervision, to skillfully operate a backhoe; to operate other moderately heavy power-driven, diesel and/or gasoline-powered construction and maintenance equipment; to lead and assist a small crew in carrying out assigned duties; 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 the duties which may be performed.)

Operates a backhoe in construction and maintenance of municipal streets and utility lines; assures that all underground utilities lines are located before excavation; excavates sewer and waterlines for repair and backfills trenches and excavations after completion of repairs; may be assigned to operate a variety of other diesel or gasoline-powered equipment including dump trucks, patch truicks, 4 wheel drive scoop loaders, claw loaders, packer trucks, and other moderately heavy equipment; performs heavy semi-skilled and skilled construction and maintenance work when the nature of the job does not require constant equipment operation; may review work on an assigned crew to insure that it is done properly and expeditiously; cleans, maintains, and makes minor repairs to assigned equipment; may operate heavy equipment on a training basis.

EMPLOYMENT STANDARDS

Experience:

Two (2) years in the class of Maintenance Worker I or higher for the City of Modesto.

or

Three (3) years of experience in construction and/or maintenance work, including the operation of diesel and/or gasoline power-driven backhoes.

Knowledge of:

Operation and maintenance of power-driven equipment, including backhoes, dump trucks, and related equipment;
Methods, practices and materials used in street, water, sewer, and grounds construction and maintenance;
Uses and purposes of hand tools;
Safe work practices.

and

Employment Standards (cont.)

Ability to:

Demonstrate aptitude for trenching close to underground electrical and/or utility lines;
Operate assigned equipment with skill and safety;
Perform semi-skilled and skilled maintenance and construction 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;
Read and write at the level required for successful job performance;
Provide training to less experienced employees;
Maintain cooperative working relationships.

and

Possession of a Class 2 operator's license issued by the California Department of Motor Vehicles.

DEFINITION:

Under direction, performs difficult sanitary engineering work on domestic water supply, waste water treatment and disposal systems, and waste management at the full journey level; and performs other related work as required.

EXAMPLES OF DUTIES:

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; may supervise, train, and evaluate the work of subordinate personnel.

EMPLOYMENT STANDARDS:

Experience:

Three years of increasingly responsible sanitary engineering experience.

(Possession of a master's degree in environmental, sanitary, or chemical engineering may be substituted for one year of the required experience. Possession of a doctoral degree in environmental or sanitary engineering may be substituted for two years of the required experience.)

and

Education:

Equivalent to graduation from college with major work in sanitary, chemical, or environmental engineering; or civil engineering with an option in sanitary, environmental, or water resources engineering.

(Additional qualifying experience may be substituted for the required education on a two years for one year basis.)

and

EMPLOYMENT STANDARDS (cont.)

Knowledge of:

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;
Principles of supervision and training.

and

Ability to:

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

Possesision of a valid Certificate of Registration as a Professional Engineer or a Sanitary Engineer issued by the State Board of Registration for Professional Engineers.

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.

Those appointed will be required to serve a one year probation. Satisfactory performance and recommendation of the department head is required for regular status.

STREETS MAINTENANCE SUPERINTENDENT

DEFINITION

Under general direction, to plan, organize, and supervise streets maintenance, streets repair, and streets/alleys cleaning and refuse programs; to assist the Assistant Director of Utility Services in the development of operating and capital budgets; to supervise and coordinate departmental safety program and supervise the departmental vehicle and employee accident committees; to oversee Municipal Corporation Yards maintenance; and to do related work as required.

EXAMPLES OF DUTIES

Plan organize, delegate, and supervise the assigned streets maintenance, streets repair, streets and alleys cleaning and refuse programs; supervise and coordinate the safety program of the Utility Services Department; supervise and coordinate the departmental vehicle and employee accident committees; oversee administration of and allocate resources to accomplish Municipal Corporation Yards maintenance; 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; prepare the operating budget and include the capital outlay needs for assigned programs; monitor and control expenditures for the assigned programs; recommend appointment of, give direction to, and evaluate performance of assigned subordinate personnel; develop and monitor management development and training of assigned personnel; review and prepare recommendations responding to citizens' complaints, suggestions and requests; meet with individuals, organized community groups and committees in promotion and organization of programs and facilities; may be assigned to represent the Utility Services Department in public relations activities.

EMPLOYMENT STANDARDS

Experience:

Two (2) years as a Public Works Supervisor II with the City of Modesto,

or

Four (4) years of public works maintenance and repair experience, in streets repair, streets maintenance, streets/alleys cleaning and refuse, with a minimum of two (2) years in a supervisory capacity comparable to Public Works Supervisor I with the City of Modesto.

and

Education:

Equivalent to graduation from an accredited two-year college with a major in administration or management. (Substitution may be allowed to meet this two year requirement of an additional four (4) years of supervisory experience comparable to Public Works Supervisor I with the City of Modesto.)

and

Knowledge of:

Principles of supervision and training;
Principles of budget preparation and expenditure control;
Objectives, methods and techniques of planning streets maintenance, streets repair, and streets/alleys cleaning and refuse 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 programs;
Establish and maintain a system of equipment assignment which best coordinates available resources with operating units' needs;
Assist with the preparation of operating and capital improvement budgets and the control of expenditures;
Research and resolve citizen complaints and respond to expressed complaints, suggestions and requests;
Keep records and prepare regular and special reports;
Analyze and interpret factual data;
Prepare completed staff work for oral and written presentation;
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.

Incumbents will be required to file a Statement of Economic Interest.

All those appointed shall serve a twelve (12) month probation. Satisfactory performance and recommendation of the City Manager is required for regular status.

TRAINING COORDINATOR

DEFINITION:

Under direction, plans, organizes, develops, directs and participates in the establishment and maintenance of a diversified City of Modesto training program; and does related work as required.

EXAMPLES OF DUTIES:

Plans, supervises, and conducts a variety of training programs including management development, supervisory training, professional and technical training, orientation, career counseling and upward mobility programs; provides information and consultation to top management on issues relating to organization development strategies and techniques; consults with departments in planning training programs, identifying in-service training needs, selecting the most effective training methods, selection of trainees and evaluating results of training courses; formulates training policies and procedures; prepares training and orientation aids, handbooks, manuals, course outlines, and other training materials; reviews potential training assistance from outside specialists and available audio-visual training aids and recommends selection of such services; supervises and participates in the training of trainers; counsels employees in course and curriculum content in relation to job relevance, career development and upward mobility; keeps informed on current training trends, literature, methods, and techniques and available audio-visual materials; prepares reports and correspondence; may select, train, assign work to and evaluate the performance of subordinate technical and clerical employees.

EMPLOYMENT STANDARDS

Education:

Graduation from an accredited four-year college or university.

and

Experience:

Demonstrated experience in agency or classroom training activities which includes developing and carrying out comprehensive training programs.

and

EMPLOYMENT STANDARDS (Cont.):

Knowledge of:

Principles and practices of organization, management, and administration;
Behavioral science and human relations;
The principles, methods and techniques of employee training and development;
Organizational development and communications;
Determining adult training needs, and evaluating training courses;
The nature of the learning process;
The teaching skills, principles and methods used in conducting training courses;
The principles of course development and skill in designing programs to meet adult training needs;
The literature in the field of employee training;
The audio-visual aids used in training activities;
The principles and techniques of effective employee supervision.

and

Ability to:

Plan, organize, and conduct training programs and evaluate training results;
Prepare clear and concise written reports;
Prepare and make effective oral presentations;
Train trainers;
Analyze work situations and determine valid training needs;
Direct and participate in the writing of manuals, handbooks, and lesson plans;
Develop visual aids and other instructional materials to meet specific training needs;
Research, analyze, evaluate and prepare completed staff work;
Set self priorities and structure working time;
Work under pressure;
Adapt with flexibility to unexpected changes in a situation;
Establish and maintain effective working 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.

This is a management position. Incumbents will be expected to work whatever time is required to assure the successful accomplishment of the organizational goals and objectives.

All those appointed shall complete a twelve (12) month probation period. Satisfactory performance and recommendation of the department head is required for regular status.

DEFINITION

Under general supervision, to operate moderately heavy power-driven, diesel and/or gasoline-powered construction and maintenance equipment; to lead and assist a small crew in carrying out assigned duties; 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 the duties which may be performed.)

Operates a variety of diesel or gasoline-powered equipment including dump trucks, patch truicks, 4 wheel drive scoop loaders, claw loaders, packer trucks, and other moderately heavy equipment; performs equipment operation duties in the maintenance or construction of municipal public works streets, streets trees, utility lines, storm drains, and related facilities; performs heavy semi-skilled and skilled construction and maintenance work when the nature of the job does not require constant equipment operation; may review work on an assigned crew to insure that it is done properly and expeditiously; cleans, maintains, and makes minor repairs to assigned equipment; may operate heavy equipment on a training basis.

EMPLOYMENT STANDARDS

Experience:

Two (2) years in the class of Maintenance Worker I or higher for the City of Modesto.

or

Three (3) years of experience in construction and/or maintenance work, preferably including the operation of moderately heavy diesel and/or gasoline power-driven equipment in a training capacity.

Knowledge of:

Operation and maintenance of power-driven equipment, including dump trucks, patch trucks, packers, scoop loaders, and related equipment;
Methods, practices and materials used in streets, street trees, water, sewer, and grounds construction and maintenance;
Uses and purposes of hand tools;
Safe work practices.

and

Employment Standards (cont.)

Ability to:

Operate assigned equipment with skill and safety;
Perform semi-skilled and skilled maintenance and construction 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;
Read and write at the level required for successful job performance;
Provides training to less experienced employees;
Maintain cooperative working relationships.

and

Possession of a Class 2 operator's license issued by the California Department of Motor Vehicles.

DEFINITION

Under direction, to be in command of a City fire station or company during an assigned shift; to participate in and direct personnel in fire suppression and prevention activities; and to do related work as required.

EXAMPLES OF DUTIES

Responds to alarms and directs the route to be taken to the fire; makes decisions as to fire fighting methods to be employed, and need for additional assistance; directs crew and assists in fire fighting and related life and property protection until relieved by a superior officer; obtains information at the scene of the emergency and completes reports for fire department use, maintains station records and completes reports for the department on all activities; supervises and assists with the maintenance of all apparatus and grounds; trains station complement in all phases of fire fighting, rescue, resuscitation, and prevention; supervises and makes inspections of industrial, commercial, and residential properties to discover and eliminate potential fire hazards, to educate the public in fire prevention, and to be prepared for fire suppression tactics; when required, operates any fire apparatus or equipment assigned to the station; supervises and performs salvage, rescue, and first aid activities; answers questions of the public and investigates complaints; inspects fire department buildings, grounds, quarters, equipment, and requisitions supplies for the station; supervises demonstrations for fire prevention purposes; responds to alarms when off duty; conducts visitors through the station.

SPECIAL ASSIGNMENT (Fire Lieutenant assigned to Fire Prevention Bureau)

During assignment, under the direction of the Fire Battalion Chief (Fire Marshal), conducts technical inspections of residential, commercial, public assembly and industrial facilities to discover hazardous conditions and seek correction and compliance with the fire and safety laws and ordinances; assists in training the general public in the detection and correction of fire hazards and in fire prevention activities; issues hazardous materials permits and special use permits; investigates complaints and answers questions regarding hazards and violations of fire prevention regulations; conducts fire drills; maintains records and prepares reports; subject to serve as a Fire Lieutenant as needed and to respond to fire and emergencies; and to do related work as required.

EMPLOYMENT STANDARDS

Education:

Completion of the twelfth grade.

and

Experience:

Option I: Four (4) years of experience as a sworn fire suppression person in the Modesto Fire Department, including at least one (1) year as a Fire Engineer in the Modesto Fire Department.

or

Option II: Six (6) years of experience as a sworn fire suppression person in the Modesto Fire Department.

and

Knowledge of:

Modern principles and practices of fire prevention and suppression;
Proper use and maintenance of fire fighting equipment and supplies;
Departmental rules and regulations and laws pertaining to fire prevention and safety;
City geography, fire hazards, and fire fighting resources such as personnel, equipment, water supply and communications;
First aid, rescue and inhalator methods.

and

Ability to:

Train and supervise the work of others.
Operate all types of fire fighting equipment, and to instruct others in such operations;
Apply fire safety regulations to specific structures and situations;
Perform hazardous rescue and fire suppression evolutions;
Think clearly, quickly and accurately in emergencies;
Apply technical fire fighting principles and techniques and principles of hydraulics applied to fire suppression;
Understand and follow oral and written directions;
Keep simple records and prepare reports;
Establish and maintain cooperative relationships with fellow employees and the public.

and

Possession of a valid California Class 2 driver's license.

Incumbents will be required to file a Statement of Economic Interests when assigned to the Fire Prevention Bureau.

Probation: All those appointed shall complete a twelve (12) month probation. Satisfactory performance and recommendation of the Fire Chief is required for regular status.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-935

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 Sanitary Engineer, Range 433.0; Streets Maintenance Superintendent, Range 429.0; and Training Coordinator, Range 426.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after August 5, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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

CITY OF MODESTO
ALPHABETICAL LISTING OF CLASSIFICATIONS IN CITY SERVICE
1986-87
(Effective 6-24-86, amended 8-5-86))

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
122.0	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
308.0	Police Officer (Trainee Step)
310.0	Police Officer
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
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
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
	202	Other
	216	

MODESTO CITY COUNCIL
RESOLUTION NO. 86-936

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 in the 200 block of Chestnut Street on August 23, 1986, 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 August 23, 1986, 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 5th day of August, 1986, 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, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-937

A RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF THE 200 BLOCK OF CHESTNUT STREET TO PUBLIC USE TO HOLD A PUBLIC AUCTION FOR SALE OF SURPLUS, STOLEN AND LOST 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 in the 200 block of Chestnut Street on August 23, 1986, to sell surplus, stolen and lost property accumulated by the City of Modesto, and

WHEREAS, the Finance Department has requested permission from the City Council to temporarily close the 200 block of Chestnut Street on August 23, 1986, in order that the above referred to public auction may be held on August 23, 1986, and

WHEREAS, the City of Modesto owns and controls all of the property on both sides of the 200 block of Chestnut Street,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the temporary closure of the 200 block of Chestnut Street on August 23, 1986, for a public auction to be held by the City of Modesto on August 23, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-938

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1986-87 TO IMPLEMENT THE SEVERAL MEMORANDA OF UNDERSTANDING WITH EMPLOYEE BARGAINING UNITS AND THE APPROVED COMPENSATION FOR MANAGEMENT AND CONFIDENTIAL EMPLOYEES REGARDING INCREASES IN EMPLOYEE SALARIES AND BENEFITS.

WHEREAS, the Council of the City of Modesto has approved a Memorandum of Understanding with the Modesto City Employees Association and has authorized increases in employee salaries and benefits, effective June 24, 1986, and

WHEREAS, the Council of the City of Modesto has approved a Memorandum of Understanding with the Modesto City Fire Fighters Association and has authorized increases in employee salaries and benefits, effective June 24, 1986, and

WHEREAS, the Council of the City of Modesto has approved a Memorandum of Understanding with the Modesto Police Officers Association and has authorized increases in employee benefits, effective July 8, 1986, and

WHEREAS, the Council of the City of Modesto has authorized increases in salaries and benefits for Management and Confidential Employees, effective June 24, 1986, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for Fiscal Year 1986-87 to provide financing for said memoranda of understanding and said authorization regarding changes in Employee Services Appropriations, Professional and Contractual Services Appropriations, and Other Appropriations,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the changes listed in Exhibit A be made to the Annual Budget of the City of Modesto for Fiscal Year 1986-87.

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 5th day of August, 1986, 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

EXHIBIT A

APPROPRIATION REVISIONS REQUIRED TO IMPLEMENT SALARY SCHEDULES AND OTHER APPROVED COMPENSATION ADJUSTMENTS

Fund No.	Organ-ization	Department or Organization Title	Salary & Wages Regular Obj. 110.00	Salary & Wages Part-time Obj. 120.00	Salary & Wages Overtime Obj. 130.00	Employee Benefits Obj. 188.00
GENERAL FUND						
010	0101	City Council	$ -	$ -	$ -	$ (1,103)
	0201	City Manager	10,408	472	-	(9,546)
	0212	Citizens Information Service	2,661	-	50	(800)
	0222	Personnel	4,878	48	15	(1,101)
	0232	Word Processing	3,724	-	62	(842)
	0401	City Attorney	9,836	-	15	(2,388)
	0501	City Clerk and Auditor	3,114	-	-	(810)
	0801	Economic Development	2,037	-	-	(583)
		Finance:				
	1201	Dept. Administration	2,754	-	-	(719)
	1212	Treasury	1,442	-	-	(404)
	1222	Finance Division	15,357	-	377	(4,536)
	1232	Purchasing	3,149	-	6	(892)
	1233	Microfilm and Records Center	1,160	-	-	(392)
	1242	Data Services	5,701	-	277	(1,797)
	1252	Office Services	1,735	-	-	(499)
	1401	Planning & Community Development	14,533	-	60	(3,829)
	1601	Parking & Traffic	8,224	265	6	(2,557)
		Fire:				
	1801	Dept. Administration	2,964	-	-	1,737
	1802	Disaster & Civil Defense	581	-	-	1,247
	1803	Training	1,240	-	-	2,679
	1822	Fire Prevention	8,959	-	792	8,825
	1832	Fire Suppression	171,009	-	172,074*	190,209
		Police:				
	1901	Dept. Administration	4,433	-	-	25,077
	1921	Admin. Services	16,811	219	101	941
	1941	Investigative Services	5,749	-	-	99,867

*Includes $143,231 for second year effect of the 1985 MCFFA agreement regarding constant manning which was underestimated during budget preparation. In future years, this amount will, in large part, be offset by salary savings resulting from the 1985 provision to eliminate three relief positions through attrition.

APPROPRIATION REVISIONS REQUIRED TO IMPLEMENT SALARY SCHEDULES AND OTHER APPROVED COMPENSATION ADJUSTMENTS

Fund No.	Organ-ization	Department or Organization Title	Salary & Wages Regular Obj. 110.00	Salary & Wages Part-time Obj. 120.00	Salary & Wages Overtime Obj. 130.00	Employee Benefits Obj. 188.00
GENERAL FUND, Continued						
010		Police, continued:				
	1961	Field Operations	$ 8,706	$ 1,442	$ 10,120	$305,544
	1964	Animal Control	1,551	-	14	(651)
		Parks & Recreation:				
	3001	Dept. Administration	10,994	-	-	(3,009)
	3112	Parks - Service & Repair	12,730	471	165	(3,735)
	3113	Parks - Grounds Maint.	20,270	1,840	94	(5,956)
	3212	Trees - Planting & Maint.	18,027	-	149	(5,573)
	3213	Trees - Preservation	5,793	-	44	(1,684)
	3311	Golf - General	956	-	-	(193)
	3312	Golf - 9 Hole	2,125	-	142	(666)
	3313	Golf - Dryden	3,781	202	239	(1,183)
	3412	Community Center	3,349	243	-	(707)
	3611	Cult. Prog. & Facility - General	932	-	-	(193)
	3612	Cult. Prog. & Facility - Museum	846	152	-	(175)
	3712	Recreation	2,796	10,695	-	(580)
	3811	Misc. Facilities - General	2,571	-	17	(819)
	3812	Misc. Facilities - King-Kennedy	2,103	-	-	(485)
		Engineering Services:				
	4301	Dept. Administration	3,368	-	-	(952)
	4112	Engineering	12,017	142	203	(4,571)
	4212	Construction Administration	6,175	-	222	(2,324)
	4412	Building Inspection	17,387	272	-	(5,840)
		Utility Services:				
	4801	Dept. Administration	7,024	-	-	(1,881)
	4512	Electrical	7,578	-	353	(2,456)
	4612	Streets	29,886	-	788	(8,663)
	4802	Waste-to-Energy Project	1,839	-	-	(477)
	4912	City Hall	4,517	150	64	(1,269)
		Total General Fund (010)	$489,780	$ 16,613	$186,449	$549,286

APPROPRIATION REVISIONS REQUIRED TO IMPLEMENT SALARY SCHEDULES AND OTHER APPROVED COMPENSATION ADJUSTMENTS

Fund No.	Organ-ization	Department or Organization Title	Salary & Wages Regular Obj. 110.00	Salary & Wages Part-time Obj. 120.00	Salary & Wages Overtime Obj. 130.00	Employee Benefits Obj. 188.00
HCDA TITLE I/HOUSING						
111	1452	Housing & Comm. Develop.	$ 5,610	$ -	$ 11	$ (1,622)
PARKING						
600	1682	Parking & Traffic	$ 1,156	$ 549	$ 6	$ (412)
WATER (Utility Services)						
610	5012	Water Division	$ 19,891	$ -	$ 578	$ (3,356)
SEWERAGE (Utility Services)						
621	5212	Wastewater Collection	$ 17,438	$ -	$ 804	$ (4,335)
	5213	Wastewater Treatment - Primary	15,230	-	119	(4,259)
	5214	Wastewater Treatment - Secondary	3,493	-	12	(1,156)
	5215	Monitoring & Control	4,295	127	33	(1,404)
	5216	Treatment Plant Improvements Admin.	23,953	-	1,645	2,191
	5217	Industrial Waste Planning & Monitoring	3,231	-	-	(1,019)
		Total Sewerage Fund (621)	$ 67,640	$ 127	$ 2,613	$ (9,982)
AIRPORT (Utility Services)						
631	5412	Airport	$ 4,499	$ 393	$ 7	$ (1,212)

APPROPRIATION REVISIONS REQUIRED TO IMPLEMENT SALARY SCHEDULES AND OTHER APPROVED COMPENSATION ADJUSTMENTS

EXHIBIT A
(Continued)

Fund No.	Organ-ization	Department or Organization Title	Salary & Wages Regular Obj. 110.00	Salary & Wages Part-time Obj. 120.00	Salary & Wages Overtime Obj. 130.00	Employee Benefits Obj. 188.00
BUS SERVICE						
651	1672	Parking & Traffic - Bus Service	$ 1,745	$ 134	$ -	$ (507)
	5612	Utility Services - Bus Maintenance	6,017	-	20	(2,189)
		Total Bus Service Fund (651)	$ 7,762	$ 134	$ 20	$ (2,696)
CENTRAL STORES (Finance)						
710	1272	Central Stores	$ 2,427	$ -	$ 7	$ (779)
SERVICE DIVISION (Utility Services)						
720	5812	Main Shop	$ 7,222	$ -	$ 74	$ (2,269)
	5813	Police Shop	2,456	-	67	(848)
		Total Service Division Fund (720)	$ 9,678	$ -	$ 141	$ (3,117)
SELF INSURANCE (City Attorney)						
731	0472	Risk Management	$ 3,216	$ 300	$ -	$ (726)
STANISLAUS DRUG ENFORCEMENT AGENCY (Police)						
885	1970	Stanislaus Drug Enforcement Agency	$ -	$ -	$ -	$ 11,934
TUOLUMNE RIVER REGIONAL PARK						
890	3912	Parks & Recreation - Tuolumne River Park	$ 3,750	$ -	$ 28	$ (1,188)
		TOTAL ALL FUNDS	$ 615,409	$ 18,116	$ 189,860	$536,130*

*Reflects employee benefit changes due to salary increases, new PERS pick-up for Police sworn personnel, benefit rate increases, and adjustment in percentage of distribution.

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EXHIBIT A
(Continued)

APPROPRIATION REVISIONS REQUIRED TO IMPLEMENT SALARY SCHEDULES AND OTHER APPROVED COMPENSATION ADJUSTMENTS

Fund No.	Organ-ization	Object	Object Description	Amount
010	1801	165.00	Uniform Allowance	$ 120
	1803	165.00	Uniform Allowance	120
	1822	165.00	Uniform Allowance	168
	1832	165.00	Uniform Allowance	21,264
	1901	165.00	Uniform Allowance	24
	1901	235.00	Services, Professional & Other	3,500
	1921	165.00	Uniform Allowance	780
	1924	240.00	Intergovernmental Services*	11,934
	1941	165.00	Uniform Allowance	312
	1961	165.00	Uniform Allowance	924
	6502	422.00	M.C.E.A. Salary Continuation Plan	75,000

*The fringe benefit adjustment to the Stanislaus Drug Enforcement Agency budget results in a corresponding charge to the Organization 1924 budget.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-939

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WALSER TRAVEL SERVICES, INC. TO SELL AIR TRAVEL INSURANCE AT THE MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Walser Travel Services, Inc., to sell air travel insurance 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 5th day of August, 19 86, 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. 86-940

A RESOLUTION ADOPTING A SCHEDULE OF FEES AND CHARGES FOR WATER SERVICE IN THE CITY OF MODESTO AND SUPERSEDING RESOLUTION NO. 86-873.

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 an increase in said schedule of fees and charges to be charged to consumers for water services in the City of Modesto to reflect new and increased costs, and to add a new fee which will be called the Water System Fee, and

WHEREAS, the City Council held a public hearing at its regular meeting on August 5, 1986, 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	2,160.00
	8" service	2,500.00
	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
	Charge for preparing reimbursement agreements which are related to water fees.	90.00
	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
11-1.05(d) (3)	Inspection fee to determine portion of parcel to be served by a water main connection, fee per parcel.	$ 21.00
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 use service charge for each permit issued.	22.00

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 August 6, 1986.

BE IT FURTHER RESOLVED that Resolution No. 86-873, adopted by the Council July 15, 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 5th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-941

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE 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 The 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 5th day of August, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-942

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION REVISING THE FREEWAY MAINTENANCE AGREEMENT IN RELATION TO THE CARPENTER/BRIGGSMORE OVERPASS

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 revising the Freeway Maintenance Agreement of February 24, 1970, to reflect changes in the division of maintenance responsibility due to the State abandoning certain portions of streets on the Carpenter/Briggsmore overpass **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** August, **19** 86, **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. 86-943

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF PERSONNEL APPEALS (DAVID PAYN)

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 Personnel Appeals **for the respective term as indicated:**

David Payn
2805 Stafford Way
Modesto, Ca. 95350

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 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 5th **day of** August, 19 86, **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. 86-944

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.

WHEREAS, on August 12, 1986 the City Council introduced Ordinance No. 2448-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 along the south side of Merle Avenue west 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 Density Residential Zone, R-2, to Low Density Residential Zone, R-1, property located along the south side of Merle Avenue west of Roselle Avenue, extended.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 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, 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. 86-945

A RESOLUTION GRANTING THE APPEAL OF C & G ENGINEERING ON BEHALF OF SILAS GREEN AND APPROVING THE TENTATIVE MAP OF GREENSAN ESTATES SUBDIVISION.

WHEREAS, the tentative map of the Greensan Estates Subdivision was filed in the office of the Secretary of the Planning Commission on June 3, 1986, 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 sanitary sewer and water facilities are available, and

WHEREAS, the area can be served by Fire Station No. 2 at Second and "G" Streets, 2.0 miles distant, and

WHEREAS, the Modesto City Elementary School and Modesto High School Districts have responded that their respective schools have reached capacity and that subdivision development will create problems in serving future students from the subdivision and have requested that the tentative map not be approved until arrangements have been made to resolve school district housing and transportation problems, and

WHEREAS, a public hearing was held by the Planning Commission on July 7, 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, the Planning Commission considered the school districts' requests and determined that the Public Projects Committee of the City Council was considering school impact concerns on an urban area basis and that the concerns should not be addressed by the Commission on a case-by-case basis, and

WHEREAS, after said hearing, the Planning Commission adopted Resolution No. 86-121 granting the tentative map of Greensan Estates Subdivision for the reasons set forth in said Resolution No. 86-121, and

WHEREAS, an appeal to the decision of the Planning Commission regarding Condition No. 6 of the conditions imposed on the tentative map of Greensan Estates Subdivision was filed with the City Council by a letter dated July 15, 1986, from C & G Engineering, on behalf of Silas Green, the developer, 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 August 12, 1986, at which time 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 requested amendment to Condition No. 6 of the conditions imposed on the tentative map of Greensan Estates Subdivision should be approved for the following reason:

It is standard practice to install six-soot board fencing adjacent to agricultural uses thus separating the residential subdivision from the agricultural operations.

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 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 filed by C & G Engineering, on behalf of Silas Green, to the decision of the Planning Commission regarding Condition No. 6 of the conditions imposed on the tentative map of Greensan Estates Subdivision is granted for the reason set forth above.

BE IT FURTHER RESOLVED by the Council that the tentative map of Greensan Estates Subdivision accepted for filing in the office of the Secretary of the Planning Commission on June 3, 1986, 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 the subdivider shall dedicate 10 feet and improve 14 feet of alley right-of-way along the east line of the subdivision to widen the existing 10-foot alley to City of Modesto Standards.

6. That the subdivider shall install a six-foot redwood board fence along the west and south perimeter of the subdivision excepting Mayo Way and Theron Way dead end streets, which shall be barricaded. Also excepting Mamilane.

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 subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1986, 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, 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. 86-946

A RESOLUTION VACATING AND ABANDONING THE 20-FOOT PUBLIC ALLEY IN BLOCK 105 OF THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto adopted Resolution No. 85-903 on July 22, 1986, declaring its intention to vacate and abandon the 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of the City of Modesto, and

WHEREAS, said 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of the City of Modesto to be vacated and abandoned is more particularly shown on that certain map entitled, "Vacate and Abandon 20-Foot Alley In Block 105 LD84-B" dated April 1984, which is on file in the office of the City Clerk, and

WHEREAS, said Resolution No. 85-903 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 public hearing was held by the Council of the City of Modesto on Tuesday, August 12, 1986, at the hour of 7:30 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

WHEREAS, the Planning Commission recommended that the abandonment be made subject to the conditions contained in Planning Commission Resolution No. 84-128, 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 Council finds and declares that the 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of the City of Modesto is unnecessary for present or prospective street purposes, and that the vacation and abandonment thereof is in the public interest, 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 it hereby orders and declares the vacation and abandonment of the 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of the City of Modesto, as shown on the map entitled, "Vacate and Abandon 20-Foot Alley In Block 105 LD84-B", 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.

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 20-foot public alley in Block 105, bounded by 13th, 14th, H and I Streets, of 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 12th day of August, 1986, 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

APPROVED AS TO DESCRIPTION:

By John L. Christensen
ENGINEERING DEPARTMENT

LD 84-B
Parcel 105-1

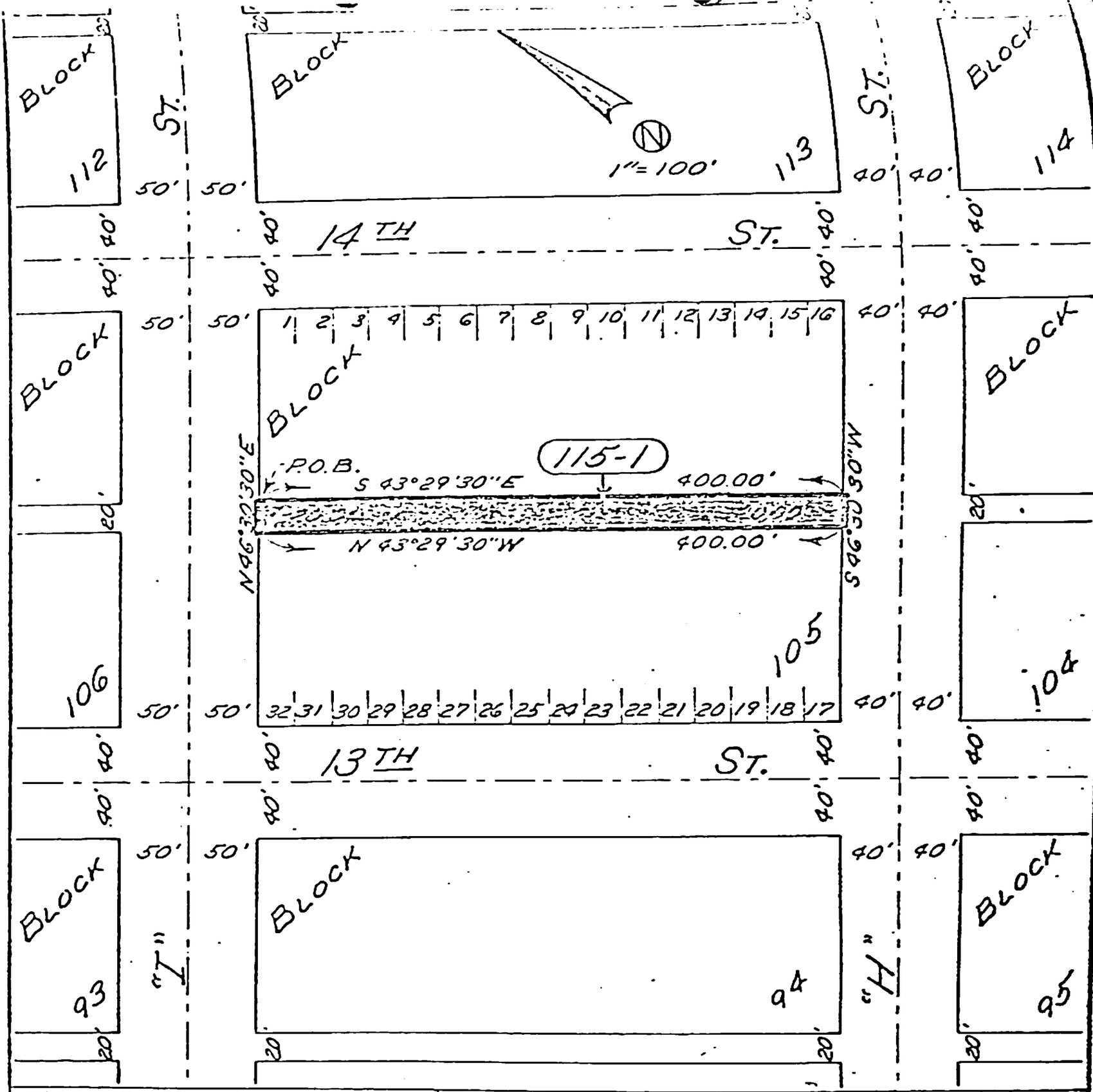
VACATE AND ABANDON 20-FOOT ALLEY IN BLOCK 105

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

That portion of the 20-foot alley in Block 105 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, more particularly described as follows:

Beginning at the most Westerly corner of Lot 1 in Block 105, said point being on the Northeastern line of the 20.00 foot alley in said Block 105; 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 105, said point being on the Northwestern line of 80.00 feet "H" Street; thence along said Northwestern line of "H" Street, South 46° 30' 30" West, 20.00 feet, to the most Easterly corner of Lot 17 in Block 105, said point being on the Southwestern line of the 20.00 foot alley in Block 105; 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 105, said point being on the Southeastern line of 100.00 foot "I" Street; thence along said Southeastern line of "I" Street, North 46° 30' 30" East, 20.00 feet, to the point of beginning.

Exhibit A



RECOMMENDED BY:

JERRY BUTLER

CITY OF MODESTO
DEPARTMENT OF ENGINEERING

ALFRED KAUFMAN DIRECTOR

R.E. 6743

DATE APRIL, 1984 | DRAWN J.Christiansen | CHECKED

VACATE AND ABANDON 20-FOOT ALLEY IN BLOCK 105 LD84-B

DATE	BY

FLD. BK. & PG.

W. O. NO.

FILE NUMBER 4-A-677

MODESTO CITY COUNCIL
RESOLUTION NO. 86-947

A RESOLUTION DENYING THE APPEAL OF MID-VALLEY ENGINEERING ON BEHALF OF ROBERT FLORSHEIM TO THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE RELATING TO LIVE OAK VESTING TENTATIVE SUBDIVISION MAP.

WHEREAS, on June 25, 1986, the Environmental Assessment Committee of the City of Modesto reviewed a proposed project relating to Live Oak Vesting Tentative Subdivision Map, and

WHEREAS, after reviewing said proposed project, the Environmental Assessment Committee adopted an Initial Study and Findings dated June 25, 1986, indicating that the project may have a significant effect on the environment and an Environmental Impact Report is required, and

WHEREAS, by letter dated July 1, 1986, Mid-Valley Engineering on behalf of Robert Florsheim filed an appeal with the Council of the City of Modesto to the decision of the Environmental Assessment Committee, and

WHEREAS, by Resolution No. 86-653 adopted on July 8, 1986, the Council set said appeal for public hearing before the City Council on August 5, 1986, at 4:00 p.m., in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, and

WHEREAS, said appeal to the decision of the Environmental Assessment Committee was considered by the City Council at said public hearing held on August 5, 1986, at which time said public hearing was continued to August 12, 1986, at 7:30 p.m., as requested by Mid-Valley Engineering on behalf of Robert Florsheim by letter dated August 4, 1986, and at which time the Council found

and determined that said appeal should be denied, that the decision of the Environmental Assessment Committee should be affirmed, and that the project may have a significant effect on the environment and an Environmental Impact Report should be required,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby denies the appeal of Mid-Valley Engineering filed on behalf of Robert Florsheim to the decision of the Enviornmental Assessment Committee of the City of Modesto relating to Live Oak Vesting Tentative Subdivision Map for the reason that the project will have a significant effect upon the schools, the decision of the Environmental Assessment Committee is hereby affirmed, and an Environmental Impact Report is required for the proposed project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1986, 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. 86-948

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE STRENGTHENING OF WATERLINE ON "M" STREET BETWEEN 10TH STREET AND 12TH STREET

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

SECTION 1. The plans and specifications for the strengthening of waterline on "M" Street between 10th Street and 12th Street copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 26, 1986, 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 12th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-949

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF LAKEWOOD PARK PLAY APPARATUS

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

SECTION 1. The plans and specifications for installation of Lakewood Park play apparatus

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 2, 1986, 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 August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-950

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF HANDICAPPED RESTROOMS AND HANDICAPPED RAMP AT GRACEADA PARK

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

SECTION 1. The plans and specifications for the construction of handicapped restrooms and handicapped ramp at Graceada Park copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 26, 1986, 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 12th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-951

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF PLAY APPARATUS IN SIPHERD PARK

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

SECTION 1. The plans and specifications for the installation of play apparatus in Sipherd 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 2, 1986, 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 12th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-952

A RESOLUTION REJECTING ALL BIDS FOR THE RELOCATION OF THE SIMMS HOUSE, LOCATED ON THE FUTURE SITE OF DRY CREEK PARK, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JULY 29, 1986, AT 11:00 A.M.

WHEREAS, Resolution No. 86-646, adopted by the Council of the City of Modesto on July 8, 1986, approved the plans and specifications for the relocation of the Simms house, located on the future site of Dry Creek Park, and authorized the call for bids; and

WHEREAS, the bids received for the relocation of the Simms house, were opened at 11:00 a.m. on July 29, 1986, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the one bid received from Ford Development Company was considered too high and unnacceptable by staff; and

WHEREAS, it is recommended by staff that the bid received be rejected and other avenues looked into to achieve the desired end result,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for the relocation of the Simms house, located on the future site of Dry Creek Park, and opened in the office of the City Clerk on July 29, 1986, are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-953

A RESOLUTION REJECTING ALL BIDS FOR PROJECT NO. 16 - CURBS, DRIVE APRONS AND SIDEWALKS AT VARIOUS LOCATIONS, AND OPENED IN THE OFFICE OF THE CITY CLERK ON JULY 22, 1986 AT 11:05 A.M.

WHEREAS, Resolution No. 86-553, adopted by the Council of the City of Modesto on June 10, 1986, approved the plans and specifications for Project No. 16 - replacement of curbs, drive aprons and sidewalks at various locations, and authorized the call for bids; and

WHEREAS, the bids received for Project No. 16 - replacement of curbs, drive aprons and sidewalks at various locations, were opened at 11:05 a.m. on July 22, 1986, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the low bidder, Rolfe Construction, has requested that their bid be rejected due to incorrect quantities, and it is staff's recommendation that the bid documents should be adjusted to correct the discrepancy and the project added to future projects.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for Project No. 16 - curbs, drive aprons and sidewalks at various locations, and opened in the office of the City Clerk on July 22, 1986, are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the12th day of August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-954

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR GRAPHIC IMAGE DESIGN SERVICES

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

SECTION 1. The plans and specifications for graphic image design 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 September 2, 1986, 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 August, 1986, 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, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-955

A RESOLUTION REDESIGNATING AND CHANGING MEASURES A AND B TO E AND F, RESPECTIVELY, AT THE SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF MODESTO ON NOVEMBER 4, 1986.

WHEREAS, by Resolution No. 86-884 the Council of the City of Modesto called a Special Municipal Election on November 4, 1986, and

WHEREAS, by Resolution No. 86-885 the Council of the City of Modesto requested the Board of Supervisors of Stanislaus County to provide for the consolidation of said Special Municipal Election with the State of California General Election to be held on November 4, 1986, and

WHEREAS, at said Special Municipal Election to be held on November 4, 1986, the Council of the City of Modesto has submitted to the qualified electors of the City a proposal to amend the Charter of the City of Modesto, which proposal is referred to in Modesto City Council Resolution Nos. 86-884 and 86-885 as Measure A, and

WHEREAS, at said Special Municipal Election to be held on November 4, 1986, the Council of the City of Modesto has submitted to the qualified electors of the City a proposal for an advisory vote on the Lakewood and Sonoma sanitary trunk sewer line extensions, which proposal is referred to in Modesto City Council Resolution Nos. 86-884 and 86-885 as Measure B, and

WHEREAS, the Stanislaus County Board of Supervisors has requested the Council of the City of Modesto to redesignate and change the above two referred to ballot proposals from Measures A and B to Measures E and F, respectively, to enable Stanislaus County to use the designation of Measure A for another ballot measure.

NOW, THEREFORE, BE IT RESOLVED BY THE Council of the City of Modesto that whenever Modesto City Council Resolution Nos. 86-884 and 86-885 refer to Measure A they shall be deemed to refer to and mean Measure E and for all purposes in connection with the Special Municipal Election called for and to be held on November 4, 1986, the proposed charter amendment submitted to the qualified electors of the City of Modesto at said election shall be designated as and referred to as Measure E.

BE IT FURTHER RESOLVED that whenever Modesto City Council Resolution Nos. 86-884 and 86-885 refer to Measure B they shall be deemed to refer to and mean Measure F and for all purposes in connection with the Special Municipal Election called for and to be held on November 4, 1986, the proposal for an advisory vote on the Lakewood and Sonoma sanitary trunk sewer line extensions submitted to the qualified electors of the City of Modesto at said election shall be designated as and referred to as Measure F.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to certify to the due adoption of this resolution and to transmit a copy hereof so certified to the Board of Supervisors of Stanislaus County and to file a copy hereof so certified with the County Clerk of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1986, 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
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-956

A RESOLUTION TRANSMITTING COPY OF PROPOSED CHARTER AMENDMENT CONCERNING PLANNING COMMISSION COMPENSATION, AND THE ADVISORY MEASURE CONCERNING SEWER TRUNK EXTENSION, TO THE CITY ATTORNEY FOR PREPARATION OF IMPARTIAL ANALYSES

WHEREAS, Section 5011 of the Elections Code provides that whenever any Charter Amendment or 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 proposed Charter amendment concerning Planning Commission compensation, and the advisory measure concerning sewer trunk extensions, both proposed for the November 4, 1986, election, marked Exhibit "A" and Exhibit "B" respectively, are 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 Charter amendment and advisory measure to the City Attorney for preparation of an impartial analyses explaining the effect of the amendment and measure.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized to handle the printing and distribution of the impartial analyses.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1986, 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

EXHIBIT "A"

MEASURE E

City of Modesto Charter Proposal

Shall the Charter of the City of Modesto be amended to allow members of the Planning Commission to receive monthly compensation equal to 20% of the compensation paid to City Council members?

EXHIBIT "B"

MEASURE F

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.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-957

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING FACILITIES, PROVIDING FOR CONTROL THEREOF, AND RESCINDING RESOLUTION NO. 85-533.

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 August 13, 1986.

SECTION 8. RESCIND. Resolution No. 85-533 adopted August 20, 1985, is rescinded effective August 12, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12thday of August, 1986, 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
ELWYN L. JOHNSON, City Attorney

	PARKING METER LOT NUMBER	LOCATION	TIME LIMITS & FEE CLASSIFICATION	FEES FOR MONTHLY PASSES	MONTHLY FEE FO 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	*	**

* 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. 86-958

A RESOLUTION APPROVING THE FINAL MAP OF THE ORCHARD GARDENS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, ZAGARIS MANAGEMENT SERVICES, INC., a California corporation, is/~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.601 acres, known as the ORCHARD GARDENS Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 1st day of October, 19 84, 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 ORCHARD 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, 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 12th day of August, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-959

A RESOLUTION ACCEPTING IMPROVEMENTS IN SHADOW GLEN EAST SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Transworld Financial , subdividers of Shadow Glen East Subdivision , have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $413,800 and $ 206,900 respectively to guarantee improvements in Shadow Glen East Subdivision ; and

WHEREAS, the Director of Public Works in a memorandum dated July 8, 1986 , 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 Shadow Glen East 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 $413,800 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 $206,900 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 12th day of August , 1986 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-960

A RESOLUTION AUTHORIZING THE DEFERMENT OF ORCHARD DRAINAGE AREA FEES ON TWO PARCELS OF LAND, AS RQUESTED BY JUDITH LORETELLI, UNTIL SUCH TIME AS THE PARCELS DEVELOP AND A BUILDING PERMIT IS ISSUED OR A SUBDIVISION MAP IS FILED FOR EACH PARCEL.

WHEREAS, a proposed parcel map comprising two parcels (Parcel A and Parcel B) with a combined gross acreage of approximately 19.9 acres, as shown on the attached Exhibit A, has been filed by Judith Loretelli, and

WHEREAS, said two parcels are located in the Orchard Drainage Area, which was established by Ordinance No. 1800-C.S., adopted by the Council of the City of Modesto on February 6, 1979, and which became effective on March 8, 1979, and

WHEREAS, said ordinance requires that developers pay Orchard Drainage Area Fees with the filing of parcel maps, and

WHEREAS, subsection (h), Drainage Facilities, of Section 4-4.502 of the Modesto Municipal Code allows the Council by resolution to establish conditions under which said Drainage Fees may be spread over a period of time, and

WHEREAS, Judith Loretelli has requested that payment of the Orchard Drainage Area Fees be deferred on the above described two parcels until such time as each of the parcels develop and a building permit is issued or a subdivision map is filed, and

WHEREAS, said request for deferment was considered by the Council at its meeting of August 12, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the deferment of Orchard Drainage Area Fees on the two parcels of land shown on Exhibit A, which is attached hereto, until such time as each of the parcels is developed and a building permit is issued or a subdivision map is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of August, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

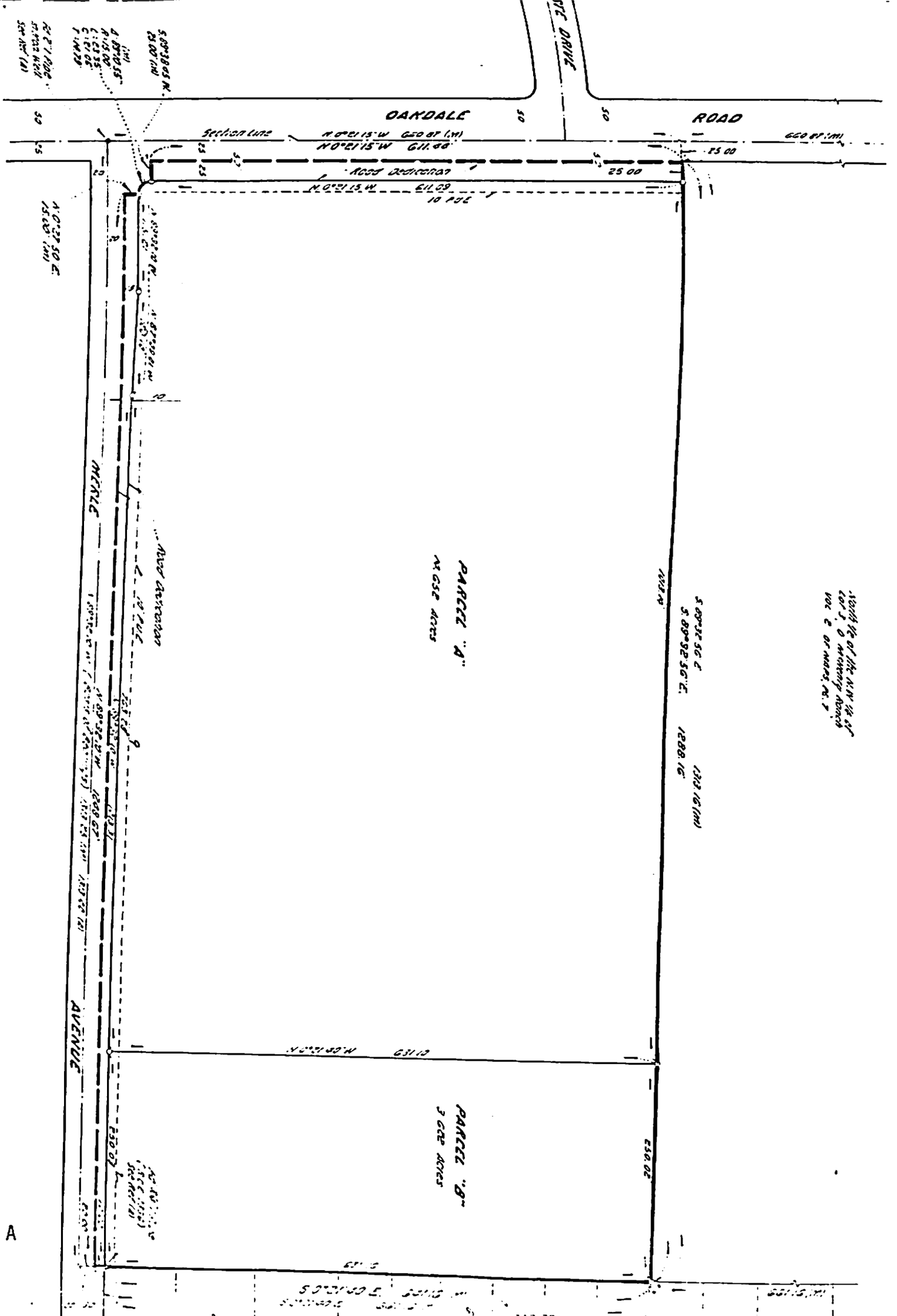

OAKDALE
ROAD
Section Line
N 0°21'15" W 660.87 (M)
N 0°21'15" W 611.68
Road Dedicated
25.00
10 Ave
MERLE
AVENUE
PARCEL "A"
4.654 ACRES
PARCEL "B"
3.629 ACRES
1288.16' (M)
660.02'

Exhibit A

MODESTO CITY COUNCIL
RESOLUTION NO. 86-961

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AN ADDITION TO THE ZONING REGULARIONS REGARDING SATELLITE ANTENNAS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 10, 1986 **, 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 addition to the Zoning Regulations to add a new Section 10-2.2332 regarding satellite antennas to clarify the existing regulations and to assure the Modesto Municipal Code complies with the FCC ruling on March 14, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th **day of** August, 19 86, **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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-962

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PROVIDING BULK MAILING SERVICES FOR THE CITY OF MODESTO

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

SECTION 1. The plans and specifications for providing bulk mailing services for the City of Modesto

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 2, 1986, 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 August, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-963

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND E. GALLO TO ENTER A PORTION OF DRY CREEK PARK TO EXCAVATE A SANDBAR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and E. Gallo to enter a portion of Dry Creek Park to excavate a sandbar

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 August, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-964

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF T-HANGAR ACCESS ROAD AND THE TERMINAL APRON RECONSTRUCTION AT THE CITY OF MODESTO CITY-COUNTY AIRPORT

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

SECTION 1. The plans and specifications for construction of T-hangar access road and the terminal apron reconstruction at the City-County Airport copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 16, 1986 at 11:30 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-965

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING EMERGENCY BREATHING CYLINDERS

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

SECTION 1. The plans and specifications for the purchase of emergency breathing cylinders

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 16, 1986, 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-966

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 the 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 16, 1986, 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-967

A RESOLUTION ACCEPTING THE BID OF TRIPLE T FARMS FOR FURNISHING DISCING SERVICES

WHEREAS, Resolution No. 86-598, adopted by the Council of the City of Modesto on June 24, 1986, 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 August 5, 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 Triple T Farms in the amount of $14,500 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Triple T Farms in the amount of $14,500 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 August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-968

A RESOLUTION ACCEPTING THE IMPERIAL AVENUE WATERLINE STRENGTHENING AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Imperial Avenue waterline strengthening

has been completed by Joe Martin Pipeline
in accordance with the contract agreement dated May 27, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Imperial Avenue waterline strengthening

be accepted from said contractor, Joe Martin Pipeline ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $55,162.09 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-969

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SHADE STRUCTURES AT DOWNEY AND DAVIS PARKS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of shade structures at Downey and Davis Parks

has been completed by Howell Construction
in accordance with the contract agreement dated March 18, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of shade structures at Downey and Davis Parks

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 $173,896.22 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-970

A RESOLUTION ACCEPTING THE CONTRACT FOR THE SLURRY SEAL OF VARIOUS CITY STREETS - 1986, AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the contract for the slurry seal of various City streets - 1986

has been completed by Graham Contractors
in accordance with the contract agreement dated May 27, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the slurry seal of various City streets - 1986

be accepted from said contractor, Graham Contractors ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $207,839.48 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-971

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT CINDY OTT, 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, Cindy Ott, against the City of Modesto was received on August 7, 1986, 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, Cindy Ott, against the City of Modesto, received on August 7, 1986, 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-972

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SIGN AN APPLICATION FOR RENTAL REHABILITATION GRANT FUNDS FOR FISCAL YEAR 1986-87

BE IT RESOLVED by the Council of the City of Modesto that the submission of an application for Rental Rehabilitation Grant Funds for fiscal year 1986-87 for the purpose of:

1. $50,000 for the rehabilitation of approximately 10 rental units;
2. Utilization of 10 Section 8 Housing Certificates provided for assisting lower income tenants;

as recommended by the Citizens Housing and Community Development Committee be, and hereby is, 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 19th day of August, 1986, 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:	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. 86-973

A RESOLUTION APPROVING A REVISED FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES AND BUDGET FOR PROGRAM YEAR 1986-87.

WHEREAS, on May 20, 1986, the Council adopted Resolution No. 86-475 entitled "A Resolution Adopting the Community Development Block Grant Program, Eleventh Year Application, July 1, 1986 to June 30, 1987, 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 1986-87", and

WHEREAS, said Resolution No. 86-475 stated that the City's Community Development Block Grant allocation for the Fiscal Year 1986-87 would be $905,000, and

WHEREAS, the City of Modesto has since been advised by the Department of Housing and Urban Development that the City's Community Development Block Grant allocation for the Fiscal Year 1986-87 will be increased $186,000 for a total of $1,091,000, and

WHEREAS, at its meeting of August 11, 1986, the Citizens Housing and Community Development Committee approved an amendment to the Fiscal Year 1986-87 Community Development Block Grant Final Statement of Community Development Objectives and Revised Budget Allocations for Program Year 1986-87, a copy of which is attached hereto, and

WHEREAS, at its meeting on August 19, 1986, the Council considered the amendment to the Fiscal Year 1986-87 Community Development Block Grant Final Statement of Community Development Objectives and the Revised Budget Allocations for Program Year 1986-87, as recommended by the Citizens Housing and Community Development Committee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said Council does hereby approve the attached revised 1986-87 Community Development Block Grant Final Statement of Community Development Objectives and Budget Allocations for Program Year 1986-87.

BE IT FURTHER RESOLVED that the all other provisions of Resolution No. 86-475 adopted by the Council on May 20, 1986 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 19th day of August, 1986, 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
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO
HOUSING PROGRAM OFFICE
FINAL STATEMENT OF COMMUNITY DEVELOPMENT OBJECTIVES
AND
USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS
PROGRAM YEAR 1986-1987

July 1, 1986 - June 30, 1987

Part 1: COMMUNITY DEVELOPMENT OBJECTIVES

The City of Modesto intends to allocate the Community Development Block Grant and income generated by loan repayments to sustain activities that support the primary objective of Title I of the 1974 Housing and Community Development Act:

"the development of viable urban communities, including decent housing and a suitable living environment, and expanding economic opportunity, principally for persons of low and moderate income."

A. HOUSING REHABILITATION AND HOME IMPROVEMENT

In past years, the City has focused CDBG resources primarily upon the revitalization of blighted neighborhoods and the preservation of the existing housing stock through a mandatory Housing Maintenance Program. The CDBG funds have been used to extend loans and grants for the rehabilitation of substandard dwelling units in areas where the majority of resident households are lower income. The Housing Maintenance Program is currently underway in Target Area #3, affecting 1,200 existing dwelling units in Census Tracts 17 and 22.

The mandatory Housing Maintenance Program has resulted in the rehabilitation of 40% of the total number of dwellings in Target Area #3. Completion of the remaining 600+ units in Target Area #3 is a long range objective of the Housing Maintenance Program. The City proposes to continue mandatory rehabilitation in Target Area #3 through Program Year 1986-87 and consequently, proposes to allocate the largest segment of the CDBG funds to the Housing Maintenance Program.

The Housing Maintenance Program will continue to offer low-interest rehabilitation loans to Target Area property owners on the basis of either "benefit to lower income" or "prevention and elimination of slums and blight."

The City also proposes to address the need for affordable and decent housing through the Rental Rehabilitation Program and the Emergency Home Repair Program.

The Rental Rehabilitation Program will extend 5% deferred payment loans to qualified owners of rental property in eleven designated City neighborhoods outside Target Area #3. CDBG funds will be used to cover the administrative costs of running the Rental Rehabilitation Program which has received a special loan allocation of $50,000 for 10 dwelling units. It is anticipated that the assistance will be made under the category of 100% lower income benefit because Section 8 Certificates will be made available to the lower income tenants who will occupy the units after rehabilitation.

The Emergency Home Repair Program (EHRP) will continue to operate as a City-wide 3% deferred payment home repair program to correct emergency conditions. A maximum loan of $5,000 per dwelling will be targeted towards the very low income owner-occupant whose health and safety is jeopardized by unsafe conditions. In prior years this Program was reserved for senior citizens.

B. ASSISTANCE TO THE HANDICAPPED

The City will continue to offer low interest loans and grants for the removal of architectural barriers and to correct emergency conditions to the handicapped on a City-wide basis. The Handicapped Barrier Removal Program (HBRP) will provide limited loan and grant funding for special projects such as private residential remodeling, commercial retrofit (i.e. restaurants), and removing barriers to publicly owned facilities such as City parks and playgrounds.

C. HISTORIC PRESERVATION

Under the basis of elimination and prevention of slums and blight, the City proposes to reserve consideration for an Historic Preservation Program (HPP) in Program Year 1986-87. This activity appears as a program objective and does not have specific funding allocated. Should a specific historic preservation program be developed during Program Year 1986-87, funding would occur only after receiving Committee and City Council approval.

D. OTHER REHABILITATION ACTIVITIES

The City proposes to expand CDBG support for the smoke detector installation and fire prevention activities carried out by members of the Modesto City Fire Department. The Fire Department will contract to install battery operated smoke detectors in the homes of lower income owner-occupants throughout the City. The Fire Department will also start a new program on fire prevention and safety for senior citizens and handicapped persons, and will supplement the community effort with bilingual (English-Spanish) versions.

The City of Modesto will continue a program to distribute water heater blankets free of charge to Target Area residents. Retrofitting water heaters with an insulating blanket contributes to year-round energy savings.

The Target Area #3 Clean-Up Campaign involves the placement of refuse drop boxes (free-of-charge) throughout the neighborhood for debris disposal in the Spring and in the Fall.

The renewal of the Agreement for Housing Advisory Services with the Housing Authority of the County of Stanislaus provides technical support to Housing Program Office staff in arranging inital property inspections, Spanish translation services, and follow-up monitoring. It also provides counseling and fair housing services for Target area residents and the approximately 1700 participants in the Section 8 Housing Assistance Program residing in Modesto.

Neighborhood upgrade will reinstitute an older program of providing low interest loans to commercial property owners in the Target area to re-paint their buildings to improve the neighborhood esthetics.

Another activity being continued will be the completion of a Community Housing Resources Handbook to aid citizens seeking to contact a public or private service housing, or housing related agency, in our community. The handbook would be designed to unify the array of names, addresses, and telephone numbers of key contact people, and cross reference services, and will serve to promote fair housing goals. The handbook will be made available at no cost to any citizen of Modesto, regardless of economic status.

E. PUBLIC IMPROVEMENTS

The City proposes to continue Public Improvements in the Westside Target Area #3 Phase 1 by paving four alleys that have deteriorated into poor condition. The program will also initiate a new limited Target Area in a low income four block neighborhood of Highway Village on Modesto's northwest side. The installation of curbs, gutters, and sidewalks with CDBG funds, in tandem with City funds for street patching and rockwell drains, will provide walkways for schoolchildren and better storm drainage for the area.

F. ECONOMIC DEVELOPMENT

To stimulate employment and the creation of new business opportunities in low income areas of Modesto, the City proposes to reserve consideration for projects in Economic Development as a program objective. Funding for specific projects will occur with the approval of the Committee and the City Council.

G. PROGRAM SERVICES

The Human Relations Commission has requested line item approval to allow development of a proposal to enable it to carry out its role in the reduction and prevention of discrimination against any group in housing, education, public services, and employment. Funding for this program service will occur upon presentation of a specific project and approval of the Committee and the City Council.

The Modesto chapter of the California Association of the Physically Handicapped requested funding for a feasibility study to develop a residential center to house the severely disabled and transitional housing for the disabled released from vocational rehabilitation centers or hospitals. The City will provide a $5000 grant to be matched with outside funds to facilitate this request.

The Coalition Center of the Disabled has requested funding to provide the local share of a grant from the State Department of Rehabilitation to establish an Independent Living Resource Center to aid and allow disabled persons to live independently, and to provide information and referral, advocacy, counselling, and housing assistance. The City will provide a grant of $25,000 seed money contingent upon the State Department of Rehabilitation's approval of Modesto as the project site.

Part 2: PROPOSED USE OF CDBG FUNDS - FY 86-87 (Revised)

		Proposed CDBG Amount	Benefit Lower Income
I.	REHABILITATION AND PRESERVATION		
A.	CODE ENFORCEMENT HOUSING MAINTENANCE PROGRAM (HMP)		
1.	Residential Rehabilitation Lower income	$838,300	100
2.	Residential Rehabilitation Slum/Blight	450,000	-0-
3.	Tool Bank	10,000	60
4.	Paint and Insulation Rebate	20,000	60
5.	Relocation	40,000	75
6.	Neighborhood Upgrade	15,000	-0-
7.	Target Area #3 Clean-Up Campaign	5,000	100
8.	Housing Advisory Services (Fair Housing)	37,700	75
B.	EMERGENCY HOME REPAIR PROGRAM (EHRP)	150,000	100
C.	SMOKE DETECTOR/FIRE PREVENTION	15,000	100
D.	HISTORIC PRESERVATION PROGRAM (HPP)	-0-	-0-
II.	REMOVAL OF ARCHITECTURAL BARRIERS		
A.	HANDICAPPED BARRIER REMOVAL PROGRAM(HBRP)	100,000	100
III.	PUBLIC IMPROVEMENTS		
A.	Target Area 3 Phase 1 Alleys	28,000	75
B.	Highway Village Curb, Gutter and Sidewalk Installation	80,000	60
IV.	ECONOMIC DEVELOPMENT	-0-	-0-
V.	HUMAN RELATIONS COMMISSION	-0-	-0-
VI.	PROGRAM SERVICES		
A.	California Association of the Physically Handicapped	5,000	100
B.	Coalition Center of the Disabled	25,000	100

VII. ADMINISTRATION

A. General Administration	111,000	-0-
B. Program Administration	538,000	60
TOTAL	2,468,000	

Part 3: FINANCIAL SUMMARY

Program Year 1986-87 Community Development Block Grant:		$1,091,000
Anticipated Carryover From PY85-86:		$1,222,000
Projected Annual Program Income:		$ 205,000
Total PY86-87 CDBG Resources:		$2,518,000
Less Proposed Activities:	$2,468,000	
Contingency Reserve:		$ 50,000

*Conformance with National Objective

Activities to Benefit Lower Income:	$1,606,000
	= 64%
Activities to Prevent or Eliminate Slums or Blight:	$ 862,000
	= 36%

*HUD regulations require that at least 51% of the CDBG funds be spent on activities that benefit low and moderate income persons. HUD regulations also limit the Public Service category to 15% of the grant and the Administration costs to a maximum of 20% of the grant plus income from loan programs. The percentages listed above may vary depending on new program allocations.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-974

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE HOUSING AUTHORITY OF THE COUNTY OF STANISLAUS TO PROVIDE SERVICES OF ADVISORS TO SUPPORT THE IMPLEMENTATION OF CDBG-FUNDED ACTIVITIES THROUGH THE HOUSING PROGRAM OFFICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Housing Authority of the County of Stanislaus to provide the services of two Housing Advisors to support the implementation of CDBG-funded activities through the Housing Program Office

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** August, **19**86, **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: Judy C. Hall
JUDY C. HALL, Acting Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-975

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND REDEV, INC. FOR PAYMENT OF SCHOOL SITE AND FACILITIES FEES AT THE TIME OF BUILDING PERMIT ISSUANCE (TENTATIVE SUBDIVISION MAP FOR PELANDALE PLACE)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and REDEV, Inc. for payment of School Site and Facilities Fees at the time of building permit issuance

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 August, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-976

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DAVID L. EPPS FOR PAYMENT OF SCHOOL SITE AND FACILITIES FEES AT THE TIME OF BUILDING PERMIT ISSUANCE (PARK VALLEY HOMES NO. 2 TENTATIVE SUBDIVISION MAP)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and David L. Epps for payment of School Site and Facilities Fees at the time of building permit issuance

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** August, **19** 86, **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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

RESOLUTION NO. 86-977 UNUSED

MODESTO CITY COUNCIL
RESOLUTION NO. 86-978

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JUDY BUG'S HALLMARK SHOP TO OPERATE A UTILITY PAY STATION AT 3430 TULLY ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Judy Bug's Hallmark Shop to operate a utility pay station at 3430 Tully 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 19th day of August, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-978A

A RESOLUTION APPROVING A CANCELLATION OF AN AGREEMENT BETWEEN THE CITY OF MODESTO AND TULLY MANOR FLORAL AND GIFTS TO OPERATE A UTILITY PAY STATION AT 3430 TULLY ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Tully Manor Floral and Gifts to operate a utility pay station at 3430 Tully Road be, and it is hereby canceled.

BE IT FURTHER RESOLVED that the execution of said cancellation by the designated 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 August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-979

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR CHICAGO AVENUE NO.2 REORGANIZATION

BE IT RESOLVED by the Council of the City of Modesto that the attached Local Agency Formation Commission "City Annexation Questionnaire" for Chicago Avenue No. 2 Annexation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

1. Name of City Modesto

2. Name of Proposed Reorganization Chicago Ave. No. 2

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

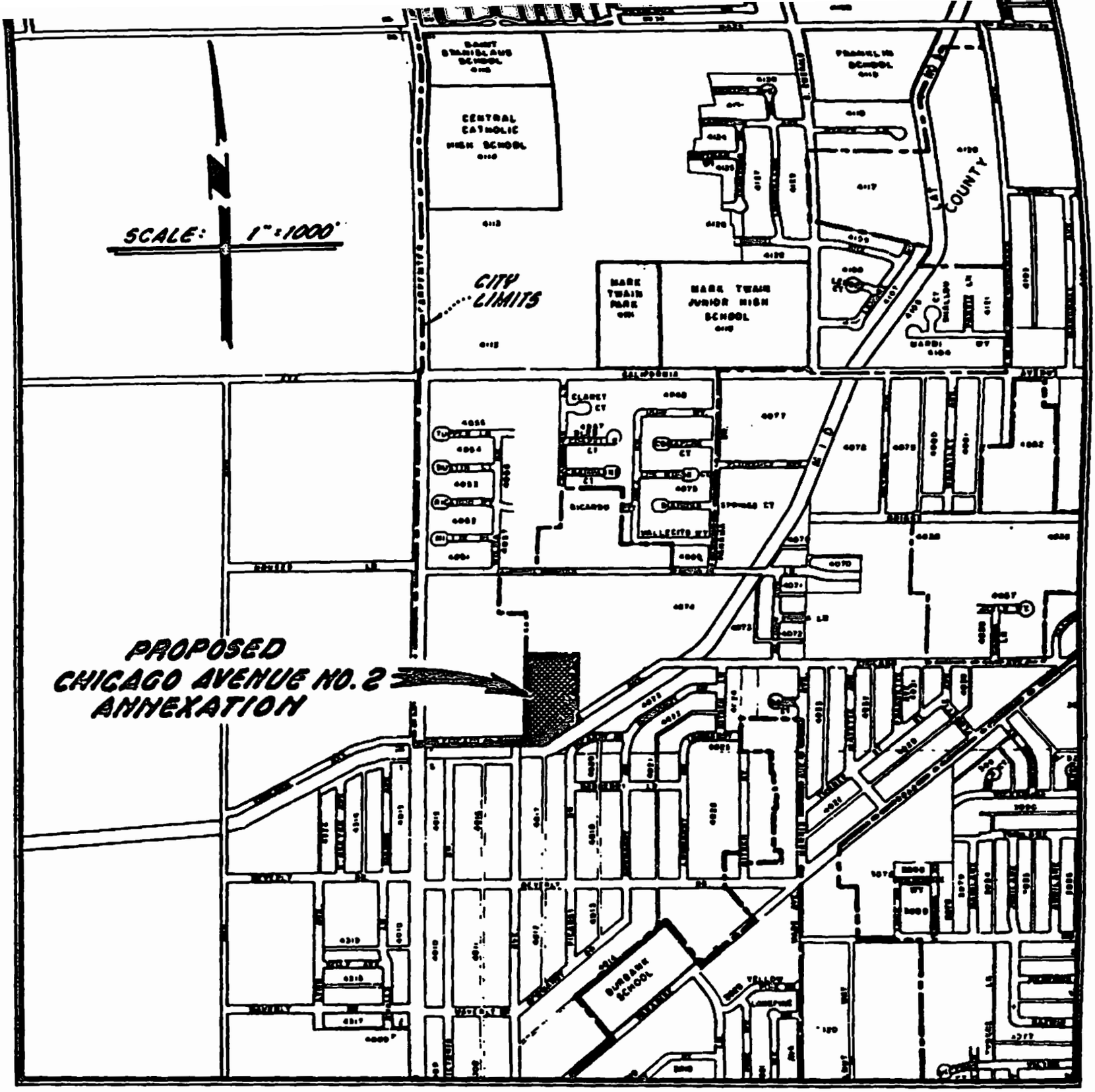
Yes

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.

Because the proposal consists of only one parcel and the owner's signature represents 100% support, the City requests that LAFCO authorize the Council to proceed without notice, election, or a public hearing if it should approve the proposal.



PROPOSED
CHICAGO AVENUE NO. 2
ANNEXATION TO THE CITY OF MODESTO

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 86-980

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND UNITED WAY FOR RENT OF ROOMS AT 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 rent of rooms at 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-981

A RESOLUTION ACCEPTING THE CALIFORNIA PARKS AND RECREATIONAL FACILITY ACT OF 1984 GRANT FOR BEYER COMMUNITY PARK DEVELOPMENT.

WHEREAS, at its meeting of September 24, 1985, the City Council adopted Resolution No. 85-761 approving an application for a grant funded by the California Parks and Recreational Facility Act of 1984 for a development of Beyer Community Park, and

WHEREAS, the City of Modesto has been notified that its grant application for the development of Beyer Community 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 Facility Act of 1984 grant in the amount of $330,000 for the development of Beyer Community 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 19th day of August, 1986, 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: JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-982

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LEWIS W. AND GLORIA E. LEE AND LESLIE H. AND FRANCES LEE FOR THE USE OF THEIR PROPERTY FOR THE OUTFALL TRUNK REPAIR PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lewis W. and Gloria E. Lee and Leslie H. and Frances Lee for the use of their property for the outfall trunk repair 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 19th day of August, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-983

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AUTHORIZING FIVE ADDITIONAL CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO CITY CAB CO.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 23, 1986 , 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** authorizing five additional Certificates of Public Convenience and Necessity to City Cab Co.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th **day of** August, **19** 86, **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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-984

A RESOLUTION CHANGING THE NAME OF BARIUM ROAD TO GRAPHICS DRIVE IN THE CITY OF MODESTO.

WHEREAS, Barium Road is an industrial street which extends north from Kansas Avenue and runs parallel with Freeway 99 and then angles north to interject Woodland Avenue, and

WHEREAS, a barium products plant was formerly located on the adjacent land and the street name derived from that use, and

WHEREAS, the entire right-of-way adjacent to Freeway 99 and half of the street adjacent to the property at the southeast corner of the intersection with Woodland Avenue is within the City, the balance of the right-of-way and much of the adjoining property is in the unincorporated area of Stanislaus County as shown on the map attached hereto, and

WHEREAS, the existing name may be creating a negative impression which hinders the sale and reuse of the property of the former barium plant site, and

WHEREAS, for the above reason the Stanislaus County Board of Supervisors, by Resolution No. 86-1120 adopted on July 29, 1986, took action to change the name of Bariuim Road to Graphics Drive as recommended by the County Planning Commission, and

WHEREAS, the above action affects only the County portion of the street, and

WHEREAS, it is City policy to avoid duplication of street names to eliminate confusion in dispatching emergency vehicles and mail delivery, and Section 34091.1 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 August 18, 1986, 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 Barium Road to Graphics Drive 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 Barium Road be changed to Graphics Drive 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 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, City Clerk

(SEAL)

APPROVED AS TO FORM:

By E. Lynn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-985

A RESOLUTION APPROVING THE FINAL MAP OF THE EDINBURGH PLAZA SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JOHN SIMVOULAKIS and E.·G. DEVELOPMENT COMPANY, a California corporation

~~is~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.85 acres, known as the EDINBURGH PLAZA Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto on the 5th day of May, 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 EDINBURGH PLAZA 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 19th day of August, 1986, by Councilmember Lang, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-986

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REPORT OF WORK AND COST OF CONSTRUCTION OF ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO (BLOCKS 32, 107, 109, 114, AND 115)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 10, 1986, 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 construction of alleys in Blocks 32, 107, 109, 114, and 115, in the City of Modesto (list attached).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

BLOCK 32 — 7th Street/6th Street - "G" Street/"H" Street

Name	Lot	Amount
Ted M. and Verla J. Thorn & Stanford Cushway	1 - 4	$ 798.58
Tunney Donabedian	5 - 6	399.29
Tunney Donabedian	7 & 8	399.29
Tunney Donabedian	9 & 10	399.29
Ted M. and Verla J. Thorn & Stanford Cushway	11 & 12	399.29
Mariot J. Dublin * Marian J. Dubin	13 - 26	798.58
Frank M. Cantele	17- 22	1,197.87
Lorenso Dusi	23 & 24	399.29
Ted M. and Verla J. Thorn & Stanford Cushway	25 & 26	399.29
Ted M. and Verla J. Thorn & Stanford Cushway	27 & 28	399.29
Ted M. and Verla J. Thorn & Stanford Cushway	29 & 32	798.58

BLOCK 107 — 14th Street/13th Street - J Street/K Street

Name	Lot	Amount
Green & Azevedo Investments	1 - 3	$ 598.94
T. W. & Violet E. Salter	4 & 5	399.29
Calvin Moorad, Albert G. Clark & Howard Priest	6 - 8	598.94
Ed Abel, Abel & Ellman	9 - 12	798.58
George S. Gagus, Vance & Victoria Wilson & John T. Burke	13 & 14	399.29
George S. Gagus, Vance & Victoria Wilson & John T. Burke	15 & 16	399.29
Stephen S. Locke	Portion	1,277.01
Leo Valdivia, Teresa Tapia, Jose Luis & Maria De La Luz - Mexico Teatizo	Portion	119.79
Loeb Investment Co., Inc.	24 & 25	399.29
Martin J. Ruddy, III	26 - 32	1,397.52

BLOCK 109 — Needham Street/"L" Street - 13th Street/14th Street

Name	Lot	Amount
Gary Trimble	Portion	$ 399.29
William C. Eickhorst	Portion	319.44
Downtown Professional Building, Inc.	Portion	578.97
Hansens, Inc. Employee Pro Share Trust	Portion	598.94
Joseph P. Tinguely, ET AL c/o John M. Trimbur, ET AL	17 & 18	399.29
Joseph P. Tinguely, ET AL c/o John M. Trimbur, ET AL	19 & 20	399.29
Ellen E. Thomas, ET AL	21 & 22	399.29
David A. Kalunian, ET AL	23 - 26	399.29
Ray E. Houghton Family Trust	27 & 28	798.58
Gertrude A. Leachman, c/o Ronaln Van Leachman	29 - 32	371.90
Ray E. Houghton Family Trust	Portion	414.70
Ray E. Houghton Family Trust	Portion	99.82

BLOCK 114 14th Street/15th Street - "H" Street/ "G" Street

Name	Lot	Amount
Donald F. Monaco, Jr.	1 - 4	$1,597.16
McClathy Newspapers	5 - 16	4,791.48
Calico Investment	17 - 19	598.94
McClathy Newspapers	20 - 22	598.94
McClathy Newspapers	Portion	299.47
McClathy Newspapers	Portion	299.47
McClathy Newspapers	26 - 27	399.29
McClathy Newspapers	28	199.65
Donald F. Monaco, Jr.	29 - 30	399.29
Dons Mobile Glass, Inc.	31 & 32	399.29

BLOCK 115 15th Street/14th Street - "F" Street/ "G" Street

Name	Lot	Amount
Charles & Norma J. Peluso	1 - 4	$1,597.16
L & M Investment Co.	5 & 6	798.58
Aurora Mallea	7 & 8	798.58
D & L Associates	9 & 10	798.58
Robert L. Hart	11 & 12	798.58
Melvin H. Laikam, Mels Studio/Sweetheart Bridal	13 & 14	798.58
Stanislaus County Employees Federal Credit Union	Portion	798.58
Blvd. Investment Co. of Central Calif.	Portion	998.22
Stanislaus County Employees Federal Credit Union	Portion	998.22
Milpat Partnership	Portion	665.50
American National Red Cross c/o Stanislaus Co. Chapter	Portion	665.50
Daniel Soranno	Portion	332.75
Daniel Soranno	27 & 28	399 29
Raymond Purdy	29 - 32	798.58

MODESTO CITY COUNCIL
RESOLUTION NO. 86-987

A RESOLUTION OPPOSING PROPOSITION 61, THE GANN PAY LIMITATION INITIATIVE WHICH IS PROPOSED FOR THE NOVEMBER 1986 BALLOT.

WHEREAS, the so-called "California Fair Pay" Initiative shall appear on the November 1986 ballot, and

WHEREAS, this initiative would limit compensation of state and local officials to no more than 80 percent of the governor's salary, and

WHEREAS, the initiative severely damages California's competitive position in retaining and attracting top talent to public service positions, and

WHEREAS, the arbitrary limits set by the initiative are in conflict with the marketplace in which California must compete for technical and managerial skills, and

WHEREAS, the initiative destroys rational salary setting due to the arbitrary limits it establishes and the compaction problems it creates with respect to salary structures, and

WHEREAS, the management of California's public business could suffer serious, perhaps irreparable damage as a result of the loss of competent managers that the initiative would cause, and

WHEREAS, the concept of establishing the governor's salary as a single salary standard and the top public salary in the state is inappropriate and unworkable, and

WHEREAS, the initiative would prohibit all public employees from accumulating sick leave and vacation time from one year to the next, and

WHEREAS, the cost to provide cash payment to City of Modesto employees for vacation and sick leave accruals is estimated at over $8 million, and

WHEREAS, the so-called "California Fair Pay" Initiative could actually result in higher, not lower, pensions for some already highly-compensated former public officials,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto opposes the so-called "California Fair Pay" Initiative and urges its defeat by the voting public.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-988

A RESOLUTION ENDORSING THE LAKEWOOD AND SONOMA SANITARY TRUNK SEWER LINE EXTENSIONS ON THE BALLOT OF THE SPECIAL MUNICIPAL ELECTION TO BE HELD IN THE CITY OF MODESTO ON NOVEMBER 4, 1986.

WHEREAS, the Council of the City of Modesto has called a Special Municipal Election on November 4, 1986, and

WHEREAS, at said Special Municipal Election the Council of the City of Modesto has submitted to the qualified electors of the City a proposal for an advisory vote on the Lakewood and Sonoma sanitary trunk sewer line extensions, which proposal is referred to as Measure F, and

WHEREAS, at its meeting of August 19, 1986, the Council considered endorsing the Lakewood and Sonoma sanitary trunk sewer line extensions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby endorses the Lakewood and Sonoma sanitary trunk sewer line extensions, Measure F, on the ballot for the Special Municipal Election to be held on November 4, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of August, 1986, 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

NOES: Councilmembers: Mayor Mensinger

ABSENT: Councilmembers: None

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-989

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO (BLOCK NOs 467, 823, 2281, 6017-6026, 6043, 6702, 6932-6999, 12317-12318, 12950, 6830-6831, 12921)

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

WHEREAS, the Superintendent of Streets did set the 26th day of August, 1986, at 7:30 p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work; and

WHEREAS, the Superintendent of Streets has caused notices to be posted and mailed as required by the Streets and Highways Code; and

WHEREAS, at the time set for hearing the protests and objections 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 on file in the Office of the City Clerk, 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 notices in accordance with the provisions of 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 26th day of August, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

PROJECT NO. 13 - ALLEY PAVING

BLOCK	STREETS
467	Myrtle-Olive/West. Morris-Coldwell
823	College-Wellesley/Cecil-Exeter
2281	El Vista-Cloverdale/Roble-Haddon
6017-6026	W. Roseburg-Ashwood/Del Rey-Crescent
6043	Tully-Tebbut/W. Orangeburg-Oakwood
6702	Tully-Winning/Bispo-Bowen
6932-6999	Floyd-Rumble/Edward-Westchester
12317-12318	King Richard - Little John/Tuxford-Nottingham
12950	Sunrise/Hampshire
6830-6831	Northgate-Fleetwood/Ridgewood-Sherwood
12921	Sunrise-Langford/Floyd-Charles

MODESTO CITY COUNCIL
RESOLUTION NO. 86-990

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE RESIDENTIAL ALLEY PAVING - PROJECT 13

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

SECTION 1. The plans and specifications for the residential alley paving - Project 13 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 16, 1986, at 11:20 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 26th day of August, 1986, 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
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-991

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.

WHEREAS, on August 26, 1986 the City Council introduced Ordinance No. 2450-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 at the northeast corner of Merle Avenue and Walnut Tree 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 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 at the northeast corner of Merle Avenue and Walnut Tree Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-992

A RESOLUTION AMENDING SECTIONS 1 AND 2 OF RESOLUTION NO. 81-1070 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(319)".

WHEREAS, the City Council, by Ordinance No. 2101-C.S., which was introduced on December 8, 1981, finally adopted on December 15, 1981, and which became effective on January 14, 1982, to rezone from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow a professional office and parking area development, property located on the east side of Coffee Road opposite Morris Avenue, and

WHEREAS, City Council Resolution No. 81-1070, which was adopted on December 8, 1981, approved a development plan for P-D(319) and contained the conditions of approval thereof, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(319) was filed by Dr. Peter Nielsen on June 12, 1986, to allow condominium conversion of the medical office complex with an extended development schedule for completion of the project, and

WHEREAS, after a public hearing held on July 21, 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. 86-127, that an amendment to P-D(319) to allow an office condominium conversion as requested is required by public necessity, convenience and general welfare for the following reasons:

1. There has been significant progress toward the development of P-D(319) and the site plan will remain unchanged.

2. The condominium conversion will allow individual office ownership rather than rental occupancy only.

and

WHEREAS, after a public hearing held on August 26, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Dr. Peter Nielsen to amend P-D(319) to allow an office condominium conversion, should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 86-127 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. 81-1070 entitled "A Resolution Approving a Development Plan for Planned Development Zone, P-D(319)" are hereby amended to read as follows:

"SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(319), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "ANA Medical Plaza" as amended in red, stamped approved by the Planning Commission on December 3, 1984, and July 21, 1986.

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. Screen landscaping shall be installed along the east and south property lines.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   Six-foot board fence with decorative masonry pilasters along the east and south 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 developer shall dedicate and/or improve sufficient right-of-way as required by the Director of Engineering Services to complete Coffee Road to a major street standard prior to occupancy or upon demand by the City, whichever occurs first.

6. The required public street improvements shall be constructed prior to occupancy of any structures.

7. Prior to issuance of a building permit, street improvements plans shall be approved by the Director of Engineering Services.

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 P-O Zone.

14. All curbcuts serving two-way driveways shall be 41 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.

16. Prior to the issuance of a building permit for any structure, or prior to sale of a condominium unit, a final subdivision map shall be recorded.

17. Prior to recordation of a final subdivision map, the developer shall obtain certification from the Chief Building Official that all construction conforms to all building and fire safety standards for condominiums established by the Chief Building Official.

18. Prior to recordation of a final subdivision map, 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.

19. 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."

"SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(319):

The remaining construction program be accomplished in one phase, construction to begin on or before July 21, 1988, and be completed by not later than July 21, 1989."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-993

A RESOLUTION DENYING THE APPEAL FILED BY MID-VALLEY ENGINEERING ON BEHALF OF ROBERT STEPHENS TO A PLANNING COMMISSION DECISION DENYING AN APPLICATION TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO MEDIUM DENSITY RESIDENTIAL ZONE, R-2, PROPERTY LOCATED ON THE NORTH SIDE OF WOODLAND AVENUE EAST OF ROSEMORE AVENUE, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 24-3-8 of the Zoning Map was filed by Robert Stephens on May 27, 1986, to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the north side of Woodland Avenue east of Rosemore Avenue, described as follows:

All that certain real property situate in a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and lying in the City of Modesto, State of California, described as follows:

Being Lots 13, 14, 15, and 16 of Block 5123 of Westridge No. 1 Subdivision as recorded in Volume 26 of Maps, at page 67, Stanislaus County Records, more particularly described as follows:

Commencing at the Southeast corner of said Lot 16; thence South 88°36'41" West, along the North right-of-way line of Woodland Avenue, 288.00 feet; thence North 1°23'19" West, 110.00 feet; thence North 88°36'41" East, 216.00 feet; thence North 82°19'26" East, 73.03 feet; thence South 1°06'02" East, 118.00 feet to the point of beginning of this description.

Including also all of the north 30.00 feet of Woodland Avenue immediately adjacent to the above described property.

and

WHEREAS, a public hearing was held by the Planning Commission on July 7, 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, 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. 86-118, and denied the application of Robert Stephens to amend Section 24-3-8 of the Zoning Map to reclassify from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the north side of Woodland Avenue east of Rosemore 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 Medium Density Residential Zone, R-2, property located on the north side of Woodland Avenue east of Rosemore Avenue, was filed with the Office of the City Clerk by Mid-Valley Engineering on behalf of Robert Stephens, by letter dated August 4, 1986, 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 26, 1986, 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 Medium Density Residential Zone, R-2, property located on the north side of Woodland Avenue east of Rosemore Avenue, should be denied and the decision of the Planning Commission should be affirmed for the reasons set forth in Planning Commission Resolution No. 86-118 and quoted below:

1. The proposed rezoning would result in a strip of R-2 lots along a collector street, a land development pattern discarded by the city as a general practice.

2. Creation of a strip of duplexes along a collector street has negative consequences in three areas: backing cars onto the collector street, on-street parking, and streetscape.

3. This portion of the proposed R-2 zoning does not conform to the Zoning and Development Plan Prototype of the Modesto Urban Area General Plan.

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 Mid-Valley Engineering on behalf of Robert Stephens to the decision of the Planning Commission denying the request to rezone from Low Density Residential Zone, R-1, to Medium Density Residential Zone, R-2, property located on the north side of Woodland Avenue east of Rosemore Avenue, is denied for the reasons set forth in Planning Commission Resolution No. 86-118 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 26th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CORRECTED

MODESTO CITY COUNCIL
RESOLUTION NO. 86-994

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MID-CAL LAND DEVELOPMENT RO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO PINETREE VILLAGE UNIT NO. 2 AND UNIT NO. 3 VESTING TENTATIVE SUBDIVISION MAPS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mid-Cal Land Development to provide for payment of school impact fees in regard to Pinetree Village Unit No. 2 and Unit No. 3 vesting tentative subdivision maps

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 August, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-994

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MID-CAL LAND DEVELOPMENT TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO PINETREE VILLAGE UNIT NO. 2 VESTING TENTATIVE SUBDIVISION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mid-Cal Land Development to provide for payment of school impact fees in regard to Pinetree Village Unit No. 2 vesting tentative subdivision map

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** August, **19** 86, **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: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-995

A RESOLUTION GRANTING AN APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT FOR THE PINE TREE VILLAGE UNIT NO. 2 AND UNIT NO. 3 VESTING TENTATIVE SUBDIVISION MAP AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed the Pine Tree Village Unit No. 2 and Unit No. 3 vesting tentative subdivision map ("the project") and found that an Environmental Impact Report was required because the project may have a significant effect on the environment because of its impact upon school districts serving the area in which the subdivision is located, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the developer of the project has appealed the Environmental Assessment Committee's requirement of an Environmental Impact Report to the City Council, and

WHEREAS, after a public hearing held on August 12, 1986 and August 26, 1986, the Council has found and determined that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby grant the appeal of the developer of Pine Tree Village Unit No. 2 and Unit No. 3 vesting tentative subdivision map of the decision of the City of Modesto's Environmental Assessment Committee requiring an Environmental Impact Report for said project and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of School Site and Facilities Fees to the City of Modesto for use by the affected school districts and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Carol J. Graham Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-996

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ZAGARIS MANAGEMENT SERVICES TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO DUTCHOLLOW NO. 4 VESTING TENTATIVE SUBDIVION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Zagaris Management Services to provide for payment of school impact fees in regard to Dutchollow No. 4 vesting tentative subdivision map

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 August, 19 86, 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
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-997

A RESOLUTION GRANTING AN APPEAL OF THE FINDINGS ON WHICH A MITIGATED NEGATIVE DECLARATION ISSUED BY THE ENVIRONMENTAL ASSESSMENT COMMITTEE WAS BASED FOR THE DUTCHOLLOW NO. 4 VESTING TENTATIVE SUBDIVISION MAP AND MAKING FINDINGS AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed the Dutchollow No. 4 vesting tentative subdivision map ("the project") and issued a Mitigated Negative Declaration because the Committee found that although the project could have a significant effect on the environment, there would not be a significant effect in this case because of mitigation which would occur, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the school districts serving the area in which the subdivision is located have appealed the Environmental Assessment Committee's findings relating to the issuance of a Negative Declaration for the project to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986 and August 26, 1986, the Council has found and determined that the project may have a significant effect on the environment because of its impact on the affected school districts and that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on its findings and determinations set forth above, it does hereby grant the appeal of the school districts of the findings on which the City of Modesto's Environmental Assessment Committee issued a Mitigated Negative Declaration for the Dutchollow No. 4 vesting tentative subdivision map and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of school impact fees to the City of Modesto for use by the affected school districts and makes new findings and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Carol D. Graham, Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-998

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND U.S. BY-PRODUCTS, INC. TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO HARBOR POINT VESTING TENTATIVE MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and U.S. BY-PRODUCTS, INC. to provide for payment of school impact fees in regard to Harbor Point vesting tentative map

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 August, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-999

A RESOLUTION GRANTING AN APPEAL OF THE FINDINGS ON WHICH A MITIGATED NEGATIVE DECLARATION ISSUED BY THE ENVIRONMENTAL ASSESSMENT COMMITTEE WAS BASED FOR THE HARBOR POINT VESTING TENTATIVE SUBDIVISION MAP AND MAKING FINDINGS AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed the Harbor Point vesting tentative subdivision map ("the project") and issued a Mitigated Negative Declaration because the Committee found that although the project could have a significant effect on the environment, there would not be a significant effect in this case because of mitigation which would occur, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the school districts serving the area in which the subdivision is located have appealed the Environmental Assessment Committee's findings relating to the issuance of a Negative Declaration for the project to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986 and August 26, 1986, the Council has found and determined that the project may have a significant effect on the environment because of its impact on the affected school districts and that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on its findings and determinations set forth above, it does hereby grant the appeal of the school districts of the findings on which the City of Modesto's Environmental Assessment Committee issued a Mitigated Negative Declaration for the Harbor Point vesting tentative subdivision map and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of school impact fees to the City of Modesto for use by the affected school districts and makes new findings and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By by Carl J. Graham, Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1000

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT SCUTT TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO THE SCUTT VESTING TENTATIVE PARCEL MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert Scutt to provide for payment of school impact fees in regard to the Scutt vesting tentative parcel map

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** August, **19**86, **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: JUDY L. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1001

A RESOLUTION GRANTING AN APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE ISSUING A NEGATIVE DECLARATION FOR A VESTING TENTATIVE PARCEL MAP FILED BY ROBERT SCUTT AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed a vesting tentative parcel map filed by Robert Scutt ("the project") and issued a Negative Declaration because the Committee found the project would not have a significant effect on the environment, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the school districts serving the area in which the subdivision is located have appealed the Environmental Assessment Committee's issuance of a Negative Declaration for the project to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986 and August 26, 1986, the Council has found and determined that the project may have a significant effect on the environment because of its impact on the affected school districts and that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby

grant the appeal of the school districts to the decision of the City of Modesto's Environmental Assessment Committee issuing a Negative Declaration for the vesting tentative parcel map filed by Robert Scutt and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of School Site and Facilities Fees to the City of Modesto for use by the affected school districts and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By by Carole J. Graham Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1002

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CONSOLIDATED PACIFIC BROKERAGE AND DEVELOPMENT TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO THE VAN GRONINGEN VESTING TENTATIVE PARCEL MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Consolidated Pacific Brokerage and Development to provide for payment of school impact fees in regard to the Van Groningen vesting tentative parcel map

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** August, 19 86, **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: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1003

A RESOLUTION GRANTING AN APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE ISSUING A NEGATIVE DECLARATION FOR A VESTING TENTATIVE PARCEL MAP FILED BY BOB VAN GRONINGEN AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed a vesting tentative parcel map filed by Bob Van Groningen ("the project") and issued a Negative Declaration because the Committee found the project would not have a significant effect on the environment, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the school districts serving the area in which the subdivision is located have appealed the Environmental Assessment Committee's issuance of a Negative Declaration for the project to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986 and August 26, 1986, the Council has found and determined that the project may have a significant effect on the environment because of its impact on the affected school districts and that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby

grant the appeal of the school districts to the decision of the City of Modesto's Environmental Assessment Committee issuing a Negative Declaration for the vesting tentative parcel map filed by Bob Van Groningen and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of School Site and Facilities Fees to the City of Modesto for use by the affected school districts and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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: JUDY O. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Carol J. Graham, Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1004

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND P & R ENTERPRISES TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO THE WOODLAND GARDENS VESTING TENTATIVE SUBDIVISION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and P & R Enterprises to provide for payment of school impact fees in regard to the Woodland Gardens vesting tentative subdivision map

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 August, 19 86, 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
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1005

A RESOLUTION GRANTING AN APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT FOR THE WOODLAND GARDENS VESTING TENTATIVE SUBDIVISION MAP AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed the Woodland Gardens vesting tentative subdivision map ("the project") and found that an Environmental Impact Report was required because the project may have a significant effect on the environment because of its impact upon school districts serving the area in which the subdivision is located, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the developer of the project has appealed the Environmental Assessment Committee's requirement of an Environmental Impact Report to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986, and August 26, 1986, the Council has found and determined that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby grant the appeal of the developer of Woodland Gardens vesting tentative subdivision map of the decision of the City of Modesto's Environmental Assessment Committee requiring an Environmental Impact Report for said project and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of School Site and Facilities Fees to the City of Modesto for use by the affected school districts and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By: Carol J. Graham, Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1006

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HASHEM NARAGHI TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO MANOR OAK ESTATES VESTING TENTATIVE SUBDIVISION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hashem Naraghi to provide for payment of school impact fees in regard to Manor Oak Estates vesting tentative subdivision map

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 August, 19 86, 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
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1007

A RESOLUTION GRANTING AN APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT FOR THE MANOR OAK ESTATES VESTING TENTATIVE SUBDIVISION MAP AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed the Manor Oak Estates vesting tentative subdivision map ("the project") and found that an Environmental Impact Report was required because the project may have a significant effect on the environment because of its impact upon school districts serving the area in which the subdivision is located, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the developer of the project has appealed the Environmental Assessment Committee's requirement of an Environmental Impact Report to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986, and August 26, 1986, the Council has found and determined that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby grant the appeal of the developer of Manor Oak Estates vesting tentative subdivision map of the decision of the City of Modesto's Environmental Assessment Committee requiring an Environmental Impact Report for said project and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of School Site and Facilities Fees to the City of Modesto for use by the affected school districts and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Carol D. Graham, Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1008

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ZAGARIS MANAGEMENT SERVICES TO PROVIDE FOR PAYMENT OF SCHOOL IMPACT FEES IN REGARD TO WICKFORD PLACE VESTING TENTATIVE SUBDIVION MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Zagaris Management Services to provide for payment of school impact fees in regard to Wickford Place vesting tentative subdivision map

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 August, 19 86, 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
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1009

A RESOLUTION GRANTING AN APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT FOR THE WICKFORD PLACE VESTING TENTATIVE SUBDIVISION MAP AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, the City of Modesto's Environmental Assessment Committee has reviewed the Wickford Place vesting tentative subdivision map ("the project") and found that an Environmental Impact Report was required because the project may have a significant effect on the environment because of its impact upon school districts serving the area in which the subdivision is located, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, the developer of the project has appealed the Environmental Assessment Committee's requirement of an Environmental Impact Report to the City Council, and

WHEREAS, after a public hearing held on August 19, 1986, and August 26, 1986, the Council has found and determined that the developer of the project has entered into an agreement with the City of Modesto pursuant to which the developer will pay School Site and Facilities Fees to the City of Modesto to mitigate the impact of the project on the affected school districts, and

WHEREAS, the Council has further found and determined that the payment of the School Site and Facilities Fees required by the above referenced agreement will mitigate the impact of the project on the affected school districts,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby grant the appeal of the developer of Wickford Place vesting tentative subdivision map of the decision of the City of Modesto's Environmental Assessment Committee requiring an Environmental Impact Report for said project and further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the payment, pursuant to the above referenced agreement, of School Site and Facilities Fees to the City of Modesto for use by the affected school districts and issues a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of August, 1986, 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
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Carol L. Graham, Deputy City Attorney
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1010

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE DEMOLITION OF BUILDINGS IN A PORTION OF BLOCK 71

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

SECTION 1. The plans and specifications for demolition of buildings in a portion of Block 71

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 16, 1986 at 11:25 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 26th day of August, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1011

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE MORSE AVENUE WATERLINE EXTENSION FROM WOODLAND AVENUE TO 800 FEET SOUTH

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

SECTION 1. The plans and specifications for the Morse Avenue waterline extension from Woodland Avenue to 800 feet south 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 10, 1986, 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 26th day of August, 19 86, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1012

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE 1986 CURB DRAIN REPAIR

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

SECTION 1. The plans and specifications for the 1986 curb drain repair 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 10, 1986, 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 26th day of August, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: _____
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1013

A RESOLUTION ACCEPTING THE BID OF GENSTAR WESTERN STONE PRODUCTS, INC. FOR THE CONSTRUCTION OF PELANDALE PARK STREETS

WHEREAS, Resolution No. 86-891, adopted by the Council of the City of Modesto on July 22, 1986, approved the plans and specifications for the construction of Pelandale Park streets and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Pelandale Park streets were opened at 11:05 a.m. on August 12, 1986, 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 Genstar Western Stone Products, Inc. in the amount of $31,875.38 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Genstar Western Stone Products, Inc. in the amount of $31,875.38 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 26th day of August, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: Judy C. Hall

JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1014

A RESOLUTION ACCEPTING THE BID OF VERNON TAYLOR & SON, INC. FOR THE CORPORATION YARD LUNCH ROOM REMODELING

WHEREAS, Resolution No. 86-892, adopted by the Council of the City of Modesto on July 22, 1986, approved the plans and specifications for the Corporation Yard lunch room remodeling and authorized the calling for bids; and

WHEREAS, the bids received for the Corporation Yard lunch room remodeling were opened at 11:10 a.m. on August 12, 1986, 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 Vernon Taylor & Son, Inc. in the amount of $10,785 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Vernon Taylor & Son, Inc. in the amount of $10,785 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 August, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: _____
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1015

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND RED TOP TAXI TO CHANGE THE AMOUNT CHARGED MODESTO FOR DIAL-A-RIDE (DAR) BACKUP SERVICE AND PROVIDE FOR REPAYMENT TO MODESTO OF $1,811 IN OVERCHARGES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Red Top Taxi to change the amount charged Modesto for Dial-A-Ride (DAR) backup service and provide for repayment to Modesto of $1,811 in overcharges

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 August, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1016

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS TO PROVIDE THE MODESTO POLICE DEPARTMENT WITH MENTAL HEALTH RELATED SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County to provide the Modesto Police Department with mental health related 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 26th day of August, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1017

A RESOLUTION APPROVING A REVISED JOINT POWERS AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR THE OPERATION OF THE STANISLAUS DRUG ENFORCEMENT UNIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the revised joint powers agreement between the City of Modesto and Stanislaus County, placing the operation of the Stanislaus Drug Enforcement Unit under the supervision of the Chief of Police 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 26th day of August, 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:	Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1018

A RESOLUTION AUTHORIZING THE CITY MANAGER TO SUBMIT AN APPLICATION FOR FEDERAL FUNDING TO RECONSTRUCT THE TERMINAL AIRCRAFT PARKING APRON AND RELOCATE THE ACCESS ROAD WITH STREET LIGHTING AND ELECTRICAL GATE AT THE MODESTO CITY-COUNTY AIRPORT/ HARRY SHAM FIELD

WHEREAS, on June 4, 1986, the City Council, by resolution, authorized the staff to submit a preapplication for a federal grant for the reconstruction of the terminal aircraft parking apron (approximately 11,000 square feet) and relocation of the access road to the T-hangar area (approximately 1,000 feet) with street lighting and electrical gate at the Modesto City-County Airport/Harry Sham Field; and

WHEREAS, the FAA has forwarded the application for said federal grant for processing at this time.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the application for a federal grant for the reconstruction of the terminal parking apron and relocation of the access road with street lighting and electrical gate at the Modesto City-County Airport/Harry Sham Field, for funding in the amount of $336,600, is hereby approved, and the execution and submittal of said application by the City Manager 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 August, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: _____
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1019

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM V. AND VITA M. GARDNER FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 4600 MCHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and William V. and Vita M. Gardner for water service to property outside City limits at 4600 McHenry Avenue, located on the east side of McHenry Avenue between Bangs Avenue and Claratina 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 26th day of August, 19 86, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1020

A RESOLUTION APPROVING THE FINAL MAP OF THE NARAGHI LAKES NO. 3 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; and HASHEM NARAGHI, a married man, as his sole and separate property,

~~XXX~~ (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.25 acres, known as the NARAGHI LAKES NO. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the Planning Commission of the City of Modesto 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. 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 26th day of August, 1986, by Councilmember Muratore, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1021

A RESOLUTION APPROVING THE FINAL MAP OF THE COUNTRYSIDE MEADOWS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, FRANCO CONSTRUCTION INC., a California corporation

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.566 acres, known as the COUNTRYSIDE MEADOWS 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 FEBRUARY, 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 COUNTRYSIDE 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 26th day of August, 1986, by Councilmember Muratore, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson

ATTEST: JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1022

A RESOLUTION APPOINTING MEMBER OF THE PLANNING COMMISSION (NICHOLAS BAVARO)

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 Planning Commission for the respective term as indicated:

Nicholas S. Bavaro
3401 Winchester Court
Modesto, Ca. 95355
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 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 26th day of August, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1023

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF ALLEYS IN CERTAIN BLOCKS IN THE CITY OF MODESTO (BLOCK NO. 6117, CYPRESS-MADRONE/ARBOR-LINWOOD)

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

WHEREAS, the Superintendent of Streets did set the 2nd day of September, 1986, at 4:00 o'clock p.m., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or 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 posted and mailed as required by the Streets and Highways Code; and

WHEREAS, at the time set for hearing the protests and objections 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 on file in the office of the City Clerk, 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 notices in accordance with the provisions of 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 2nd day of September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1024

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE "K" STREET WATERLINE STRENGTHENING FROM 8TH TO 9TH STREET

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

SECTION 1. The plans and specifications for the "K" Street waterline strengthening from 8th to 9th Street copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 16, 1986 at 11:35 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 September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1025

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE DRILLING, CASING, TESTING AND DEVELOPMENT OF DEEP WELL NO. 50

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

SECTION 1. The plans and specifications for the drilling, casing, testing and development of deep well No. 50

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 23, 1986 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 September, 19 86, 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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1026

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION COMPANY FOR THE CONSTRUCTION OF HANDICAPPED RESTROOM AND INSTALLATION OF HANDICAPPED RAMP AT GRACEADA PARK

WHEREAS, Resolution No. 86-950, adopted by the Council of the City of Modesto on August 12, 1986, approved the plans and specifications for the construction of handicapped restroom and installation of handicapped ramp at Graceada Park and authorized the calling for bids; and

WHEREAS, the bids received for the construction of handicapped restroom and installation of handicapped ramp at Graceada Park were opened at 11:15 a.m. on August 26, 1986, 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 Company in the amount of $38,814 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 Company in the amount of $38,814 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 September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1027

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE STRENGTHENING OF WATERLINE ON "M" STREET BETWEEN 10TH AND 12TH STREETS

WHEREAS, Resolution No. 86-948, adopted by the Council of the City of Modesto on August 12, 1986, approved the plans and specifications for the strengthening of waterline on "M" Street between 10th and 12th Streets and authorized the calling for bids; and

WHEREAS, the bids received for the strengthening of waterline on "M" Street between 10th and 12th Streets were opened at 11:10 a.m. on August 26, 1986, 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 $29,465.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline, Inc. in the amount of $29,465.50 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 2nd day of September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1028

A RESOLUTION ACCEPTING THE FARA BIUNDO WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Fara Biundo waterline extension

has been completed by Strata Construction

in accordance with the contract agreement dated June 10, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Fara Biundo waterline extension

be accepted from said contractor, Strata Construction ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $15,160 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 September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1029

A RESOLUTION ACCEPTING THE FLOYD AVENUE WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Floyd Avenue waterline extension

has been completed by Joe Martin Pipeline, Inc.
in accordance with the contract agreement dated June 17, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Floyd 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 $12,570 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 September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1030

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP STATION NO. 45 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of Pump Station No. 45

has been completed by Central Pump Company

in accordance with the contract agreement dated February 18, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Pump Station No. 45

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 $79,951 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 September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1031

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND ISSUING A PURCHASE ORDER TO CONCO WEST FOR REPAIR OF THE STORM DRAIN PIPE ON TUOLUMNE BOULEVARD NEAR FRESNO AVENUE

WHEREAS, there is a 6' section of storm drain pipe on Tuolumne Boulevard near Fresno Avenue that has an obstruction and requires repair immediately; and

WHEREAS, because work needs to be finished before the winter weather begins and the normal bidding process would take too long, informal bids were requested and received, with Conco West submitting the low bid of $6,100.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the repair of the storm drain pipe on Tuolumne Boulevard near Fresno Avenue is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order for the repair of the storm drain pipe on Tuolumne Boulevard by Conco West in the amount of $6,100, 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 September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1032

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF LEON GIARAS, 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, Leon Giaras, against the City of Modesto was received on August 22, 1986, 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, Leon Giaras, against the City of Modesto, received on August 22, 1986, 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 2nd day of September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: _____
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1033

A RESOLUTION APPROVING THE FINAL MAP OF THE DUTCH MEADOWS UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, RULE ENTERPRISES, a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 24.588 acres, known as the DUTCH MEADOWS 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 15th day of July, 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 DUTCH MEADOWS 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 2nd day of September, 19 86, by Councilmember Sutton, 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, Muratore, Patterson, Sutton, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1034

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND M.I.D. TO PERMIT DISCHARGE OF STORM WATERS FROM THE MODESTO PLAZA SHOPPING CENTER INTO M.I.D. LATERAL NO. 7

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and M.I.D. to permit discharge of storm waters from the Modesto Plaza Shopping Center into M.I.D. Lateral No. 7 at Standiford Avenue approximately 900' west of Prescott 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 2nd day of September, 19 86, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy O. Hall
JUDY O. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1035

A RESOLUTION APPROVING THE REQUEST OF SOFA FACTORY SHOWROOM FOR A REFUND OF $913.49 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Sofa Factory Showroom for a refund of $913.49 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 2nd day of September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: _____
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1036

A RESOLUTION APPOINTING MEMBERS OF THE MODESTO ARTS IN ACTION COMMITTEE BOARD AND COMMITTEE CHAIRPERSONS

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

SECTION 1. The following persons are hereby appointed to the Modesto Arts in Action Committee Board and Committee Chairpersons:

Modesto Arts in Action Committee Board of Directors

Michael Johnson	Chairperson
Peggy Crowther	Vice Chairperson
Sally Melgard	Secretary
Jeff Broome	Budget Manager
Matt Kehoe	Culture Commission Representative

Modesto Arts in Action Committee, Committee Chairpersons

Odessa Johnson	Arts Festival
Tommie Stedman	Recruiting and Selection
Deborah Bree	Organizational Contact
Steve Collins	Community Center Liaison
Carl Baggese	Arts Publicity and Promotion

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Modesto Arts in Action Committee Board and Committee Chairpersons and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1986, 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, Patterson, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1037

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TED M., VERLA J. THORN AND STANFORD CUSHWAY, BLOCK 32, LOT 1-4, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 1-4 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-16)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1038

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TUNNEY DONABEDIAN, BLOCK 32, Lot 5 - 6, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 - 6 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-04)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1039

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TUNNEY DONABEDIAN, LOT 7 & 8 OF BLOCK 32, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 & 8 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-05)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1040

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TUNNEY DONABEDIAN, Lot 9 & 10 of BLOCK 32, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 & 10 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-06)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1041

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TED M.,VERLA J. THORN AND STANFORD CUSHWAY, LOT 11 & 12 OF BLOCK 32, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 11 and 12 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-07)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:

JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1042

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARIOTT J. DUBLIN & MARIAN J. DUBIN c/o WELLS FARGO TRUST REAL ESTATE DEPT., LOTS 13-16, BLOCK 32, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

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 13-16 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-08)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1043

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 M. CANTELE, LOTS 17-22, BLOCK 32, $1,197.87)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $1,197.87.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,197,87, 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 17-22 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-19)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1044

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TED M.,VERLA J. THORN AND STANFORD CUSHWAY, LOTS 25 AND 26 OF BLOCK 32, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 25 & 26 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-12)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1045

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TED M., VERLA J. THORN AND STANFORD CUSHWAY, LOTS 27 & 28 IN BLOCK 32, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 27 & 28 of Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-13)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1046

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (TED M., VERLA J. THORN AND STANFORD CUSHWAY, LOTS 29-32, IN BLOCK 32, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 29-32 in Block 32 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 103-13-14)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1047

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GREEN & AZEVEDO INVESTMENTS LOTS 1-3 IN BLOCK 107, $598.94)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $598.94.

SECTION 2. That the cost of the aforesaid work, being the amount of $598.94, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 1-3 in Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-01)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1048

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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.W. & VIOLET E. SALTER, LOTS 4 AND % IN BLOCK 107, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 4 & 5 of Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-02)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1049

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CALVIN MOORAD,ALBERT G. CLARK & HOWARD PRIEST, LOTS 6-8 IN BLOCK 107, $598.94)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $598.94.

SECTION 2. That the cost of the aforesaid work, being the amount of $598.94, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 6 - 8 of Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-03)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1050

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (ED ABEL, ABEL & ELLMAN, LOTS 9-12 IN BLOCK 107, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 9-12 in Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-04)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1051

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. GAGUS, VANCE & VICTORIA WILSON & JOHN T. BURKE, LOTS 13 & 14 IN BLOCK 107, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 19____, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 13 & 14 of Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-05)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1052

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. GAGUS, VANCE & VICTORIA WILSON & JOHN T. BURKE, LOTS 15 & 16, IN BLOCK 107, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 15 & 16 of Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-06)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1053

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 S. LOCKE, PORTION OF LOT IN BLOCK 107, $1,277.01)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,277.01.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,277.01, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

fronting upon the work so constructed.

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

Portion of lot in Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-07)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1054

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LEO VALDIVIA,TERESA TAPIA, JOSE LUIS & MARIA DE LA LUZ - MEXICO TEATIZO, PORTION OF LOT IN BLOCK 107, $119.79)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $119.79.

SECTION 2. That the cost of the aforesaid work, being the amount of $119.79, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

fronting upon the work so constructed.

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

Portion of lot in Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-08)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)
(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1055

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (LOEB INVESTMENT CO., INC. LOTS 24 & 25 IN BLOCK 107, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 24 & 25 in Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-10)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1056

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MARTIN J. RUDDY, III, LOTS 26 - 32 OF BLOCK 107, $1,397.52)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $1,397.52.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,397.52, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 26 - 32 in Block 107 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Pg. 107, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-16-11)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1057

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 TRIMBLE, PORTION OF LOT IN BLOCK 109, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Portion of lot in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-02)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1058

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 C. EICKHORST, PORTION OF LOT IN BLOCK 109, $319.44)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $319.44.

SECTION 2. That the cost of the aforesaid work, being the amount of $319.44, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

fronting upon the work so constructed.

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

Portion of lot in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-03)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1059

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DOWNTOWN PROFESSIONAL BUILDING, INC., PORTION OF LOT IN BLOCK 109, $578.97)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $578.97.

SECTION 2. That the cost of the aforesaid work, being the amount of $578.97, be assessed in three annual installments as a lien against the parcel(s) of property

fronting upon the work so constructed.

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

Portion of lot in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-04)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1060

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (HANSENS, INC. EMPLOYEE PRO SHARE TRUST, PORTION OF LOT IN BLOCK 109, $598.94)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $598.94.

SECTION 2. That the cost of the aforesaid work, being the amount of $598.94, 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:

Portion of Lot in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-06)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1061

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 P. TINGUELY, c/o JOHN M. TRIMBUR, LOTS 17 & 18 OF BLOCK 109, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 17 & 18 of Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-07)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1062

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 P. TINGUELY, c/o JOHN M. TRIMBUR, LOTS 19 & 20 IN BLOCK 109, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 19 & 20 in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-08)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1063

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 A. KALUNIAN, LOTS 23 - 26, BLOCK 109, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

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 23 - 26 of Block 109 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-14)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1064

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAY E. HOUGHTON FAMILY TRUST, LOTS 27 & 28 OF BLOCK 109, $399.29)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 27 & 28 of Block 109 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-12)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1065

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (GERTRUDE A. LEACHMAN, c/o RONALD VAN LEACHMAN, LOTS 29-32 OF BLOCK 109, $371.90)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $371.90.

SECTION 2. That the cost of the aforesaid work, being the amount of $371.90, 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:

Lots 29 - 32 of Block 109 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-13)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Allows)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1066

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAY E. HOUGHTON FAMILY TRUST, PORTION OF LOT IN BLOCK 109, $414.70)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $414.70.

SECTION 2. That the cost of the aforesaid work, being the amount of $414.70, be assessed in three annual installments as a lien against the parcel(s) of property

fronting upon the work so constructed.

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

Portion of lot in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-16)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1067

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (RAY E. HOUGHTON FAMILY TRUST, PORTION OF LOT IN BLOCK 109, $99.82)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $99.82.

SECTION 2. That the cost of the aforesaid work, being the amount of $99.82, be assessed in three annual installments as a lien against the parcel(s) of property

fronting upon the work so constructed.

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

Portion of lot in Block 109 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 105-18-15)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1068

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 F. MONACO, JR., LOT 1-4 OF BLOCK 114, $1,597.16)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $1,597.16.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,597.16, be assessed in three annual installments as a lien against the parcel(s) of property

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 1-4 in Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-01)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1069

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MCCLATCHY NEWSPAPERS, LOTS 5 - 16 OF BLOCK 114, $4,791.48)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $4,791.48.

SECTION 2. That the cost of the aforesaid work, being the amount of $4,791.48, be assessed in three annual installments as a lien against the parcel(s) of property

(Allows)

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 - 16 of Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-18)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1070

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (CALICO INVESTMENT, LOTS 17-19 OF BLOCK 114, $598.94)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $598.94.

SECTION 2. That the cost of the aforesaid work, being the amount of $598.94, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 17-19 in Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-07)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1071

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MCCLATCHY NEWSPAPERS, LOTS 20 - 22, IN BLOCK 114, $598.94)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $598.94.

SECTION 2. That the cost of the aforesaid work, being the amount of $598.94, 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:

Lots 20 - 22, in Block 114 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-10)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1072

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MCCLATCHY NEWSPAPERS, PORTION OF LOT IN BLOCK 114, $299.47)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $299.47.

SECTION 2. That the cost of the aforesaid work, being the amount of $299.47, 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:

Portion of Lot in Block 114 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-11)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

(Allows)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1073

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MCCLATCHY NEWSPAPERS, PORTION OF LOT IN BLOCK 114, $299.47)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $299.47.

SECTION 2. That the cost of the aforesaid work, being the amount of $299.47, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

fronting upon the work so constructed.

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

Portion of lot in Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-12)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1074

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MCCLATCHY NEWSPAPERS, LOTS 26-27 IN BLOCK 114, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 26 & 27 of Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-13)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1075

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MCCLATCHY NEWSPAPERS, c/o MR. JOHN A. WILLIAMS, LOT 28, OF BLOCK 114, $199.65)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $199.65.

SECTION 2. That the cost of the aforesaid work, being the amount of $199.65, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 in Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-14)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1076

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 F. MONACO, JR., REVOC 1976 TRUST, LOTS 29 & 30 IN BLOCK 114, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 29 & 30 in Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-15)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1077

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (DONS MOBILE GLASS, INC., LOTS 31 & 32 IN BLOCK 114, $399.29)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $399.29.

SECTION 2. That the cost of the aforesaid work, being the amount of $399.29, 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:

Lots 31 & 32 in Block 114 of the City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-14-16)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1078

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 & NORMA J. PELUSO LOTS 1-4 IN BLOCK 115, $1,597.16)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $1,597.16.

SECTION 2. That the cost of the aforesaid work, being the amount of $1,597.16, be assessed in three annual installments as a lien against the parcel(s) of property

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 1-4 in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-18)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1079

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 & M INVESTMENT CO., LOTS 5 & 6 IN BLOCK 115, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

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 & 6 in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-04)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy E. Hall
JUDY E. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1080

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (AURORA MALLEA, LOTS 7 & 8 IN BLOCK 115, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 7 & 8 in Block 115 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-05)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1081

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (D & L ASSOCIATES, LOTS 9 & 10 IN BLOCK 115, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

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 9 & 10 in Block 115 of City of Modesto as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-06)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1082

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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. HART, LOTS 11 & 12 IN BLOCK 115, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

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 11 & 12 of Block 115 in the City of Modesto, as per map filed 12/21/42, in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-07)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1083

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 H. LAIKAM, MELS STUDIO/SWEETHEART BRIDAL, LOTS 13 & 14, IN BLOCK 115, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

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 13 & 14 of Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-08)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1084

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (STANISLAUS COUNTY EMPLOYEES FEDERAL CREDIT UNION, PORTION OF LOT IN BLOCK 115, $798.58)

WHEREAS, Chapter 27 of Part 3 of Division 8 (Sections 5870 et seq.) of the Streets and Highways Code of 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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $798.58.

SECTION 2. That the cost of the aforesaid work, being the amount of $798.58, be assessed in three annual installments as a lien against the parcel(s) of property

fronting upon the work so constructed.

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

Portion of Lot in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-10)

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 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1085

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (BLVD. INVESTMENT CO. OF CENTRAL CALIF., PORTION OF LOT IN BLOCK 115, $998.22)

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 13, 1985, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 1986, at 7:30 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement; and

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

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

SECTION 1. The report of the Superintendent of Streets as submitted and on file in the office of the City Clerk is hereby confirmed and the cost of such work is determined to be in the total amount of $998.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $998.22, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

fronting upon the work so constructed.

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

Portion of Lot in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. REcords.
(Stan. Cty. Assessor's Parcel No. 106-13-11)

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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1086

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (STANISLAUS COUNTY EMPLOYEES FEDERAL CREDIT UNION, PORTION OF LOT IN BLOCK 115, $998.22)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $998.22.

SECTION 2. That the cost of the aforesaid work, being the amount of $998.22, be assessed in three annual installments as a lien against the parcel(s) of property

(Alleys)

fronting upon the work so constructed.

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

Portion of Lot in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-12)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1087

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF SAID LIEN (MILPAT PARTNERSHIP, PORTION OF LOT IN BLOCK 115, $665.50)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $665.50.

SECTION 2. That the cost of the aforesaid work, being the amount of $665.50, 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:

Portion of Lot in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-13)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1088

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF ASPHALTIC CONCRETE PAVING ALONG CERTAIN ALLEYS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, 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 NATIONAL RED CROSS c/o STANISLAUS CO. CHAPTER, PORTION OF LOT IN BLOCK 115, $665.50)

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 13, 19 85, adopt its Resolution No. 85-505, ordering the installation of certain improvements along certain alleys in the City of Modesto as provided therein, and directing the Superintendent of Streets to give notice requiring the construction of such improvements; and

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

WHEREAS, September 10, 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 $665.50.

SECTION 2. That the cost of the aforesaid work, being the amount of $665.50, 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:

Portion of Lot in Block 115 of City of Modesto as per map filed 12/21/42 in Vol. 15 of Maps, Stan. Cty. Records.
(Stan. Cty. Assessor's Parcel No. 106-13-14)

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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 19 86, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST:

JUDY E. HALL, Acting City Clerk

(Alleys)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1088-A

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 SECTION 10-2.2332 TO ARTICLE 23 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO SATELLITE ANTENNAS.

WHEREAS, on September 10, 1986 the City Council introduced Ordinance No. 2452-C.S. giving approval to a project relating to adding Section 10-2.2332 to Article 23 of Chapter 2 of Title X of the Modesto Municipal Code relating to Satellite Antennas, 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 Section 10-2.2332 to Article 23 of Chapter 2 of Title X of the Modesto Municipal Code relating to Satellite Antennas.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1089

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE COMMUNITY CENTER THEATRICAL LUMINAIRES

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

SECTION 1. The plans and specifications for the Community Center theatrical luminaires

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 7, 1986, 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 September, 19 86, 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, Acting Mayor Whiteside

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1090

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REROOFING OF OFFICE BUILDING NO. 2 AT THE MODESTO CITY-COUNTY AIRPORT

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

SECTION 1. The plans and specifications for the reroofing of Office Building No. 2 at the Modesto City-County Airport

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 30, 1986 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 September, 1986, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1091

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REPAIR AND PAINTING OF THE ELEVATED WATER TANKS AT 17TH AND G STREETS AND 10TH AND D STREETS

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

SECTION 1. The plans and specifications for the repair and painting of the elevated water tanks located at 17th and G Streets and 10th and D 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 October 7, 1986 at 11:25 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 September, 19 86, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1092

A RESOLUTION ACCEPTING THE BID OF COATES & WRIGHT FLOOR COVERINGS FOR FURNISHING CUSTOM BLINDS AT THE POLICE DEPARTMENT

WHEREAS, Resolution No 86-915 , adopted by the Council of the City of Modesto on August 5, 1986 , approved the plans and specifications for the purchase of custom blinds at the Police Department

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of custom blinds at the Police Department

were opened at 3:10 p.m. on August 26, 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 Coates & Wright Floor Coverings in the amount of $5,627

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Coates & Wright Floor Covering in the amount of $5,627

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 September , 1986 , 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1093

A RESOLUTION ACCEPTING THE BID OF HOWELL CONSTRUCTION FOR THE MCHENRY MUSEUM CATERER'S KITCHEN ADDITION

WHEREAS, Resolution No. 86-913, adopted by the Council of the City of Modesto on August 5, 1986, approved the plans and specifications for the McHenry Museum caterer's kitchen addition and authorized the calling for bids; and

WHEREAS, the bids received for the McHenry Museum caterer's kitchen addition were opened at 11:05 a.m. on August 26, 1986, 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 $23,152.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Howell Construction in the amount of $23,152.00 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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1094

AMENDED
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO HIGH SCHOOL DISTRICT OF STANISLAUS COUNTY FOR THE LEASE OF PORTIONS OF DRY CREEK PARK (FORMER BOMBERGER PROPERTY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended/agreement between the City of Modesto and Modesto High School District of Stanislaus County for the lease of portions of Dry Creek Park (former Bomberger property)

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 September, 19 86, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1095

A RESOLUTION PROVIDING FOR THE CLOSURE OF THE GEER ROAD LANDFILL UPON SUCCESSFUL ACCEPTANCE OF A STANISLAUS RESOURCE RECOVERY FACILITY.

WHEREAS, the CITY OF MODESTO, a municipal corporation, (hereinafter referred to as "CITY"), and the COUNTY OF STANISLAUS, a political subdivision of the State of California, (hereinafter referred to as "COUNTY"), entered into an Agreement on August 17, 1970, relating to the administration, development and operation of a sanitary landfill, which provided for COUNTY to have and exercise full and exclusive responsibility for the maintenance, operation and control of the landfill and the landfill property, and

WHEREAS, on or about August 19, 1986, the Board of Supervisors of the County of Stanislaus adopted Resolution No. 86-1230 which designated the Fink Road Landfill as the area for a Resource Recovery Facility for disposal of a guaranteed tonnage of acceptable solid waste, and that the COUNTY will close Geer Road Landfill to the public upon successful acceptance of the Resource Recovery Facility, and

WHEREAS, by Resolution No. 86-908, CITY has designated the Fink Road Landfill as the area for a Resource Recovery Facility for the disposal of not less than a guaranteed tonnage of acceptable solid waste,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City of Modesto in cooperation with the County of Stanislaus will close the Geer Road Landfill to the public upon successful acceptance of the Stanislaus Resource Recovery Facility.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1096

A RESOLUTION ACCEPTING AN AMENDED FEDERAL CONSTRUCTION GRANT FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNIT 1 AND UNIT 4)

WHEREAS, on January 10, 1984, the City of Modesto accepted a Federal Environmental Protection Agency construction grant offer in the amount of $9,262,500, covering the federal portion of the cost of construction of the Unit 1 and Unit 4 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 Environmental Protection Agency construction grant offer in the amount of $7,787,475, covering the federal portion of the cost of construction of the Unit 1 and Unit 4 projects of the City of Modesto's Water Quality Control Plant Improvement 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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1097

A RESOLUTION ACCEPTING AN AMENDED STATE CONSTRUCTION GRANT FOR WATER QUALITY CONTROL PLANT IMPROVEMENTS AND DISPOSAL FACILITIES (UNIT 1 AND UNIT 4)

WHEREAS, on February 7th, 1984, the City of Modesto accepted a State Water Resources Control Board construction grant offer in the amount of $1,543,750, covering the state portion of the cost of construction of the Unit 1 and Unit 4 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 Water Resources Control Board construction grant offer in the amount of $1,297,912, covering the state portion of the cost of construction of the Unit 1 and Unit 4 projects of the City of Modesto's Water Quality Control Plant Improvement Project, and authorized 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 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1098

A RESOLUTION APPROVING THE FINAL MAP OF THE COUNTRYSIDE MEADOWS UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, FRANCO CONSTRUCTION, INC., a California corporation,

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.0093 acres, known as the COUNTRYSIDE MEADOWS 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 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 COUNTRYSIDE MEADOWS 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 10th day of September, 1986, by Councilmember Lang, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST:
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1099

A RESOLUTION ACCEPTING IMPROVEMENTS IN WHISPERING PINES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Joaquin Construction Co., Inc., subdividers of Whispering Pines Subdivision, have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $195,000.00 and $97,500.00 respectively to guarantee improvements in Whispering Pines Subd.; and

WHEREAS, the Director of Public Works in a memorandum dated September 3, 1986, 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 Whispering Pines 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 $195,000.00 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 $97,500.00 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 September, 1986 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, Sutton, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1100

A RESOLUTION VACATING AND ABANDONING A PORTION OF THE 20-FOOT ACCESS WAY IN BLOCK 13460 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the California Streets and Highways Code authorizes a city council, by resolution, to summarily vacate an access way that has been superseded by relocation, and

WHEREAS, there exists a 20-foot access way in Block 13460 in the City of Modesto, 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 20-foot access way in Block 13460 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 20-foot access way vacated will no longer constitute an access way.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the 20-foot access way in Block 13460 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 September, 1986, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Engineering Services

September 3, 1986

LD 86-F
Parcel 13460-2

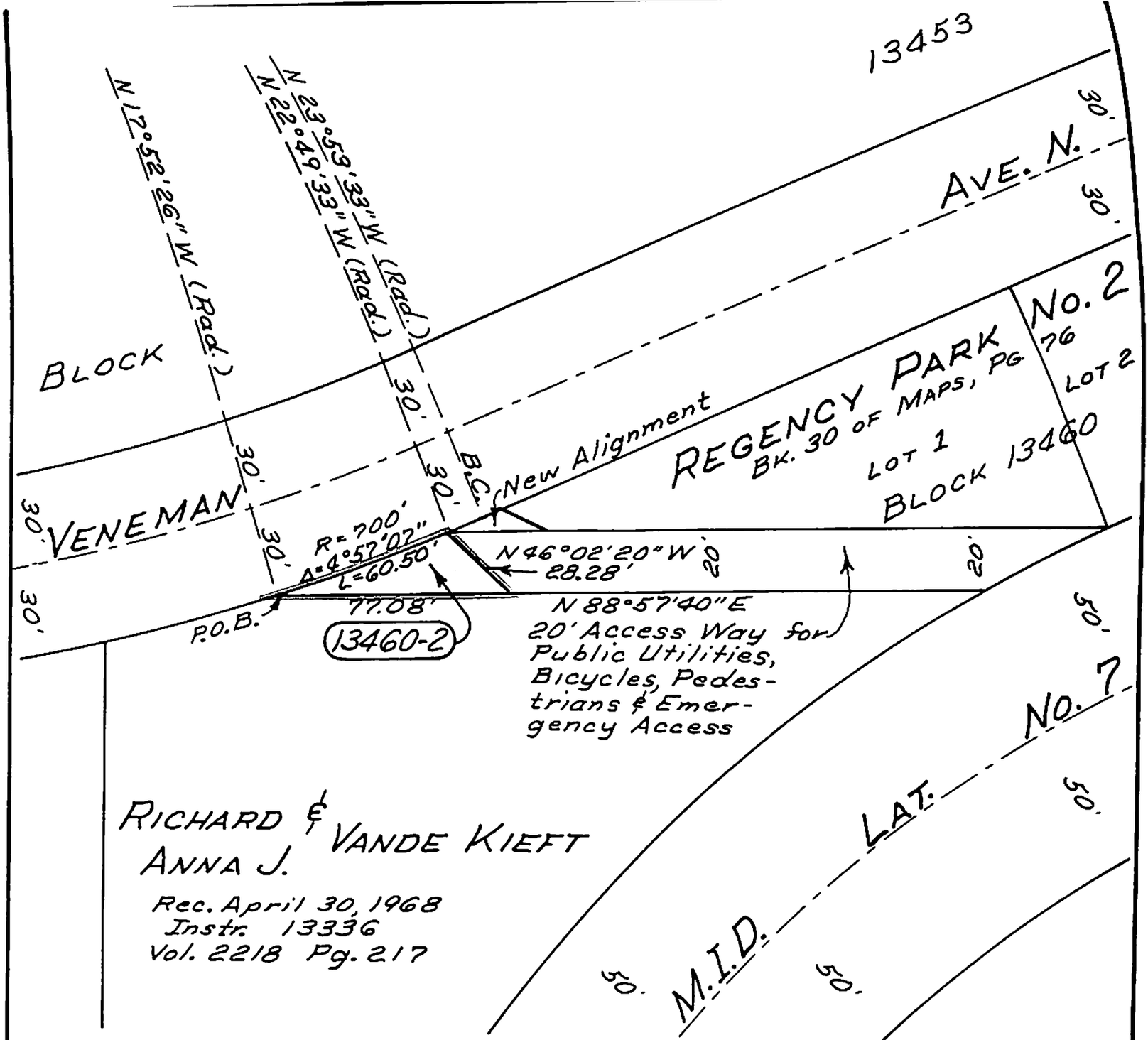
VACATE AND ABANDON A PORTION OF THE 20-FOOT
ACCESS WAY IN BLOCK 13460

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northeast quarter of Section 12, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, being a portion of the 20-foot Access Way for Public Utilities, Bicycles, Pedestrian and Emergency Access as shown on the map of REGENCY PARK NO. 2 Subdivision, as per map filed November 13, 1985, in Volume 30 of Maps, Page 76, Stanislaus County Records, described as follows:

BEGINNING at the most Westerly corner of said 20 foot Access Way; thence along the South line of said 20 foot Access Way, North 88° 57' 40" East, 77.08 feet; thence North 46° 02' 20" West, 28.28 feet, to the most Westerly corner of Lot 1 of Block 13460 of said Regency Park No. 2, being a point on a non-tangent curve from which a radial line bears North 22° 49' 33" West to the Center; thence Southwesterly 60.50 feet along said non-tangent curve being concave to the Northwest, having a Radius of 700.00 feet and a Central Angle of 4° 57' 07" 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 DEPARTMENT OF ENGINEERING			
ALFRED KAUFMAN, DIRECTOR	VACATE AND ABANDON A PORTION OF THE 20-FOOT ACCESS WAY IN BLOCK 13460~LD86-F	FLD. BK. & PG.	
R.E. 6743		W. O. NO.	
DATE: June, 1986 / DRAWN: J.Christiansen / CHECKED:		FILE NUMBER: 4~C~695	

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1101

A RESOLUTION APPROVING A FEE SCHEDULE FOR DUMPING OF SEPTIC WASTE AT THE SEWAGE TREATMENT PLANT AND SUPERSEDING RESOLUTION NO. 72-740.

BE IT HEREBY 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	-	$ 6.50
1001 to 1500 Gal. Truck	-	9.75
1501 to 2000 Gal. Truck	-	13.00

BE IT FURTHER RESOLVED that the above fee schedule will be effective immediately.

BE IT FURTHER RESOLVED that this resolution supersedes Modesto City Council Resolution No. 72-740.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of September, 1986, 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, Sutton, Acting Mayor Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

090586

2313CA

MODESTO CITY COUNCIL
RESOLUTION NO. 86- 1102

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT C. ARTHUR FOR DRAFTING SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert C. Arthur for drafting services in helping the Engineering Department update water and sewer maps

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** September, **19** 86, **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, Sutton, Acting Mayor Whiteside
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Patterson, Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86- 1103

A RESOLUTION APPOINTING MEMBERS OF THE FARM-CITY ADVISORY COMMITTEE

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 term as indicated:

Mary Armstrong 215 Locust Street Modesto, Ca. 95351	Term to expire 5/1/90
Mark Azevedo 3940 Spanos Court Modesto, Ca. 95356	Term to expire 5/1/90
Pablo Romero 330 San Joaquin Street Modesto, Ca. 95351	Term to expire 5/1/88

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members 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 10th day of September, 1986, 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, Acting Mayor Whiteside
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Mayor Mensinger

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

Committees
Youth Commission

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1104

A RESOLUTION APPROVING AN ADDENDUM TO THE SPECIFICATION AND CONTRACT DOCUMENTS FOR THE CALL FOR BIDS FOR FURNISHING BUS DRIVERS AND OTHER NECESSARY MANPOWER AND FACILITIES FOR THE DAILY OPERATION OF THE CITY'S FIXED-ROUTE BUS SYSTEM.

WHEREAS, the City of Modesto has called for bids for furnishing bus drivers and other necessary manpower and facilities for the daily operation of the City's fixed-route bus system, and

WHEREAS, in order to comply with requirements of the federal government's Urban Mass Transportation Administration, it is necessary to add a paragraph to said Specifications,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an addendum is hereby approved to the above referred to Specifications, which addendum adds subparagraph j to paragraph 9 of the Agreement which serves as the specifications for said bidding process.

BE IT FURTHER RESOLVED that said addendum shall read as follows:

> j. The parties to this agreement hereby acknowledge and understand that the provisions of subparagraphs a and b above relating to the retention of employees and payment of employee wages and benefits shall be in force for the five-year term of this agreement only. The parties further acknowledge and understand that said provisions will not be included in any agreements which may succeed this agreement, that the employees hired from CITY'S existing fixed-route bus service contractor will not be entitled to protections from said provisions after the expiration of this agreement, and that all new employees hired during the term of this agreement will not be entitled to any such protection. Except for the two employees who were employed by the Modesto Motor Bus System at the time it was acquired by CITY, the parties acknowledge and understand that the provisions of Section 13(c) of the Urban Mass Transportation Act of 1964, as amended, do not require protection of employees of a

private contractor when a contract for a fixed term between that contractor and an Urban Mass Transportation Administration grantee has been properly terminated according to its terms.

BE IT FURTHER RESOLVED that the Director of Parking and Traffic is 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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1105

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXTEND THE TERM OF AN AGREEMENT WITH TUOLUMNE RIVER INTERCITY PASSENGER SERVICE, INC.

WHEREAS, the City of Modesto and Tuolumne River Intercity Passenger Service, Inc., (hereinafter referred to as TRIPS) have entered into an agreement dated September 22, 1981, pursuant to which TRIPS provides bus drivers and other personnel and operates a bus service for the City of Modesto, and

WHEREAS, the term of said agreement ends on October 31, 1986, and

WHEREAS, pursuant to the provisions of paragraph 1 of said Agreement, the City of Modesto may require TRIPS to continue to provide bus drivers and other personnel and operate a bus service for the City of Modesto after the end of the term of said Agreement, on the terms set forth therein, on a month-to-month basis not to exceed three additional months, and

WHEREAS, the City of Modesto desires to require TRIPS to continue to provide bus drivers and other personnel and operate a bus service for the City of Modesto, on a month-to-month basis for up to three additional months,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the City Manager to extend the term of the above referred to Agreement, on a month-to-month basis, for up to three additional months beyond the end of the term of said Agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1106

A RESOLUTION APPROVING AN ADDENDUM TO THE SPECIFICATION AND CONTRACT DOCUMENTS FOR THE CALL FOR BIDS FOR FURNISHING DIAL-A-RIDE SERVICES FOR THE CITY OF MODESTO.

WHEREAS, the City of Modesto has called for bids for furnishing Dial-A-Ride Services for the City of Modesto, and

WHEREAS, in order to comply with requirements of the federal government's Urban Mass Transportation Administration, it is necessary to add a paragraph to said Specifications,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an addendum is hereby approved to the above referred to Specifications, which addendum adds subparagraph (v) to paragraph 12(b) of the Agreement which serves as the specifications for said bidding process.

BE IT FURTHER RESOLVED that said addendum shall read as follows:

> (v) The parties to this agreement hereby acknowledge and understand that the provisions of subparagraphs (i) through (iv) relating to the retention of employees and payment of employee benefits shall be in force for the five-year term of this agreement only. The parties further acknowledge and understand that said provisions will not be included in any agreements which may succeed this agreement, that the employees hired from CITY'S existing Dial-A-Ride contractor will not be entitled to protections from said provisions after the expiration of this agreement, and that all new employees hired during the term of this agreement will not be entitled to any such protections. The parties acknowledge and understand that the provisions of Section 13(c) of the Urban Mass Transportation Act of 1964, as amended, do not require protection of employees of a private contractor when a contract for a fixed term between the contractor and an Urban Mass Transportation Administration grantee has been properly terminated according to its terms.

BE IT FURTHER RESOLVED that the Director of Parking and Traffic is 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 16th day of September, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1107

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXTEND THE TERM OF AN AGREEMENT WITH STORER TRANSIT SYSTEMS, INC.

WHEREAS, the City of Modesto and Storer Transit Systems, Inc., (hereinafter referred to as STORER) have entered into an agreement dated May 24, 1983, pursuant to which STORER provides public transportation in the Modesto Urban Area for elderly and handicapped persons, and

WHEREAS, the term of said agreement ends on December 31, 1986, and

WHEREAS, pursuant to the provisions of paragraph 1 of said Agreement, the City of Modesto may require STORER to continue to provide public transportation in the Modesto Urban Area for elderly and handicapped persons after the end of the term of said Agreement, on the terms set forth therein, on a month-to-month basis not to exceed three additional months, and

WHEREAS, the City of Modesto desires to require STORER to continue to provide public transportation in the Modesto Urban Area for elderly and handicapped persons, on a month-to-month basis for up to three additional months,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby authorize the City Manager to extend the term of the above referred to Agreement, on a month-to-month basis, for up to three additional months beyond the end of the term of said Agreement.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1108

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE OVERLAY OF TULLY ROAD FROM STANDIFORD AVENUE TO PALMILLA DRIVE (FAU PROJECT M-F 216(1)

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

SECTION 1. The plans and specifications for the overlay of Tully Road from Standiford Avenue to Palmilla 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 October 14, 1986, 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 16th day of September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1109

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR DEVELOPING AND OPERATING AN EIGHTEEN HOLE GOLF COURSE AT DRY CREEK PARK

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

SECTION 1. The plans and specifications for developing and operating an eighteen hold golf course at Dry Creek 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 October 28, 1986, 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 16th day of September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1110

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR 32 ELECTRONIC TACHOGRAPHS

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

SECTION 1. The plans and specifications for 32 electronic tachographs to be installed in Police patrol cars 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 14, 1986, 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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1111

A RESOLUTION ACCEPTING THE IRRIGATION PUMP STATION, RESERVOIR DISTRIBUTION SYSTEM AND TAILWATER RETURN SYSTEMS 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 SEPTEMBER 16, 1986, 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 irrigation pump station, reservoir distribution system and tailwater return systems 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 irrigation pump station, reservoir distribution system and tailwater return systems 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 $9,699,749.63 be authorized, as provided in the contract.

BE IT FURTHER RESOLVED that September 16, 1986, is hereby established as the date of commencement of the mechanical warranty on the irrigation pump station, reservoir distribution system and tailwater return systems 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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1112

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON THE APPEAL OF MID-VALLEY ENGINEERING, ON BEHALF OF RESOURCE DEVELOPMENT, TO A PLANNING COMMISSION DECISION REGARDING NORTHWOOD PARK SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 7, 1986 **, 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 Mid-Valley Engineering, on behalf of Resource Development, to a Planning Commission decision regarding Northwood Park Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th **day of** September**, 19** 86**, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1113

A RESOLUTION APPROVING A LETTER OF INTENT BETWEEN THE CITY OF MODESTO AND TRAILWAY LINES, PROSPECTIVE TRANSPORTATION CENTER TENANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Letter of Intent between the City of Modesto and Trailway Lines, prospective Transportation Center tenant be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said Letter of Intent by the designated 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 September, 1986, 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: Judy C. Hall

Judy C. Hall, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1114

A RESOLUTION APPROVING A LETTER OF INTENT BETWEEN THE CITY OF MODESTO AND STORER TRANSIT SYSTEMS, PROSPECTIVE TRANSPORTATION CENTER TENANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Letter of Intent between the City of Modesto and Storer Transit Systems, prospective Transportation Center tenant be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said Letter of Intent by the designated 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 September, 1986, 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: Judy C. Hall

Judy C. Hall, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1115

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RULE ENTERPRISES FOR THE PAYMENT OF SCHOOL SITE AND FACILITIES FEES FOR PARADISE ESTATES SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Rule Enterprises for the payment of School Site and Facilities Fees for Paradise Estates Subdivision at the time the building permit is issued

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 September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1116

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS TO PROVIDE A 90% GRANT TO INSTALL ADDITIONAL GUARDRAIL ON TUOLUMNE BOULEVARD ON THE EAST SIDE OF THE FREEWAY 99 UNDERCROSSING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Caltrans to provide a 90% grant to install additional guardrail on Tuolumne Boulevard on the east side of the Freeway 99 undercrossing

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** September, 19**86**, **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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1117

A RESOLUTION AMENDING THE ANNUAL BUDGET FOR FY1986-87 TO PROVIDE FINANCING FOR THE MODESTO COMMUNITY INVOLVED CRIME RESISTANCE PROGRAM.

WHEREAS, the Council of the City of Modesto has been notified of a grant from the State of California for the Modesto Community Involved Crime Resistance Program, and

WHEREAS, it is necessary to amend the annual budget of the City of Modesto for FY1986-87 to estimate grant related revenues and 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 Annual Budget of the General Fund, Fund No. 010 of the City of Modesto for FY1986-87.

Revenues

1. The amount of $-0- now estimated as revenue in account no. 010-190-3131 be increased $83,333 to $83,333.

2. The amount of $14,030 now estimated as revenue in account no. 010-190-4025 be increased $46,796 to $60,826.

Appropriations

1. The amount of $1,406,909 now appropriated in account 010-190-1941-0110, Salaries and Wages, Regular, be increased $127,120 to $1,534,029.

2. The amount of $516,288 now appropriated in account 010-190-1941-0188, Fringe Benefits, be increased $39,472 to $555,760.

3. The amount of $18,484 now appropriated in account 010-190-1941-0208, Business Expense, be increased $8,082 to $26,566.

4. The amount of $-0- now appropriated in account 010-190-1941-0209, Training Expense, be increased $1,441 to $1,441.

5. The amount of $2,128 now appropriated in account 010-190-1941-0235, Services Professional, be increased $811 to $2,939.

6. The amount of $1,519,813 now appropriated in account 010-800-8000-8003, Contingency Reserve, be decreased $46,797 to $1,473,016.

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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1118

SUPPLEMENTAL
A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA DEPARTMENT OF TRANSPORTATION FOR OBTAINING FEDERAL FUNDS FOR THE CONSTRUCTION OF THE TULLY ROAD CANAL CROSSING AT M.I.D. LATERAL NO. 6

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the supplemental agreement between the City of Modesto and the State of California Department of Transportation for obtaining Federal funds for the construction of the Tully Road canal crossing at 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 16th day of September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1119

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND KENNETH DIEHL FOR REIMBURSEMENT OF SEWER FEES ON SPENCER AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Kenneth Diehl for reimbursement of sewer fees on Spencer 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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1120

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BRIGHT DEVELOPMENT FOR STORM DRAINAGE MAINTENANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bright Development for storm drainage maintenance

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 September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1121

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PACIFIC COAST BUILDING PRODUCTS, INC. FOR WATER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 115 LONE PALM 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 to property outside City limits at 115 Lone Palm Avenue located between Emerald 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 16th day of September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1122

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN AND FITHIA ELSUMERI FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS AT 627½ ROSELAWN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John and Fithia Elsumeri for sewer service to property outside City limits at 627½ Roselawn Avenue, located on the East side of Roselawn Avenue between South Avenue and Rouse 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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1123

A RESOLUTION APPROVING AMENDED ACCESS AND MAINTENANCE AGREEMENT BETWEEN THE CITY OF MODESTO AND MICHAEL AND MARILYN CARNEY AND EUNICE SPRAGUE PERTAINING TO PROPERTY LOCATED ON THE EAST SIDE OF DALE ROAD, NORTH OF VENEMAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended access and maintenance agreement between the City of Modesto and Michael and Marilyn Carney and Eunice Sprague pertaining to property located on the east side of Dale Road, north of Veneman 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 16th day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1124

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BENNETT AND COMPTON, INC. FOR THE PAYMENT OF SCHOOL SITE AND FACILITIES FEES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bennett and Compton, Inc. for the payment of School Site and Facilities Fees at the time the building permit is issued for Honey Creek Villas 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 16th day of September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1125

A RESOLUTION GRANTING THE REQUEST OF STEVEN LAWRY, DOING BUSINESS AS CITY CAB COMPANY, FOR CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY TO OPERATE FIVE (5) ADDITIONAL TAXICABS IN THE CITY OF MODESTO.

WHEREAS, the City Council, by Resolution No. 84-472 adopted on July 17, 1984, granted Certificates of Public Convenience and Necessity to Steven Lawry to operate five (5) taxicabs in the City of Modesto under the name of City Cab Company, and

WHEREAS, by letter dated August 4, 1986, Mr. Steven Lawry, doing business as City Cab Company, filed an application for approval of five (5) additional Certificates of Public Convenience and Necessity, and

WHEREAS, by Resolution No. 86-983 adopted on August 19, 1986, the Council set September 23, 1986, at 7:30 p.m., in the Council Chambers, City Hall, 801 11th Street, Modesto, California, as the time and place for consideration of said application, and

WHEREAS, the public hearing on said application was held at said time and place, and

WHEREAS, the City Manager has caused the Director of Parking and Traffic to make an investigation and report, in writing, to the City Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines as follows:

1. That the public convenience and necessity requires the operation of the five (5) additional taxicabs.

2. That Steven Lawry, doing business as City Cab Company, be granted five (5) additional Certificates of Public Convenience and Necessity to operate five (5) additional taxicabs in the City of Modesto under the name of City Cab Company. Said taxicabs to be painted "California Orange", the same color scheme as the taxicabs currently in operation by City Cab Company.

3. That the Director of Parking and Traffic shall not issue the five (5) additional certificates authorized hereby until said Steven Lawry, doing business as City Cab Company, shall have complied with all of the requirements of Chapter 6 of Title 4 of the Modesto Municipal Code necessary to be complied with before the commencement of operation of the additional proposed taxicab service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of September, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1126

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 2-3-8 AND SECTION MAP 3-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-3 TO R-1.

WHEREAS, on September 23, 1986 the City Council introduced Ordinance No. 2456-C.S. giving approval to a project relating to an amendment to Section Map 2-3-8 and Section Map 3-3-8 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 northeast side of Sisk Road at Akeby 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 2-3-8 and Section Map 3-3-8 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 northeast side of Sisk Road at Akeby Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1127

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PREZONED PLANNED DEVELOPMENT ZONE, P-PD(187). (NORMAN WINSOR)

WHEREAS, a verified application for an amendment to Section 31-3-9 of the Zoning Map was filed by Norman Winsor on July 22, 1986, to prezone to Planned Development Zone, P-PD(187), as an addition to P-D(187), property located on the north side of Chicago Avenue, east of Carpenter Road, and described as follows:

All that portion of the Southwest quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at a point on the Northerly boundary of a County Road (Chicago Avenue) bearing from the corner common to Townships 3 and 4 South and Ranges 8 and 9 East, Mount Diablo Base and Meridian, North 1.464 chains along the Range line between said Ranges 8 and 9 East, Mount Diablo Base and Meridian; thence North 88°39'00" East, 11.89 chains to the true point of beginning of the herein described parcel of land; thence continuing along the Northerly boundary of said County Road North 88°39'00" East 1.65 chains and North 55°47'00" East 4.73 chains; thence North 0°30'00" East 7.107 chains along the center line of an irrigation ditch; thence West 5.79 chains; thence South 0°56'00" East 9.727 chains to the point of beginning.

and

WHEREAS, after public hearing held on September 2, 1986, it was found and determined by the Planning Commission that prezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed P-D(187) addition is a nicely laid-out addition to the existing mobile home park and raises no unusual development problems.

2. The proposed project will provide a smooth transition between the two street sections of Chicago Avenue.

and

WHEREAS, after a public hearing held on September 23, 1986, the Council found and determined that the application of Norman Winsor for a Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 2457-C.S. on the 23rd day of September, 1986, prezoning the above-described property to Planned Development Zone, P-PD(187).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Prezoned Planned Development Zone, P-PD(187), is hereby approved in accordance with the following conditions:

1. All development shall conform to the plot plan titled "Prezone P-D(187) Amendment Westgate Village Mobile Home Community" as amended in red, stamped approved by the Planning Commission on September 2, 1986.

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. Landscaping shall include at least one tree of 3/4" caliper at the front corner of every mobile home pad, and one at the rear of each peripheral pad.

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 south, east, and north periphery.

4. Water and sanitary sewer services to the individual mobile home pads shall be provided as required by the Director of Engineering Services.

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 Chicago 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 Chicago 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.

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. 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 cans shall be screened from view from any public street.

13. All utilities shall be underground and cable television service shall be stubbed to all mobile home pads.

14. All signs shall comply with the sign requirements of the R-1 Zone.

15. Prior to issuance of a building permit, the developer shall pay the City of Modesto the cost of planting street trees along the Chicago Avenue frontage. The number shall be as determined by the Director of Engineering Services.

16. All conditions of City Council Resolution No. 78-667 not in conflict with this action shall remain in full force and effect.

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 moving mobile homes onto the site.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(187):

That the entire construction program be accomplished in one phase, construction to begin on or before September 2, 1988, and completion to be not later than September 2, 1989.

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 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 prezoning the above-described property to Planned Development Zone, P-PD(187) 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 September, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1128

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 31-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO PREZONING CERTAIN PROPERTY LOCATED THEREON TO P-PD(187).

WHEREAS, on September 23, 1986 the City Council introduced Ordinance No. 2457-C.S. giving approval to a project relating to an amendment to Section Map 31-3-9 of the Zoning Map of the City of Modesto to prezone, as an addition to Planned Development Zone, P-D(187), to Planned Development Zone, P-PD(187), property located on the north side of Chicago Avenue, east of 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 to prezone, as an addition to Planned Development Zone, P-D(187), to Planned Development Zone, P-PD(187), property located on the north side of Chicago Avenue, east of Carpenter Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1986, 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: [signature]
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By [signature]
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1129

A RESOLUTION ACCEPTING THE BID OF BOND CONSTRUCTION FOR THE MORSE AVENUE WATERLINE EXTENSION FROM WOODLAND AVENUE TO 800 FEET SOUTH

WHEREAS, Resolution No 86-1011, **adopted by the Council of the City of Modesto on** August 26, 1986 **, approved the plans and specifications for the** Morse Avenue waterline extension from Woodland Avenue to 800 feet south **and authorized the calling for bids; and**

WHEREAS, the bids received for the Morse Avenue waterline extension from Woodland Avenue to 800 feet south **were opened at** 11:00 a.m. on September 10,1986, **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** Bond Construction in the amount of $13,580 **be accepted as the lowest responsible bid.**

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bond Construction in the amount of $13,580 **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 23rd **day of** September **, 1986 , 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: Judy C Hall

JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1130

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE 1986 CURB DRAIN REPAIR

WHEREAS, Resolution No 86-450, adopted by the Council of the City of Modesto on May 13, 1986, approved the plans and specifications for the 1986 curb drain repair and authorized the calling for bids; and

WHEREAS, the bids received for the 1986 curb drain repair were opened at 11:05 a.m. on September 10, 1986, 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 $15,165 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 $15,165 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 September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1131

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR ALLEY PAVING PROJECT NO. 13

WHEREAS, Resolution No. 86-990, adopted by the Council of the City of Modesto on August 26, 1986, approved the plans and specifications for the alley paving, Project No. 13 and authorized the calling for bids; and

WHEREAS, the bids received for the alley paving, Project No. 13 were opened at 11:20 a.m. on September 16, 1986, 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 $178,680 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 $178,680 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 September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1132

A RESOLUTION ACCEPTING THE BID OF MODESTO SAND AND GRAVEL FOR THE DEMOLITION OF BUILDINGS IN PORTION OF BLOCK NO. 71

WHEREAS, Resolution No. 86-1010 adopted by the Council of the City of Modesto on August 26, 1986, approved the plans and specifications for the demolition of buildings in portion of Block No. 71 and authorized the calling for bids; and

WHEREAS, the bids received for the demolition of buildings in portion of Block No. 71 were opened at 11:25 a.m. on September 16,1986, 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 Modesto Sand and Gravel in the amount of $41,726 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 Sand and Gravel in the amount of $41,726 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 September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1133

A RESOLUTION ACCEPTING THE BID OF TRI-COUNTY BUILDERS FOR THE INSTALLATION OF PLAY APPARATUS IN LAKEWOOD PARK

WHEREAS, Resolution No. 86-949, adopted by the Council of the City of Modesto on August 12, 1986, approved the plans and specifications for the installation of play apparatus in Lakewood Park and authorized the calling for bids; and

WHEREAS, the bids received for the installation of play apparatus in Lakewood Park were opened at 11:00 a.m. on September 2, 1986, 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 $44,258 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 $44,258 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 September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1134

A RESOLUTION ACCEPTING THE BID OF TRI-COUNTY BUILDERS FOR INSTALLATION OF THE SIPHERD PARK PLAY APPARATUS

WHEREAS, Resolution No. 86-951**, adopted by the Council of the City of Modesto on** August 12, 1986 **, approved the plans and specifications for the** installation of the Sipherd Park play apparatus **and authorized the calling for bids; and**

WHEREAS, the bids received for the installation of the Sipherd Park play apparatus **were opened at** 11:05 a.m. on September 2, 1986 **, 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 $39,165 **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 $39,165 **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** September, **19**86 **, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1135

A RESOLUTION ACCEPTING THE BID OF ORANGE COUNTY NURSERY FOR FURNISHING STREET TREES

WHEREAS, Resolution No. 86-966, adopted by the Council of the City of Modesto on August 19, 1986, 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 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 Orange County Nursery in the amount of $8,738.10

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 in the amount of $8,738.10

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1136

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND ISSUING A PURCHASE ORDER TO J.R. RASMUSSEN CONSTRUCTION FOR PLANING OF CURBS AT VARIOUS LOCATIONS

WHEREAS, planing or grinding raised gutter pans down to approximate original grade is an efficient, cost effective method which helps the City manage the backlog of customer service requests; and

WHEREAS, because recent experience indicates that competitive bids would not result in an acceptable contractor, four companies were canvassed which could provide the proposed planning operation, with J.R. Rasmussen Construction being the only acceptable contractor.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the planing of curbs at various locations is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order to J.R. Rasmussen Construction in the amount of $15,000, for planing of curbs at various locations, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1137

A RESOLUTION ACCEPTING THE MORSE AVENUE WATERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Morse Avenue waterline extension

has been completed by Bond Construction Company in accordance with the contract agreement dated June 10, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Morse Avenue waterline extension

be accepted from said contractor, Bone Construction Company ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $15,360.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1138

A RESOLUTION APPROVING THE APPLICATION AND THE PROJECT AGREEMENT FOR HISTORIC PRESERVATION GRANT FUNDS FOR MCHENRY MANSION RESTORATION PROJECT FROM THE CALIFORNIA PARK AND RECREATIONAL FACILITIES ACT OF 1984.

WHEREAS, the Legislature under the California Park and Recreational Act of 1984 has authorized the establishment of a Historic Preservation Grant Program, providing matching funds to the political subdivisions of the State for historic preservation projects, and

WHEREAS, the California Office of Historic Preservation in the 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 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,

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

1. Approves the filing of an application for the Historic Preservation Grant assistance for project, and

2. Appoints the City Manager or his/her authorized deputy as agent of the City to coordinate, process, and execute all contracts, agreements, amendments and ancillary documents within the scope of the attached application, and

3. Agrees that all required local matching funds will be provided for the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1139

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE REGIONAL COMPETITIVE PROGRAM OF THE CALIFORNIA PARK AND RECREATIONAL FACILITIES ACT OF 1984 FOR WESSON RANCH PARK DEVELOPMENT.

WHEREAS, the people of the State of California have enacted the California Park and Recreational Facilities Act of 1984, which provides funds to the State of California and its political subdivisions for developing facilities for public recreational purposes, and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the state, setting up necessary procedures governing application by local agencies under the program, and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of applications before submission of said applications to the state, and

WHEREAS, said applications contain assurances that the applicant must comply with, and

WHEREAS, the applicant agency will enter into an agreement with the State of California for development rehabilitation or restoration of the project,

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

1. Approves the filing of an application for 1984 state grant assistance for the above project; and

2. Certifies that said agency understands the assurances and certification in the application; and

3. Certifies that said agency has or will have sufficient funds to operate and maintain the project, and if the project is selected for state grant funding; and

4. Certifies that said organization will provide construction plans and specifications to the state within one year of the appropriation of funds under this program and will commence work immediately after state approval; and

5. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, 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 23rd day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1140

A RESOLUTION APPROVING GRANT AGREEMENT FOR FEDERAL FUNDING TO RECONSTRUCT THE FINAL PHASE OF THE TERMINAL AIRCRAFT PARKING APRON AND THE RELOCATION OF THE GENERAL AVIATION ACCESS ROAD TO THE T-HANGAR AREA AT THE AIRPORT

WHEREAS, on June 6, 1985, the Council approved the submission of a pre-application to the Federal Aviation Administration for federal funding to reconstruct the final phase of the terminal aircraft parking apron and the relocation of the general aviation access road to the T-hangar area at the Airport in the amount of $261,190; 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 $261,190 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 23rd day of September, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1141

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS TO CONSTRUCT TRAFFIC SIGNAL AND STREET LIGHTING AT THE INTERSECTION OF MCHENRY AVENUE (STATE HIGHWAY 108) AND UNION AVENUE

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 McHenry Avenue (State Highway 108) and Union 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 23rd day of September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1142

A RESOLUTION APPOINTING ASSISTANT CITY ATTORNEY STAN T. YAMAMOTO 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 Stan T. Yamamoto, 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 23rd day of September, 1986, 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: _____
JUDY O. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-1143

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DRY CREEK INVESTMENTS FOR REIMBURSEMENT OF SEWER FEES ON ORANGEBURG AVENUE FROM HELD DRIVE, WESTERLY 778 FEET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dry Creek Investments for reimbursement of sewer fees on Orangeburg Avenue from Held Drive, westerly 778 feet

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 September, 19 86, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1144

A RESOLUTION OPPOSING PROPOSITION 64, THE LA ROUCHE INITIATIVE, RELATING TO THE ACQUIRED IMMUNE DEFICIENCY SYNDROME (AIDS) .

WHEREAS, there will appear on the November 1986 ballot Proposition 64, the La Rouche Initiative, relating to the Acquired Immune Deficiency Syndrome (AIDS), and

WHEREAS, the initiative measure would declare AIDS to be a contagious disease, would require anyone identified as having AIDS or carrying the HTLV-III virus to be reported to local health authorities and would allow quarantines to be placed on these individuals, and

WHEREAS, current state public health laws are adequate to control the spread of AIDS, and

WHEREAS, the wording of Proposition 64 is discriminatory and vague and the impact of Proposition 64 on local governments is unclear, and could become potentially disastrous financially,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its opposition to Proposition 64, the La Rouche Initiative, relating to the Acquired Immune Deficiency Syndrome (AIDS).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of September, 1986, 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 C. Hall, acting
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1145

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1986-87 FISCAL YEAR TO PROVIDE $249,000 FOR STANISLAUS COUNTY LIBRARY FUNDING.

WHEREAS, the Council of the City of Modesto has agreed to give $249,000 to Stanislaus County for library funding, and

WHEREAS, it is necessary to amend the Annual Budget of the General Fund (Fund No. 010) of the City of Modesto for the 1986-87 fiscal year to provide said library funding,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following amendment to the Annual Budget of the General Fund (Fund No. 010) for the 1986-87 fiscal year be made:

1. The amount of $1,519,813 now appropriated in account No. 800-8000-8003, Contingency Reserve, be reduced $249,000 to $1,270,813.

2. The amount of $364,583 now appropriated in account No. 502-6502-0460, Stanislaus County Library Contribution, be increased $249,000 to $613,583.

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 October, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: Patterson

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1146

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RALPH ANDERSON & ASSOCIATES TO PERFORM ANNUAL JOB AUDIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ralph Anderson & Associates to perform annual job audit, including Supervising Building Inspector positions

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 October, 1986, 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, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1147

A RESOLUTION OVERRULING THE DECISION OF THE PLANNING COMMISSION DENYING A TIME EXTENSION TO THE DEVELOPMENT SCHEDULE OF P-D(336), AND GRANTING THE REQUESTED ONE-YEAR EXTENSION, PROPERTY LOCATED ON THE NORTHEAST CORNER OF WHITMORE AVENUE AND USTICK ROAD. (WORLD REAL ESTATE & DEVELOPMENT)

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 I 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 mobilehome 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 has been received from Gary R. Hansen of World Real Estate & Development, 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 October 7, 1986 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:

> Since fees have been paid and considerable effort has been expended in design and engineering to effect both temporary and permanent storm drainage for the development.

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, 1987, and to be completed by not later than August 4, 1988.

Phase II- start of construction to begin on or before August 4, 1989, and to be completed by not later than August 4, 1990.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1148

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 8-4-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-2.

WHEREAS, on October 7, 1986 the City Council introduced Ordinance No. 2459-C.S. giving approval to a project relating to an amendment to Section Map 8-4-9 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 north side of Whitmore Avenue, north of Crowslanding 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 8-4-9 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 north side of Whitmore Avenue, north of Crowslanding Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1149

A RESOLUTION ACCEPTING THE BID OF AVIS RENT-A-CAR FOR FURNISHING SIX USED DETECTIVE SEDANS

WHEREAS, Resolution No. 86-916, adopted by the Council of the City of Modesto on August 5, 1986, approved the plans and specifications for the purchase of six used detective sedans and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of six used detective sedans were opened at 3:00 p.m. on August 26, 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 Avis-Rent-A-Car in the amount of $44,668 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Avis-Rent-A-Car in the amount of $44,668 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 October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1150

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF MELLIS PARK MASONRY WALL

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the construction of Mellis Park masonry wall

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 21, 1986, 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 October, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1151

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE LOADER/BACKHOE COMBINATION

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 loader/backhoe combination

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 4, 1986, 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 October, 19 86, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1152

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF WELL NO. 50 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 Well No. 50 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 October 21, 1986 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 October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1153

A RESOLUTION ACCEPTING THE BID OF OSTERBERG & STEWART FOR THE DRILLING, CASING, TESTING, AND DEVELOPMENT OF WELL NO. 50

WHEREAS, Resolution No. 86-1025, adopted by the Council of the City of Modesto on September 2, 1986, approved the plans and specifications for the drilling, casing, testing, and development of Well No. 50 and authorized the calling for bids; and

WHEREAS, the bids received for the drilling, casing, testing, and development of Well No. 50 were opened at 11:00 a.m. on September 2, 1986, 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 Osterberg & Stewart in the amount of $23,782.50 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Osterberg & Stewart in the amount of $23,782.50 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 7th day of October, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1154

A RESOLUTION ACCEPTING THE BID OF CLYDE WHEELER PIPELINE, INC. FOR CONSTRUCTION OF THE IRONSIDE AVENUE WATER AND SEWER LINE EXTENSIONS

WHEREAS, Resolution No. 86-554, adopted by the Council of the City of Modesto on June 10, 1986, approved the plans and specifications for the construction of the Ironside Avenue water and sewer line extensions and authorized the calling for bids; and

WHEREAS, the bids received for the Ironside Avenue water and sewer line extensions were opened at 11:10 a.m. on June 24, 1986, 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 $35,457.50 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Clyde Wheeler Pipeline, Inc. in the amount of $35,457.50 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 7th day of October, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall

JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1155

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING EMERGENCY BREATHING CYLINDERS, AND OPENED IN THE OFFICE OF THE CITY CLERK ON SEPTEMBER 16, 1986 AT 3:10 P.M., AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 86-965, adopted by the Council of the City of Modesto on August 19, 1986, approved the plans and specifications for furnishing emergency breathing cylinders, and authorized the call for bids; and

WHEREAS, the bids received for furnishing emergency breathing cylinders were opened at 3:10 p.m. on September 16, 1986, and later tabulated by the Director of Finance for the consideration of the Council; and

WHEREAS, in checking with vendors contacted, it was noted they neglected to get their bids in on time, and the sole bid received was not signed and must be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the furnishing of emergency breathing cylinders, and opened in the office of the City Clerk on September 16, 1986, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for furnishing emergency breathing cylinders to be opened October 28, 1986, 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 7th day of October, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1156

A RESOLUTION ACCEPTING THE TWO NEW GILLIG BUSES AND AUTHORIZING FINAL PAYMENT

WHEREAS, a report has been filed by the Director of Parking & Traffic, that the furnishing of two new Gillig buses

has been completed by the Gillig Corporation

in accordance with the contract agreement dated June 25, 1985 .

NOW, THEREFORE, BE IT RESOLVED that the two new Gillig buses

be accepted from said contractor, Gillig Corporation ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $6,000 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 October, 19 86 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1157

A RESOLUTION ACCEPTING THE ASPHALT CONCRETE CURB AND PAVING AT THE CITY OF MODESTO WATER QUALITY CONTROL PLANT AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the asphalt concrete curb and paving at the City of Modesto Water Quality Control plant has been completed by George Reed, Inc. in accordance with the contract agreement dated May 6, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the asphalt concrete curb and paving at the City of Modesto Water Quality Control plant

be accepted from said contractor, George Reed, Inc. ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $19,448.63 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 7th day of October, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1158

A RESOLUTION ACCEPTING THE WRIGHT STREET WATER STRENGTHENING AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Wright Street water strengthening

has been completed by Dem Con Engineering

in accordance with the contract agreement dated March 18, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Wright Street water strengthening

be accepted from said contractor, Dem Con Engineering ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $19,448.63 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 7th day of October, 1986 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1159

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PUMP STATION NO. 34 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of Pump Station No. 34

has been completed by Central Pump Company

in accordance with the contract agreement dated February 18, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Pump Station No. 34

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 $97,814 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 October, 1986 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1160

A RESOLUTION ACCEPTING THE REPLACEMENT OF THE DESANDER UNIT AT PUMP STATION NO. 27 AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the replacement of the desander unit at Pump Station No. 27

has been completed by Howk Well & Equipment
in accordance with the contract agreement dated April 15, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the replacement of the desander unit at Pump Station No. 27

be accepted from said contractor, Howk Well & Equipment ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $25,057 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 October, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1161

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON APPLICATION OF HARVEY AND SHARON PAYNE AND KIRK SMITH DBA, VALLEY REGIONAL AMBULANCE, FOR A CITY AMBULANCE OPERATOR'S PERMIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 28, 1986 , **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 application of Harvey and Sharon Payne and Kirk Smith dba, Valley Regional Ambulance, for a City ambulance operator's permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th **day of** October, 19 86, **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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1162

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1986-87 TO REPLENISH THE GENERAL FUND CONTINGENCY RESERVE.

WHEREAS, the Council of the City of Modesto has determined a need to replenish the General Fund Contingency Reserve, and

WHEREAS, it has been determined that salary and fringe benefit appropriation savings will be realized by deferring the filling of various positions now authorized,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following appropriation adjustments be made in The Annual Budget of the General Fund, Fund 010, of the City of Modesto for FY1986-87:

Appropriations

Acct-Org.	Description	From	To	Increase <Decrease>
0110-0201	Salaries and Wages, Regular	357,289	342,786	$<14,503>
0160-0201	Public Employee Retirement	85,670	80,598	< 5,072>
0110-0222	Salaries and Wages, Regular	167,463	162,469	< 4,994>
0160-0222	Public Employee Retirement	42,631	41,069	< 1,562>
0110-0232	Salaries and Wages, Regular	127,832	123,354	< 4,478>
0160-0232	Public Employee Retirement	28,207	26,641	< 1,566>
0110-1242	Salaries and Wages, Regular	218,770	208,999	< 9,771>
0160-1242	Public Employee Retirement	54,055	50,748	< 3,307>
0110-1401	Salaries and Wages, Regular	534,790	529,350	< 5,440>
0160-1401	Public Employee Retirement	141,238	139,318	< 1,920>
0110-1801	Salaries and Wages, Regular	104,309	92,372	<11,937>

0160-1801	Public Employee Retirement	29,507	25,110	< 4,397>
0110-1822	Salaries and Wages, Regular	249,552	242,260	< 7,292>
0160-1801	Public Employee Retirement	76,781	73,957	< 2,824>
0110-1921	Salaries and Wages, Regular	768,356	762,811	< 5,545>
0160-1921	Public Employee Retirement	190,964	189,027	< 1,937>
0110-3412	Salaries and Wages, Regular	115,686	107,136	< 8,550>
0160-3412	Public Employee Retirement	35,598	32,514	< 3,084>
0110-4212	Salaries and Wages, Regular	239,067	234,512	< 4,555>
0160-4212	Public Employee Retirement	61,992	60,497	< 1,495>
0110-4512	Salaries and Wages, Regular	296,218	277,089	<19,129>
0160-4512	Public Employee Retirement	71,784	65,272	< 6,512>
0110-4612	Salaries and Wages, Regular	1,148,728	1,137,730	<10,998>
0160-4612	Public Employee Retirement	274,464	270,573	< 3,891>
0110-4801	Salaries and Wages, Regular	244,409	240,089	< 4,320>
0160-4801	Public Employee Retirement	61,654	60,232	< 1,422>
0110-4912	Salaries and Wages, Regular	178,205	170,697	< 7,508>
0160-4912	Public Employee Retirement	45,425	42,654	< 2,771>
8003-8000	Contingency Reserve	1,519,813	1,680,593	160,780
	Total Adjustment			-0-

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 October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1163

A RESOLUTION APPROVING A LEASE/FINANCING AGREEMENT BETWEEN THE CITY OF MODESTO AND GRIGSBY, BRANDFORD & CO., INC. FOR THE FINANCING OF VARIOUS EQUIPMENT PURCHASES TOTALING $543,940

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease/financing agreement between the City of Modesto and Grigsby, Brandford & Co., Inc. for the financing of various equipment purchases totaling $543,940 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 October, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1164

A RESOLUTION PROTESTING TO THE CALIFORNIA PUBLIC UTILITIES COMMISSION THE PROPOSED ABANDONMENT OF BUS SERVICE THROUGH MODESTO BY TRAILWAYS LINES, INC.

WHEREAS, Trailways Lines, Inc. has applied to the California Public Utilities Commission for authorization to abandon all of its bus routes in California, including the routes through Modesto, with the exception of the bus routes between Los Angeles and San Bernardino, and Los Angeles and Arizona, and

WHEREAS, in its application to the Public Utilities Commission, Trailways proposes to abandon the bus routes on or before April 1, 1987, and

WHEREAS, if Trailways Lines, Inc. abandons its bus routes through Modesto, it will result in a reduction of available bus service to the citizens of Modesto for the use of intercity transportation to and from Modesto, and

WHEREAS, on October 7, 1986, at 4:00 p.m., the Council considered said matter,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby protests to the California Public Utilities Commission the proposal by Trailways Lines, Inc. to abandon its bus routes in California, including the routes through Modesto, and authorizes the City Manager to sign a formal protest to be presented to the California Public Utilities Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1165

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WITH 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 7th day of October, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1166

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FEDERAL EXPRESS CORPORATION FOR A DROP BOX AT THE PASSENGER TERMINAL AREA OF 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 passenger terminal area of 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 7th day of October, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1167

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER VARIOUS FEE INCREASES RELATING 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 November 12, 1986 , 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 relating 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 7th **day of** October, 1986, **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, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1168

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON THE DRAFT CIRCULATION ELEMENT OF THE MODESTO URBAN AREA GENERAL PLAN AND ACCOMPANYING ENVIRONMENTAL IMPACT REPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 28, 1986, 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 Draft Circulation Element of the Modesto Urban Area General Plan and accompanying Environmental Impact report.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1169

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO MEADOWS PARTNERS FOR REIMBURSEMENT OF STREET IMPROVEMENTS ON PRESCOTT ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Meadows Partners for reimbursement of street improvements on Prescott Road in conjunction with the proposed Modesto Plaza Shopping 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 7th day of October, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1170

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:

Construction Inspector

Instrument Repair Technician

Supervising Building Inspector

The specifications for the classifications amended as shown on the attached Exhibits "A", "B", and "C", 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 7, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

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 subprofessional engineering work; and to do 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; insures 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

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

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.

INSTRUMENT REPAIR TECHNICIAN

DEFINITION:

Under general supervision, performs a wide variety of skilled precision work at the journey level in the installation, maintenance and repair of electronic, electrical, pneumatic, hydraulic, and mechanical process instrumentation system components for the City of Modesto water and wastewater systems; and does other related work as required.

EXAMPLES OF DUTIES:

Installs, maintains, repairs and adjusts computer system hardware, digital data multiplexing equipment used for indicating, telemetering, measuring and controlling flow, temperature, motion, force, and chemical composition; assembles, disassembles and reassembles instruments and test the units for performance based upon specifications; inspects instruments and makes minor calibration adjustments; adjusts and repairs automatic control valves and positioners; installs, repairs and maintains distributed digital and programmable controllers; performs loop tests on electrical and electronic control systems and documents all changes and modifications.

EMPLOYMENT STANDARDS:

Experience:

One year experience as an Electrician with the City of Modesto.

and/or

Five years experience in electrical and electronic repair and maintenance, including at least two (2) years of electronic repair and maintenance.

Knowledge of:

Basic electronic circuitry;
Instrumentation equipment and precision tools;
Standard practices, tools, materials, and equipment of the electrical trade;
Installation and maintenance of various types of electronic, electrical, pneumatic, hydraulic and mechanical instruments, equipment and apparatus;
Laws, codes and ordinances governing electrical work within specified standards;
Safe work practices.

and

Ability to:

Install, repair, calibrate and maintain electronic, electrical, hydraulic and mechanical equipment;
Assemble, disassemble, inspect, adjust and repair analog recording and digital control instrumentation;
Understand and carry out written and oral instructions;
Read and write the English language clearly and concisely
Perform mathematical computations as required in electronic and electrical circuitry;
Read and work from layouts, sketches, plans, specifications, schematics and diagrams;
Diagnose problems and perform or recommend corrective action;
Use electrical and piping hand tools and equipment skillfully and safely;
Perform work requiring strength in lifting and carrying objects and equipment of up to fifty (50) pounds;
Establish and maintain cooperative relationship with those contacted during the course of work.

License: Possession of a valid California Class 3 driver's license within one month of appointment.

Annual Physical Examination: Must pass an annual physical examination as given by the City of Modesto physician.

SUPERVISING BUILDING INSPECTOR

DEFINITION

Under direction, to supervise and coordinate the work assignments of building inspectors; to enforce changes in State law with respect to handicapped, energy and other requirements; to act for the Chief Building Official in field-related matters; and to do other related work as required.

DISTINGUISHING CHARACTERISTICS:

Positions assigned to this class report to the Chief Building Official and supervise, coordinate and schedule the field inspection unit of the Building Inspection Division. They are superior to the Senior Building Inspectors and the Building Inspectors. They are separate from and are not expected to supervise the Associate Civil Engineers and Plan Review Engineers.

EXAMPLES OF DUTIES

Schedules, coordinates, and supervises the daily assignments of inspection personnel; supervises the training of subordinate personnel; sets performance standards and evaluates performance of subordinate personnel; acts for the Chief Building Official in all field-related matters in his/her absence; composes letters and reports under the name of the CBO; acts as liaison with professional groups and agencies on behalf of the CBO, attends meetings and gives oral presentations; represents the Chief Building Official in the Emergency Preparedness Program; does research, evaluates options and develops technical reports; conducts studies on new programs, personnel, and computers and prepares budget information; reviews portions of the municipal code and recommends changes to the CBO; investigates building complaints from the public, homeowners, and contractors and insures follow-up; performs follow-up on matters which may lead to litigation, including red-tagged jobs; prepares documentation as required by the City Attorney's office and works directly with deputy city attorneys; supervises both City-wide Housing Code and Dangerous Building Code; supervises inspectors under the City Housing Rehabilitation Program; coordinates pre-construction meetings, develops and tracks projects as to stages of completion; supervises and enforces State Handicap laws; supervises and enforces new standards for State Energy laws; coordinates requirements from other Departments and Divisions before a building is released; conducts, reviews, and prepares reports of inspections on City-owned property; supervises special inspections and investigations of existing structures and coordinates preparation of comprehensive written reports of findings and recommendations; checks residential building plans for occupancy, structural and zoning requirements; coordinates plan checking with various City departments.

EMPLOYMENT STANDARDS

Experience:

Four (4) years of experience comparable to Senior Building Inspector with the City of Modesto. (Substitution may be allowed under one of two options. Experience as a general contractor in the State of California will be accepted on a year for year basis up to three years of the required experience. A four-year Bachelor's Degree from an accredited college or university in an acceptable area of study will be accepted for two (2) years of the required experience.)

EMPLOYMENT STANDARDS (Cont.)

and

Education:

Two (2) year (Associate) Degree in an acceptable field of study. Certification by I.C.B.O. in Building Inspection plus at least one of the following: Electrical, Mechanical, Plumbing or Combination.

and

Knowledge of:

- Building construction plans, methods, materials, and proper inspection methods;
- Building, electrical, and plumbing codes and ordinances enforceable by the City such as the uniform building and plumbing codes, National Electrical Code, State, City zoning ordinances, and County health codes;
- Acceptable health and safety standards in building construction;
- Federal, State and local safety laws and regulations;
- Principles of supervision and training.

and

Ability to:

- Assist in the planning, training, assignment, and supervision of field inspection personnel;
- Perform the more difficult inspection tasks and train personnel in proper inspection, record keeping, report writing practices and procedures;
- Promote safe work practices;
- Prepare and present concise, comprehensive reports;
- Read, interpret, and apply terms and requirements of pertinent regulations, codes, and ordinances;
- Review, interpret, and analyze building plans and specifications;
- 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.

Incumbents will be required to file a Statement of Economic Interests.

Those appointed will be required to serve a twelve month probation. Satisfactory performance and recommendation of the department head is required for permanent status.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1171

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 classification of Industrial Waste Inspector I, Range 123.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after October 7, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting 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)

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
308.0	Police Officer (Trainee Step)
310.0	Police Officer
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
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
202 Other
216

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1172

A RESOLUTION ACCEPTING IMPROVEMENTS IN STANDIFORD SQUARE SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Lucky Development , subdividers of Standiford Square Subdivision , have filed Subdivision Bonds for faithful performance and labor and materials in the amount of $13,700.00 and $ 6,850.00 respectively to guarantee improvements in Standiford Square Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated October 7, 1986 , 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 Standiford Square Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $13,700.00 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 $6,850.00 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 October , 1986 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1173

A RESOLUTION ACCEPTING IMPROVEMENTS IN BLUFF CREEK ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Jack D. Horn Enterprises, subdividers of Bluff Creek Estates Subdivision, have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $362,300.00 and $181,150.00 respectively to guarantee improvements in Bluff Creek Estates; and

WHEREAS, the Director of Public Works in a memorandum dated October 7, 1986, 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 Bluff Creek 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 $362,300.00 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 $181,150.00 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 7th day of October, 1986 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1174

A RESOLUTION DECLARING THE CITY OF MODESTO'S INTENT TO WORK WITH THE CITY'S SCHOOL DISTRICTS TO PREVENT DRUG ABUSE.

WHEREAS, research studies show that the use of drugs and alcohol by school-aged children is epidemic in our schools and communities, and

WHEREAS, the effects of drug and alcohol abuse are devastating to young people's lives and their futures, to their families, to society, and to the educational environment, and

WHEREAS, schools are an appropriate place to educate youth about the harmful effects of drug and alcohol abuse and to assist them in learning positive ways to make healthy choices in their lives, and

WHEREAS, the schools cannot be expected to shoulder this burden alone because the future of the entire community, indeed of our democracy, depends upon having an educated citizenry able to make ethical and moral choices, and

WHEREAS, schools should provide a safe haven for students so that our youth can be safe, and learn effectively,

NOW, THEREFORE, BE IT RESOLVED that, at the request of our Police Chief, the Council of the City of Modesto applauds the determination of school districts to make drug and alcohol abuse prevention a highest priority for the 1986-87 school year and beyond, and hereby instructs the Police Department to work with our community's schools to develop a plan of action that will make school campuses safe havens from drugs.

BE IT FURTHER RESOLVED that the Council of the City of Modesto will lend its support to help foster the cooperative relationships among teachers,

parents, students, law enforcement and other community agencies necessary to accomplish this goal.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1175

A RESOLUTION GRANTING APPROVAL TO THE AMERICAN LEGION POST NO. 74 TO CONDUCT A VETERANS' DAY PARADE IN THE CITY OF MODESTO ON TUESDAY, NOVEMBER 11, 1986, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the American Legion Post No. 74 (hereinafter referred to as "the Legion") has filed an Application for Direct City Assistance to use portions of city streets and for the City to provide traffic control and a reviewing stand and chairs, relating to a Veterans' Day Parade to be held on Tuesday, November 11, 1986, and for use of Downey Park in connection with the parade in celebration of Veterans' Day, and

WHEREAS, the Council, by Resolution No. 83-128, adopted a "Policy for Evaluating Requests for Direct City Assistance,"

WHEREAS, the City Council deems it appropriate to grant approval to the Legion relating to said Veterans' Day Parade and to grant the Legion's request for traffic control, reviewing stand, and chairs, and for use of Downey Park in connection with the parade in celebration of Veterans' Day, subject to certain conditions, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby approve the Application for Direct City Assistance filed by the Legion relating to a Veterans' Day Parade to be held on Tuesday, November 11, 1986, subject to the following conditions:

1. The parade assembly will take place on November 11, 1986, at the Downey High School practice field and at the Downey Park baseball field from approximately 8:30 a.m. to 9:30 a.m. The parade will commence on November 11, 1986, at approximately 9:30 a.m. and terminate at approximately 11:00 a.m.

2. The parade route, subject to the approval of the Chief of Police, will include Brighton Avenue from Downey Park west to Coffee Road, Coffee Road from Brighton Avenue south to Scenic Drive, and Scenic Drive from Coffee Road west to Saint Stanislaus Catholic Cemetery, a total distance of approximately 1.6 miles.

3. The City of Modesto will provide four (4) reserve officers and one (1) motorcycle officer to maintain traffic control along the parade route.

4. The Parks and Recreation Department will reserve the Downey Park baseball field for parade assembly on November 11, 1986 from approximately 8:00 a.m. to 10:00 a.m.

5. The Parks and Recreation Department will erect a reviewing stand in front of Downey High School, after 5:00 p.m. on November 10, 1986, and will provide approximately twelve (12) chairs on the morning of November 11, 1986. After the parade has terminated, the Parks and Recreation Department will dismantle the reviewing stand, and remove the reviewing stand and chairs, no later than 5:00 p.m. on November 11, 1986.

6. The Legion shall assume full responsibility for the reviewing stand and chairs from the time the reviewing stand is erected and the chairs provided, until the time the reviewing stand is dismantled and the reviewing stand and chairs are removed.

7. The Legion shall be responsible for the removal of all trash and debris from the streets used for the aforementioned Veterans' Day parade which accumulates as a result of the parade.

8. The Legion shall indemnify and hold harmless the City of Modesto, its officers, agents and employees from and against any and all costs, damages, injuries, liability or loss to persons or property which may arise out of or in any way be connected with the Veterans' Day parade, and use of Downey Park and all streets, within the City for the aforementioned Veterans' Day parade.

9. The Legion agrees to provide and keep in force on November 10 and 11, 1986, a policy of public liability insurance covering any and all claims for injuries to persons or property arising

out of the aforementioned Veterans' Day parade, with combined single limits of Five Hundred Thousand ($500,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and Five Hundred Thousand ($500,000.00) Dollars for claims for property damage.

The policy of insurance so provided shall contain a contractual liability endorsement covering the liability assumed by the Legion, under the terms of this resolution. Certificate(s) evidencing the insurance shall be filed with the City Clerk.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the Legion with a copy of this resolution. The Legion 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 7th day of October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1176

A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF NECESSITY TO ACQUIRE REAL PROPERTY FROM GERRIT VANDER POL, ET UX, FOR AN ACCESS TO CITY WELL SITE NO.49

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 4, 1986 , 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 from Gerrit Vander Pol, et ux, for an access to City Well Site No. 49.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th **day of** October, 19 86, **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, Mayor Mensinger

NOES: **Councilmembers:** None

ABSENT: **Councilmembers:** Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1177

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FAIRWAY DESIGNS TO DESIGN AND CONSTRUCT REDWOOD TEE MARKERS AT MUNICIPAL 9-HOLE AND DRYDEN GOLF COURSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Fairway Designs to design and construct redwood tee markers at Municipal 9-hole and Dryden golf courses

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th **day of** October, **19**86, **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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1178

A RESOLUTION ORDERING THE EDGEBROOK NO. 3 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated September 24, 1986, approved the proposed Edgebrook 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 Edgebrook No. 3 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Edgebrook 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 Empire 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 September 24, 1986, ordered that a mitigated 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 Edgebrook 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 Empire 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 October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By John L. Alvistur
Engineering Services Department

engineering
900 "H" ST., SUITE G • P.O. BOX 816 • MODESTO, CA 95353 • (209) 526-4214

May 7, 1986 Job No. 60-756

LEGAL DESCRIPTION TO
ACCOMPANY AN ANNEXATION APPLICATION
EDGEBROOK NO. 3

ALL that certain real property situate in a portion of the Northwest quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and lying in the County of Stanislaus, State of California, more particularly described as follows:

COMMENCING at the Southwest corner of Lot "16", Block 2189 of Oakmont No. 4 Subdivision, as shown on the map filed in Volume 27 of Maps, at Page 3, Stanislaus County Records, said corner lying on the North right-of-way line of the Modesto Irrigation District Lateral No. 2 and the existing City limits line of the City of Modesto; thence North 89°45'16" West along said North right-of-way and City limits line, 29.04 feet to a point on the quarter section line of said Section 27; thence South 0°33'03" East along said quarter Section line and City limits line, 75.00 feet to a point on the South right-of-way line of said M.I.D. Lateral No. 2; thence North 89°45'16" West along said South right-of-way line and City limits line, 663.34 feet; thence North 0°33'16" West along said City limits line, 1285.23 feet to a point on the center line of Dry Creek, as shown on the map filed in Volume 16 of Surveys, at Page 71, Stanislaus County Records; thence North 52°37'40" East along said center line of Dry Creek and City limits line, 388.96 feet; thence North 75°55'52" East along said centerline of Dry Creek and City limits line, 391.88 feet; thence South 0°33'03" East along said City limits line, 1544.57 feet to the point of beginning of this description.

Containing: 23.727 acres

Exhibit A

PROPONENT'S STATEMENT

The proponents provided the following statement:

> The proposed annexation is consistent with the Stanislaus County General Plan and the City of Modesto General Plan. Annexation of the subject land will allow the orderly and controlled development of this area.

Exhibit B

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1179

A RESOLUTION ORDERING THE KANSAS-ROSEMORE REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated September 24, 1986, approved the proposed Kansas-Rosemore 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 Kansas-Rosemore Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Kansas-Rosemore 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 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 September 24, 1986, ordered that a mitigated negative declaration be filed, including mitigation measures, 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 Kansas-Rosemore 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 Woodland 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 October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Engineering Services Department

June 2, 1986
REVISED June 23, 1986

KANSAS-ROSEMORE REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of Section 25, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southeastern corner of the KANSAS AVENUE NO. 5 REORGANIZATION, as approved by Modesto City Council Resolution No. 86-503, dated May 22, 1986, said point being the Southwestern corner of Lot 15 of the MAZE COLONY, as per map filed March 24, 1904, in Volume 1 of Maps, Page 83, Stanislaus County Records:

1. thence along the existing City Limits on the Eastern line of said REORGANIZATION, said line being the Western line of said Lot 15 of the Maze Colony, North 01° 21' 30" West, 837.71 feet, to a point on the Southern line of Lot 2 in Block 17 of the PLEASANT HOMES Subdivision as per map filed August 17, 1922 in Volume 9 of Maps, Page 67, Stanislaus County Records;

2. thence leaving the existing City Limits and along said Southern line of Lot 2 in Block 17 of the Pleasant Homes Subdivision, North 85° 19' 50" East, 329.14 feet;

3. thence along the Southern line of Lot 1 in Block 17 of said Pleasant Homes Subdivision, North 58° 40' 50" East, 363.00 feet, to the Western line of 40.00 foot Rosemore Avenue;

4. thence North 76° 57' 50" East, 40.85 feet, to the Eastern line of said 40.00 foot Rosemore Avenue;

5. thence along said Eastern line of 40.00 foot Rosemore Avenue, South 01° 19' 23" East, 192.36 feet;

6. thence North 88° 40' 37" East, 10.00 feet;

7. thence South 01° 19' 23" East, 81.00 feet;

8. thence South 88° 40' 37" West, 10.00 feet, to said Eastern line of 40.00 foot Rosemore Avenue;

9. thence along the Eastern line of 40.00 foot Rosemore Avenue, South 01° 19' 23" East, 80.00 feet;

10. thence North 88° 40' 37" East, 10.00 feet;

11. thence South 01° 19' 23" East, 70.00 feet;

Exhibit A

12. thence South 88° 40' 37" West, 10.00 feet, to the Eastern line of 40.00 foot Rosemore Avenue;

13. thence along the Eastern line of Rosemore Avenue, South 01° 19' 23" East, 625.20 feet, to a point on the Southern line of 40.00 foot Kansas Avenue;

14. thence along said Southern line of 40.00 foot Kansas Avenue, South 88° 50' 00" West, 682.45 feet, to the point of beginning, containing 14.232 Acres, more or less.

PROPONENT'S STATEMENT

The proponents provided the following statement as to their reason for submitting this proposal:

> It is the desire of the petitioners to annex the property described herein to the City of Modesto in order to make the full range of city services available to serve the proposed development of the area.

Exhibit B

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1180

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR FISCAL YEAR 1986-87 TO AMEND THE GENERAL FUND (FUND NO. 010) TO PROVIDE FOR A LOAN OF $81,000 TO THE REDEVELOPMENT AGENCY OF THE CITY OF MODESTO.

WHEREAS, the Council of the City of Modesto activated the Redevelopment Agency of the City of Modesto by Ordinance No. 2143-C.S., which became effective October 21, 1982, and

WHEREAS, the City of Modesto and the RDA entered into a Cooperation Agreement dated October 26, 1982, that allows the City to advance funds to the Redevelopment Agency, and

WHEREAS, said Redevelopment Agency needs an advance from the City of Modesto to finance land acquisition costs for a redevelopment project within the Lincoln School Site, and

WHEREAS, it is necessary to amend the General Fund (Fund No. 010) Annual Budget of the City of Modesto for fiscal year 1986-87 to provide for the advance of $81,000 to the Redevelopment Agency,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The amount of $1,519,813 now appropriated in account 8000-800-010, Contingency Reserve, of the General Fund (Fund No. 010) be reduced $81,000 to $1,438,813.

2. That a loan of $81,000 is made to the Redevelopment Agency from the General Fund (Fund No. 010).

3. That repayment of said loan, principal and interest, shall be made to the City of Modesto in accordance with the provisions of the

Cooperation Agreement between the City of Modesto and the Redevelopment Agency dated October 26, 1982.

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 October, 1986, 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

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1181

A RESOLUTION OPPOSING PROPOSITION 58, ACA 2 (HANNIGAN), RELATING TO PROPERTY TAXATION: CHANGE IN OWNERSHIP.

WHEREAS, there will appear on the November 1986 ballot Legislative Constitutional Amendment, ACA 2 (Hannigan), Proposition 58, relating to an amendment which would allow a principle residence and the first $1 million of other real property to be transferred between parents and children without causing a reassessment for property taxes, and

WHEREAS, the State Director of Finance estimates the exclusion from reassessment provided by this measure will reduce local property tax revenue collections approximately $27 million in 1987-88, and

WHEREAS, the estimated city reduction is approximately $2-$3 million statewide, and

WHEREAS, passage of Proposition 58 would unnecessarily apply to commercial and agricultural properties as well as single-family homes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its opposition to Proposition 58, Legislative Constitutional Amendment, ACA 2 (HANNIGAN), relating to an amendment which would allow a principle residence and the first $1 million of other real property to be transferred between parents and children without causing a reassessment for property taxes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1182

A RESOLUTION OPPOSING PROPOSITION 60, RELATING TO PROPERTY TAXATION: FULL CASH VALUE.

WHEREAS, there will appear on the November 1986 ballot Legislative Constitutional Amencment, ACA 5 (Elder), Proposition 60, relating an amendment to provide that certain single-family, owner-occupied residences not be reappraised to fair market value when purchased or built by an owner who is 55 years or older, and

WHEREAS, said amendment will circumvent provisions of Proposition 13 allowing a new dwelling to be reappraised for property tax purposes at its fair market value when inhabited by a person previously owning property, and

WHEREAS, the State Department of Finance has estimated that it could increase state costs of school aid $4-$40 million due to a reduction in property tax revenue and a local government revenue loss of $6-$60 million,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its opposition to Proposition 60, relating an amendment to provide that certain single-family, owner-occupied residences not be reappraised to fair market value when purchased or built by an owner who is 55 years or older.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1183

A RESOLUTION OPPOSING PROPOSITION 62, THE JARVIS LOCAL TAX INITIATIVE.

WHEREAS, there will appear on the November 1986 ballot Proposition 62, the Jarvis Local Tax Initiative, relating to the imposition of new or increased general or special taxes by local agencies, and

WHEREAS, the initiative measure would require that local agencies follow certain procedures, including seeking the approval of the local electorate, prior to imposing new or increased general or special taxes, and

WHEREAS, if an agency fails to comply with said procedures, the agency's property tax allocations will be reduced by an amount equal to the revenues derived from the new or higher tax, and

WHEREAS, that although the Legislative Analyst has stated the provisions of the Jarvis Initiative cannot be applied to charter cities, pro-Proposition 62 forces have indicated their intention to pursue legal action requiring the measure's application to charter cities if the initiative is approved by the voters in November, and

WHEREAS, passage of this initiative could prove fiscally crippling to cities,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its opposition to Proposition 62, the Jarvis Local Tax Initiative, relating to the imposition of new or increased general or special taxes by local agencies.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of October, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton

ATTEST: JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1184

A RESOLUTION APPROVING THE MODESTO COMMUNITY CENTER POLICIES AND RENTAL RATES

WHEREAS, the Modesto Culture Commission has reviewed and approved the proposed Community Center policies and rental rates.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the Modesto Community Center Booking and Scheduling Policies, Rental Rules and Regulations, and Rates, as shown in Exhibits "A" and "B", 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 October, 1986, 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, Acting Mayor Whiteside

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Mayor Mensinger

AMENDED exhibit "B"
on 12-11-2018
By Resolution 2018-562

ATTEST: Judy C. Hall
JUDY C. HALL, Acting City Clerk

AMENDED exhibit B
on 1-27-2015
By Resolution 2015-22

exhibit B
AMENDED
on 5-22-90
By Resolution 90-546

AMENDED "B"
on
By Resolution 1991-544

BOOKING AND SCHEDULING POLICIES

The Modesto Community Center is made available to all who wish to utilize its spaces, equipment, and services within the scope of the Center's policies and cost structures. Space will be booked to individuals, organizations, and corporations on this basis:

1. Timing

   A. Conferences. Due to the positive economic impact on the community and the long-range planning of conferences, conventions, and other large group meetings, groups of 300 or more attendees or groups that require over 75% of the Center's event space may book the Center at any time. These bookings should not conflict with established annual community events as defined below.

   B. Annual Events. At the discretion of the Center management, "Annual Events" will be designated. Some or all of the criteria below will apply to the selection of such events:

      - One-of-a-kind events.
      - Events that are open to the entire Modesto community.
      - Events that have unavoidable specific timing requirements.
      - Events that are tied to other community events or festivals which have specific timing.
      - Events that benefit local nonprofit organizations.
      - Events that have been produced at the Center for a minimum of two consecutive years at a high level of success.

      Annual events will be scheduled in one of these manners:

      - Specific Date Events

        Annual events that are specifically dependent on a certain date(s) will be rebooked annually for that/those date(s). [Example: New Year's Eve Benefit Dance]

      - Nonspecific Date Events

        Annual events that are not dependent on a specific date(s) will be assigned a general time period (i.e., a Saturday in March or not more than 8 weeks or less than 2 weeks from Christmas). The actual date will be identified one year from the event.

   C. Other Events. Events that are not sanctioned as annual or convention dates will be booked a maximum of one and one-half years from the date.

b. Regularly Scheduled Meetings. The Modesto Community Center is primarily intended to provide special event and conference space for the community. For this reason "regularly scheduled meetings" will be booked on this basis:

- Regularly scheduled meetings will require all standard rental and fee payments.
- Requests for monthly or weekly meeting space can be planned in advance but will not be confirmed until six months prior to each date.
- The Community Center management has the right to move such groups to a reasonably larger meeting room or cancel any meeting if a reasonably sized space is not available six months from a proposed "regularly scheduled meeting."

2. Spacing

The intention of the Community Center management is that every event be as successful as possible. For this reason it is in the best interest of the Modesto Community Center and the community to adequately provide spacing between similar events on the calendar. The Modesto Community Center management will at its sole discretion determine the frequency in a one-year time period and the closeness of two similar events. For this reason a booking request may be denied if a similar event has already been booked in a given time period.

3. Retail Uses

It is understood that the Modesto Community Center shall not be rented or let to any business or business entity for use that is primarily a retail merchandise sale. This shall not be construed to prohibit trade shows or exhibits at which incidental sales may occur in the normal course of such shows or exhibits; or, shows/sales which do not significantly compete with local retail merchandisers; or open shows or sales in which local retailers carrying similar products have a reasonable opportunity to participate. The Manager may also allow art, craft, antique, flea market, etc., sales in which items are sold by several individuals and are not new, mass-produced consumer goods.

4. Positive Reputation of Lessee

The management of the Modesto Community Center has the right to request names of other facilities that any prospective lessee has utilized in the past. Based solely on calls to these facilities, the management will determine a prospective lessee's reputation as an event promoter.

Prospective lessees can be denied use of the Modesto Community Center if these references reveal one of these three conditions:

- Failure on the part of the prospective lessee to fully pay bills that were incurred at another facility regardless of who has not been fully paid.

- Damage in excess of normal wear that demonstrates a lack of concern for another facility or its property.
- Past situations where the prospective lessee or prospective lessee's employees have condoned, encouraged, or engaged in activities that were deemed dangerous or harmful or potentially dangerous or harmful to event attendees and/or employees of another facility.

5. Positive Reputation of Artist

Although the management may be willing to lease the Modesto Community Center to a prospective lessee based on that lessee's reputation, the management reserves the right to deny use of the Modesto Community Center based on the reputation of a proposed artist, group, or performance company. Use will be denied of said artist, etc., if calls to other facilities where artist has performed reveal that artist has caused any of the conditions listed above in the section entitled "Positive Reputation of Lessee."

6. Lawful Activity

The proposed activity to be presented at the Modesto Community Center must be lawful in nature. No conflict shall exist between the activity or the manner in which it is conducted and the laws of the City of Modesto, State of California, or the United States.

7. Tentative Bookings

Unless specifically authorized by the Manager, tentative bookings will be held no longer than four weeks from the date received. However, if the same date(s) is requested by another prospective lessee, the original applicant will be so notified and given forty-eight (48) hours to sign a contract and pay the required deposit. Failure to do so will result in the date(s) being released.

8. Change of Space

If a meeting or event is moved from a smaller space into a larger space for the convenience of the building, the rental will remain the same. If an event is moved to a larger room at the request of the lessee, the lessee should then sign an addendum for the additional cost of the larger space.

RENTAL RULES, REGULATIONS, AND RATES

1. License

No person may use the Center without first obtaining a written license. Licenses for the use of the Center shall be issued on authorized printed forms. A license for use will describe Center use in these ways:

- Public space(s) provided.
- Date and times of use.
- Type of use or proposed activity.

Lessee shall not conduct within or upon the premises any other operations except those described in the license agreement.

A fully executed license will not exist until the lessee has provided the appropriate deposit as per below.

Parties to license and use negotiations with the Center must be legally qualified to execute binding contracts. The Center Manager is authorized to execute use licenses on behalf of the City of Modesto.

2. Deposits

- A lessee shall pay to the City, as advance deposit at the time the contract is executed, a sum equal to one-half of the total base rental of the facilities to be used.
- In the case of cancellation of the event by the lessee, the City will retain the entire deposit and recover from lessee any out-of-pocket expenses incurred by the Modesto Community Center on behalf of the lessee in preparation or execution of the canceled event.
- No refund of the deposit will be made when the scheduled event is canceled by the Center Manager for noncompliance with the rules and regulations governing the management of the Modesto Community Center. In such cases the City will also recover all out-of-pocket expenses incurred by the Modesto Community Center on behalf of the lessee in preparation or execution of the canceled event.
- When conditions that are clearly beyond the control of the lessee and/or management of the Modesto Community Center (strike, fire, natural disaster, other "Acts of God") cause an event to be canceled, the deposit will be fully returned to the lessee. The City will recover all out-of-pocket expenses incurred by the Modesto Community Center on behalf of the lessee in preparation or execution of the canceled event.
- At the discretion of the Center Manager, a deposit may not be required at the time that a license is signed. This situation may occur when a lessee has established a positive record of Center

use in the past. Although a deposit may not be required before the event in some cases, the appropriate amount will be set out in the license and will remain in effect relative to cancellations as per above.

3. Schedule of Rates

Rates for the rental of the facility shall be as indicated in Addendum A. These rates are adjusted periodically to reflect the Mission Statement and budgetary goals for the Center. Changes in the schedule of rental rates for the Center are approved by the Modesto City Council.

This rental rate schedule states the maximum rentals to be collected by the Center management. These rates will be charged to all Center users with few exceptions. At the discretion of the Center Manager, lower rental rates can be negotiated by the Center Manager for one or more of these reasons:

- A quantity of dates that are scheduled in the same calendar year.
- A use that will render appropriate revenue levels to the Center through other means than rental.
- In order to foster the addition of desirable events to the calendar that were unattainable in the past.

4. Scope of Rental Payment

The agreement to pay a stated rental amount to the Center entitles the lessee to these facilities and services unless specifically stated in license.

- The stated public space(s) at the stated times on the stated day(s). Such space to be heated/cooled, clean, and lit with fixed conventional lighting systems.
- Event supervision by the Center management.
- Any other equipment or services specifically provided for in the use license.

5. Rental Rate Categories

The applicable rate to be charged for the use of the Center will vary according to the prospective lessee, the public space(s) requested, the time(s) requested, and the contemplated use of the space. Based on the above factors, the Center Manager will establish the applicable rate to be charged that is also consistent with the rental schedule and Center policies.

Definitions of rental rate categories are below.

Lessee categories:

A. Nonprofit. Rates listed for nonprofit groups shall be extended to one of the following types of organizations: nonprofit, chartered,

civic, charitable, fraternal or governmental organizations and nonprofit educational institutions, religious corporations and societies, and political parties and candidates.

Authorization of the Manager is required for qualification for this rate provision, and a 501(C)(3) status with the appropriate IRS nonprofit number shall be the normal required evidence.

Charitable events where the sponsoring organization retains a commercial enterprise which in turn gives a share of gross net receipts to the charitable organization will only be eligible for nonprofit rental rates in uses where the net receipts to the charitable organization exceed 75% of the total.

B. Private. All individuals and organizations that do not meet the nonprofit criteria as set out above.

Time categories:

A. Full day will be the period from 8:00 a.m. to 1:00 a.m.

B. One-half day will be either 8:00 a.m. to 5:00 p.m. or 5:00 p.m. to 1:00 a.m.

C. Overtime will be building usage that extends beyond one of the above stated time categories. Overtime will be charged at the stated overtime rate.

D. Rehearsal. Time used the day before the event for rehearsal or setup or the day after an event for move-out will be charged at the rehearsal day rate. Rehearsal rates are only applicable when the public or event attendees are not present.

E. General Time Calculation. The time of use begins when the lessee, its representatives, employees, or contractors arrive at the Center to begin event preparations. The time of use ends when the lessee, its representatives, employees, contractors, and event attendees have totally vacated the Center. Use time does not include time spent cleaning or setting up by Center staff before or after an event.

F. "Normal Operating Hours". Building usage before 8:00 a.m. and after 1:00 a.m. will only be allowed with the Manager's approval. Because this time period is outside normal operating hours, the rental rate for this time period will be set at the Manager's discretion.

Use categories:

A. Banquet/Nonticketed Event. Events that fit some or all of these descriptions:

- Events that are free to the attendee.

- Events where an admission is charged but the gross potential is less than ten times the base rent.
- Events that are closed to the general public.
- Banquets where the admission charge is predominantly applied to the cost of the meal and/or a charitable contribution to a nonprofit lessee.

B. Banquet Discount. Events that fit into the description "Banquet/Nonticketed Event" and provide a full breakfast, lunch, or dinner through an approved Center caterer will deduct 10% of their catering bill, before taxes and gratuities, from their rental charge up to but not to exceed the rental charge.

C. Trade Shows. Lessees that sublet space to exhibitors and charge for the right to exhibit will be charged a flat guarantee versus a net square foot cost, whichever is greater. The net square foot charge will be calculated on all floor space that is utilized by exhibitors. Lessees that plan a trade show, craft show, antique show, etc., where the exhibitor's fee paid to the lessee is too low to justify the net square foot rental rate will be charged the "Banquet/Nonticketed Event" rate at the Manager's discretion.

D. Ticketed Events. Events that fit some or all of these descriptions:

- Typically entertainment or sports events.
- Events where an admission is charged and the gross potential is greater than ten times the base rent. This includes events where a de facto admission charge exists in the form of a printed or otherwise established donation.
- Events where the general public is invited.
- Not to include banquets or dinner-dances where the admission charge is not predominantly aimed at the cost of entertainment.

Lessees in this category will be charged a flat guarantee versus 10% of the gross ticket sales, whichever is greater.

In cases where the ticket price is well above a normal show profit (the event breaks even below 65% of the capacity) and the lessee is a nonprofit organization, there is a clear donation to that organization in excess of normal show profits built into each ticket purchase. In such a case it is not the intention of the Center to receive 10% rental on the portion of the ticket that is a donation. Where this type of ticket pricing exists, the Center Manager will establish the portion of each ticket that goes to paying show expenses and a normal show profit. The 10% rental rate will then only apply to that portion of each ticket sold.

Due to the great diversity of possible uses of the Center, the published rental schedule cannot possibly anticipate all of them. Uses that do not fall within the above descriptions will be assigned comparable rental rates at the discretion of the Center Manager.

MODESTO COMMUNITY CENTER RENTAL RATES

SPACE	USAGE	PRIVATE FULL DAY	PRIVATE HALF DAY	NONPROFIT FULL DAY	NONPROFIT HALF DAY	REHEARSAL DAY PRIVATE/ NONPROFIT	OVERTIME
Total Exhibit Hall 16,000 SF	*Banquet Nonticketed event	$1,000	$750	$750	$575	$500/$375	$100/hr.
	Trade show	$650 vs. $.16 per net SF	Same	$475 vs. $.16 per net SF	Same	Same as above	$100/hr.
	Ticketed event	$650 vs. 10% of gross	Same	$475 vs. 10% of gross	Same	Same as above	$100/hr.
Exhibit Hall A 9,600 SF	*Banquet Nonticketed event	$625	$475	$475	$350	$325/$225	$60/hr.
	Trade show	$400 vs. $.16 per net SF	Same	$300 vs. $.16 per net SF	Same	Same as above	$60/hr.
	Ticketed event	$400 vs. 10% of gross	Same	$300 vs. 10% of gross	Same	Same as above	$60/hr.
Exhibit Hall B 3,400 SF	*Banquet Trade show Nonticketed event	$250	$175	$175	$125	$125/$75	$25/hr.
	Ticketed event	$150 vs. 10% of gross	Same	$100 vs. 10% of gross	Same	Same as above	$25/hr.
Exhibit Hall C 2,000 SF	All	$200	$150	$135	$100	$75/$50	$25/hr.
All Meeting Rooms D and E	All	$335	$250	$235	$175	$125/$75	$25/hr.
Meeting Room D 2,400 SF	All	$235	$175	$165	$125	$75/$50	$25/hr.

*All those that use an approved Community Center caterer to provide a full meal will receive a rental discount equal to 10% of their catering cost before taxes and gratuities.

SPACE	USAGE	PRIVATE FULL DAY	PRIVATE HALF DAY	NONPROFIT FULL DAY	NONPROFIT HALF DAY	REHEARSAL DAY PRIVATE/ NONPROFIT	OVERTIME
Meeting Room E 1,600 SF	All	$165	$125	$135	$100	$50/$50	$25/hr.
Meeting Room D 1 or 2 1,200 SF	All	$135	$100	$100	$75	$50/$25	$25/hr.
Meeting Room E 1 or 2 800 SF	All	$65	$50	$65	$50	$25/$25	$25/hr.
Forum Theatre 4,000 SF 400 Seats	*Banquet Trade show Nonticketed event	$250	$175	$175	$125	$125/$75	$25/hr.
	Ticketed event	$175 vs. 10% of gross	Same	$125 vs. 10% of gross	Same	$125/$75	$25/hr.
Center Lobby 6,300 SF	All	$450	Same	$325	Same	$225/$150	$50/hr.
Park	All	$700	$450	$525	$325	$350/$250	$60/hr.
Large Kitchen	All	$275	Same	$200	Same	$125/$100	$25/hr.
Small Kitchen	All	$75	Same	$50	Same	$25/$25	$25/hr.

*All those that use an approved Community Center caterer to provide a full meal will receive a rental discount equal to 10% of their catering cost before taxes and gratuities.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1185

A RESOLUTION ORDERING THE YELLOWSTONE-TEMPERATE NO. 2 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated August 20, 1986, approved the proposed Yellowstone-Temperate 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 Yellowstone-Temperate No. 2 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Yellowstone-Temperate 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; (c) the annexation of said territory to the Modesto Municipal Sewer District No. 1, and (d) the boundaries being expanded to include Tax Assessor's parcel 7-29-25 and the area to the centerline of the right-of-way of Torrid Avenue in front of the parcel, and

WHEREAS, the Stanislaus County Local Agency Formation Commission on August 20, 1986, considered the negative declaration filed by the City of Modesto 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 Proponent'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 Yellowstone-Temperate No. 2 Reorganization, the boundaries of which have been expanded to include Tax Assessor's parcel 7-29-25 and the area to the centerline of the right-of-way of Torrid Avenue in front of the parcel, 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 Woodland Avenue 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 14 day of October, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

APPROVED AS TO DESCRIPTION:

By John K. Christianson
Engineering Services Department

May 30, 1986
REVISED: September 30, 1986

YELLOWSTONE-TEMPERATE NO. 2 REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 25, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Southwestern corner of the YELLOWSTONE-TEMPERATE ADDITION (369), as per description filed March 29, 1978, as Instrument 61429, Stanislaus County Records, said corner being the intersection of the centerlines of Yellowstone Avenue and Torrid Avenue;

1. Thence along the existing City Limit on said Western line of ADDITION (369) and said centerline of Yellowstone Avenue, North 00°52'36" West, 685.07 feet, to its intersection with the Easterly extension of the Northern line of 50.00 foot Temperate Avenue;

2. Thence leaving the existing City Limits and along said Easterly extension of and the Northern line of Temperate Avenue, South 89°06'09" West, 330.11 feet, to a point on the Western line of Lot 4 in Block 4 of the PLEASANT HOMES Subdivision, as per map filed August 17, 1922 in Volume 9 of Maps, Page 67, Stanislaus County Records:

3. Thence along said Western line of Lot 4 in Block 4 and the Western line of Lots 1 and 4 in Block 9 of said Pleasant Homes Subdivision, South 00°54'10" East, 520.04 feet;

4. Thence along the Southern line of the North half of said Lot 4 in Block 9 of the Pleasant Homes Subdivision, North 89°06'17" East, 90.00 feet, to the Northeast corner of the West 90 feet of the South half of Lot 4 in Block 9;

5. Thence along the Eastern line of the West 90 feet of the South half of Lot 4 in Block 9, South 00°54'10" East, 165.01 feet, to a point on the Southern line of Lot 4 in Block 9 and the centerline of Torrid Avenue;

6. Thence along said Southern line of Lot 4 in Block 9 and said centerline of Torrid Avenue, North 89°06'19" East, 239.80 feet, to the point of beginning, containing 4.848 Acres, more or less.

Exhibit A

PROPONENT'S STATEMENT

The proponents provided the following statement as to their reason for submitting this proposal:

> Annexation is necessary to allow development of Yellowstone Estates, a 21-lot single-family subdivision. This subdivision has been approved by the City of Modesto and conforms to the General Plan of the City of Modesto. The proposed annexation also conforms to the General Plan of Stanislaus County.

Exhibit B

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1186

A RESOLUTION ACCEPTING THE BID OF TRIPS, INC. FOR OPERATION OF INTRACITY TRANSIT AND ESTABLISHING A TENTATIVE COMMENCEMENT DATE OF NOVEMBER 1, 1986

WHEREAS, Resolution No. 86-529, adopted by the Council of the City of Modesto on June 3, 1986, approved the plans and specifications for the operation of Intracity Transit and authorized the calling for bids; and

WHEREAS, the bids received for the operation of Intracity Transit were opened at 11:15 a.m. on October 7, 1986, 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 TRIPS, Inc. in the amount of $15.35 per scheduled bus hour, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of TRIPS, Inc. be accepted, a tentative commencement date of November 1, 1986, be established, 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 October, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1187

A RESOLUTION ACCEPTING THE BID OF C.W. DELTA ROOFING, INC. FOR REROOFING OF THE OFFICE BUILDING NO. 2 AT THE MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 86-1090 adopted by the Council of the City of Modesto on September 10, 1986, approved the plans and specifications for the reroofing of Office Building No. 2 at the Modesto City-County Airport and authorized the calling for bids; and

WHEREAS, the bids received for the reroofing of Office Building No. 2 at the Modesto City-County Airport were opened at 11:00 a.m., September 30, 1986, 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 C.W. Delta Roofing in the amount of $21,200 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of C.W. Delta Roofing in the amount of $21,200 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 14th day of October, 19 86, 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: Judy C. Hall
JUDY C. HALL, ACting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1188

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $15,000 FROM CONTINGENCY RESERVE TO COVER COST OF REROOFING THE OFFICE BUILDING NO. 2 AT THE AIRPORT

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Contingency Reserve (631 800 8000 8003 63H)	$15,000
TO:	Maint. & Repair-Bldg. & Grounds (631 480 5412 0223.06)	$15,000

It is necessary to re-roof Office Building No. 2 at the Modesto City-County Airport before the winter in order to avoid additional liability for damage to computer equipment belonging to the tenant of the building. Additional funds were needed over that estimated at the time of budgeting this maintenance account.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th **day of** October, **19** 86, **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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1189

A RESOLUTION GRANTING APPROVAL FOR DIRECT CITY ASSISTANCE TO THE OMEGA NU SORORITY FOR THE MODESTO BEE/OMEGA NU MODESTO MILE FOOTRACE TO BE HELD IN THE CITY OF MODESTO ON OCTOBER 19, 1986, SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, the Omega Nu Sorority and the Modesto Bee are co-sponsors for the Modesto Mile a one mile footrace, and the Omega Nu Sorority has filed an Application for Direct City Assistance for the Modesto Bee/Omega Nu Modesto Mile, to be held in the City of Modesto on Sunday, October 19, 1986, and

WHEREAS, the Council, by Resolution No. 83-128, adopted a "Policy for Evaluating Requests for Direct City Assistance," and

WHEREAS, the City Council deems it appropriate to grant approval to the Omega Nu Sorority relating to said Modesto Mile and to grant the Omega Nu Sorority'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 Application for Direct City Assistance filed by the Omega Nu Sorority relating to the Modesto Bee/Omega Nu Modesto Mile, a one mile footrace, to be held on Sunday, October 19, 1986, subject to the following conditions:

1. The City will provide four police reserve officers and one motorcycle officer to patrol and control areas on the running course, including vehicular traffic and spectators.

2. The foot race will start at 7:00 a.m. on Sunday, October 19, 1986 and conclude at 12:30 p.m.

3. The footrace route as approved by the Chief of Police, will start at 11th and I Streets and will disband at 9th and I Streets.

4. As approved by the Director of Parking and Traffic, City of Modesto parking lots shall be made available to the Omega Nu Sorority as follows:

   a. Lot No. 3, located on 12th and I Streets, for the registration of runners and the placement and use of portable toilets.

   b. Lot No. 25, located at the southwest corner of 9th and I Streets, for the purpose of administering first-aid and the distribution of certificates.

   c. In the event of rain, Lot No. 28, the parking garage located on 11th Street between I and J Streets, shall be made available as an alternate location for the registration of runners.

5. The Omega Nu agrees to provide and keep in force on October 19, 1986, a policy of public liability insurance covering any and all claims for injuries to persons or property arising out of the aforementioned footrace, with combined single limits of Five Hundred Thousand and no/100ths ($500,000.00) Dollars per occurrence for bodily injury, sickness and disease, including death resulting therefrom, and Five Hundred Thousand and no/100ths ($500,000.00) Dollars for claims for property damage.

   The policy of insurance so provided shall name the City of Modesto as an Additional Insured and provide that the coverage afforded by the policy(s) shall be primary coverage over any other insurance coverage of the City of Modesto, including self-insured retentions. Certificate(s) evidencing the insurance shall be filed with the City Clerk.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the Omega Nu with a copy of this resolution. The Omega Nu 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 14th day of October, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1190

A RESOLUTION RESCINDING RESOLUTION NO. 79-1283 RELATING TO A POLICY REGARDING EXTENSION OF SEWER SERVICE INTO UNINCORPORATED AREAS.

WHEREAS, on July 8, 1974, by Resolution No. 74-563, the Council of the City of Modesto adopted a policy entitled, "Proposed Policy for Sanitary Sewer and Water Service in Unincorporated Areas", and on December 11, 1979, revised said policy by Resolution No. 79-1283, and

WHEREAS, on October 14, 1986, the Council of the City of Modesto considered an updated policy regarding extension of sewer service into unincorporated areas and determined that the policy adopted by Resolution No. 79-1283 should be updated, and

WHEREAS, by Resolution No. 86-1191, adopted on October 14, 1986, the Council approved an updated policy regarding extension of sewer service into unincorporated areas,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 79-1283 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1191

A RESOLUTION APPROVING AN UPDATED POLICY REGARDING EXTENSION OF SEWER SERVICE INTO UNINCORPORATED AREAS

WHEREAS, on July 8, 1974, by Resolution No. 74-563, the Council of the City of Modesto adopted a policy entitled, "Proposed Policy for Sanitary Sewer and Water Service in Unincorporated Areas", and on December 11, 1979, revised said policy by Resolution No. 79-1283; and

WHEREAS, on October 14, 1986, by Resolution No. 86-1190, the Council of the City of Modesto rescinded Resolution No. 79-1283; and

WHEREAS, it is recommended that the Council consider adoption of an updated policy statement regarding extension of sewer service into unincorporated areas.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the "City of Modesto Sanitary Sewerage Policy Regarding Extension of Service into Unincorporated Areas" as shown in Exhibit "A", 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 October, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

CITY OF MODESTO SANITARY SEWERAGE POLICY REGARDING EXTENSION OF SERVICE INTO UNINCORPORATED AREAS

The Modesto Urban Area General Plan, Land Use Element, has as an urban growth objective to: "avoid the wasteful and inefficient sprawl or urban uses into the prime agricultural land surrounding the urban area." This objective is strengthened by a County General Plan, Land Use Element which features an Urban-Transition designation on Modesto's fringe with the intent that: "urban development should be permitted to occur only upon annexation to an adjacent city."

The Policy

It is the policy of the City of Modesto that urban development occur within the City limits by City building permit rather than on the unincorporated fringe. In those cases where annexation is not imminent, such development should be considered premature and approved only in response to unique and overriding circumstances. Even then such approval should be made only with guarantees of ultimate provision of public sanitary sewerage facilities to the development.

Implementation

1. Property within the Municipal Sewer District

   The Municipal Sewer District is composed of the incorporated area of the City plus industrial areas surrounding the City including the Beard Industrial Area, the Tidewater Industrial Area, and the North 99 Industrial Area.

   Sewer service to properties within the Municipal Sewer District is a matter of right subject to available treatment capacity and the payment of appropriate fees and charges.

2. Property within the Urban Reserve Area as shown on the General Plan

   Sewer service is not currently available to areas designated Urban Reserve on the General Plan land use map. Sewer service to these properties will have to await an amendment of the General Plan converting the Urban Reserve designation to urban land uses. An advisory vote of the voters in the City is required before sewer service can be extended to properties converted from Urban Reserve to urban land uses.

3. Property within the boundary or sphere of influence of another public agency

   The Empire Sanitary District is totally within the Modesto sewer service area. The District is responsible for sewer service within the District boundaries. Sewage generated within the District boundaries is handled by the City of Modesto per agreement with the District.

The area between the Tuolumne River and Hatch Road from the Southern Pacific railroad right of way east to Mitchell Road is within the City of Ceres sphere of influence. Portions of the area have been annexed to Ceres. Sewer service within the area is the responsibility of Ceres. Sewage generated within the area is handled by the City of Modesto per agreement with Ceres.

4. Property that is undeveloped in the unincorporated area and within the current sewer service area

Undeveloped property in the unincorporated areas adjacent to the City should annex to the City prior to development. Only in special situations where annexation is not possible will sewer service be approved and only then on the basis of an agreement to annex when requested to do so by the City.

5. Property that is developed in the unincorporated area and within the current sewer service area

a) Sewer Laterals Exist

Developed properties in the unincorporated areas adjacent to the City where sewer is available without extension of a sewer lateral may connect to the sewerage system by entering into a sewer service agreement with the City. The agreement provides for properties to annex to the City upon request.

b) Sewer Laterals Do Not Exist

Developed properties in the unincorporated areas adjacent to the City where sewer laterals do not exist to serve the property may request the creation of an appropriately-sized sewer improvement district which reasonably assures an equitable distribution of sewer collection system costs in the area. Annexation is to accompany this process. If annexation is not possible, agreement to annex to the City of Modesto is required.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1192

A RESOLUTION APPROVING A POLICY ENTITLED "CITY OF MODESTO POLICY REGARDING MULTIPLE ASSESSMENTS ON A SINGLE PARCEL" RELATING TO IMPROVEMENT DISTRICTS AND RESCINDING RESOLUTION NO. 79-1284.

WHEREAS, on December 11, 1979, by Resolution No. 79-1284, the Council of the City of Modesto adopted a policy concerning the formation of Improvement Districts in newly annexed areas, and

WHEREAS, at its meeting of October 14, 1986, the Council considered a policy entitled "City of Modesto Policy Regarding Multiple Assessments on a Single Parcel" relating to Improvement Districts, a copy of which policy is attached hereto marked Exhibit "A" and incorporated herein by reference, and

WHEREAS, the Council determined that said policy should be approved,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the policy entitled "City of Modesto Policy Regarding Multiple Assessments on a Single Parcel" relating to Improvement Districts, attached hereto marked Exhibit "A" and incorporated herein by reference, is hereby approved.

BE IT FURTHER RESOLVED that Resolution No. 79-1284 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

CITY OF MODESTO POLICY REGARDING MULTIPLE ASSESSMENTS ON A SINGLE PARCEL

The question arises from time to time on the City policy of establishing more than one assessment district for a single parcel. The thrust of the question is that assessments can be burdensome on property owners; and there might be instances wherein property owners would undergo extreme hardship if more than one assessment is levied against a parcel especially if an owner-occupant is on a limited, fixed income.

This question is most often presented when property owners are considering annexation to the City. The usual impetus for annexation is the opportunity to connect to the sanitary sewer system. Assessment districts are established for the construction of these sewer systems. Therefore, newly annexed property can most certainly expect at least one assessment district to be established. In addition to the sewer assessment costs, the property owners would also experience expenses in the form of sewer connection charges and the cost of the actual contract for constructing the house lateral.

It is a long established policy that property owners shall pay for public improvements. There are a variety of public improvements that might be best financed through assessment districts. Among them are sidewalks, curbs, street lighting, storm drains, traffic signals, parks development, and a variety of similar type of projects.

The policy of the City has been to very carefully consider the financial impact on property owners before initiating an improvement district. The City staff has always attempted to delay five years between the start of a new assessment district when one is already in place. This policy has been applied to long established properties within the City limits as well as properties which have been within the City limits less than five years.

Assessment Districts can be initiated by two processes:

1. On a petition of the property owners wherein the property owners asked tne City to cause the construction of improvements.

2. On the vote of the City Council with or without the citizens' petitions to mandate the construction of needed facilities.

Facilities are most usually needed to promote public health, safety and general welfare. The public health and safety responsibilities of a municipality are obvious. Public facilities that enhance the safety of motorists, pedestrians, and building occupants might be essential to decrease the City's vulnerability to liability suits. The climate of increased vulnerability to liability suits coincides with an era wherein funds through property taxation have decreased. Therefore the City must seek alternate means of financing. One of the alternate means is through assessment districts.

In view of the above recitals, it shall be the City policy:

1. To carefully review all proposed superimposed assessment districts with the objective of spreading the initiation of these assessment districts over the maximum time and with due regard to City potential liabilities and the needs of the public in general.

2. To do everything possible to ease the financial hardship on those owner-occupants who meet the current criteria of low income persons. This effort shall include, but not be limited to informing those financially disadvantaged owners of the current assistance programs available. The City will assist these owners in preparing applications for assistance. The assistance programs that might be available from time to time include such arrangements as low interest loans, deferred payments loans, outright grants, or various combinations thereof.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1193

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1986-87 FISCAL YEAR TO PROVIDE FINANCING FOR THE CITY'S SHARE OF THE COST OF RENOVATING THE DOWNEY HIGH SCHOOL SWIMMING POOL.

WHEREAS, the City of Modesto and the Modesto City Schools have an agreement requiring that the costs of repairing and renovating the high school swimming pool be shared equally between the two agencies, and

WHEREAS, the Modesto City Schools has completed renovation of the Downey High School swimming pool and paid the total renovation cost of $71,572, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for the 1986-87 fiscal year to provide financing for reimbursement to Modesto City Schools for the City's share of said cost,

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 1986-87 fiscal year:

1. The amount of $273,000 now appropriated in Account No. 8007-8000-800, Contingency Reserve for Property Acquisition and Pending Capital Projects, of the General Fund, Fund No. 010, be reduced by $35,786 to $237,214.

2. The amount of $958,000 now appropriated in Account No. 7130-7000-700, Transfer Out to Special Fund for Capital Outlay, of the General Fund, Fund No. 010, be increased by $35,786 to $993,786.

3. The amount of $958,000 now appropriated in Account No. 9010-7000-700, Transfer In from Fund No. 010, of the Special Fund for Capital

Outlay, Fund No. 130, be increased by $35,786 to $993,786.

4. The new Project Account No. P527-310, Downey High School Swimming Pool Renovation, be established in the Special Fund for Capital Outlay, Fund No. 130, and the amount of $35,786 be appropriated to said new account.

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 14th day of October, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1194

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANDREW J. SILVA, GOLF PROFESSIONAL, AT THE MUNICIPAL NINE-HOLE AND DRYDEN PARK GOLF COURSES

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 the Municipal Nine-Hole and Dryden Park Golf Courses

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of October, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1195

LICENSING
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND AMERICAN MANAGEMENT SYSTEMS FOR THE PURCHASE OF AN INVENTORY SYSTEM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the licensing/agreement between the City of Modesto and American Management Systems for the purchase of an inventory 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 14th day of October, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1196

A RESOLUTION ADOPTING A SCHEDULE OF FEES AND CHARGES FOR WATER SERVICE IN THE CITY OF MODESTO AND SUPERSEDING RESOLUTION NO. 86-940.

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, City staff has recently reviewed the Standby Fire Service requirement in the City of Modesto's Standard Specifications, and

WHEREAS, City staff has recommended deletion of a Standard Specification requirement regarding standby fire service, because a single check valve will no longer be required, and

WHEREAS, fees for 4", 6" and 8" water service installation will decrease, therefore, City staff has recommended a reduction in the schedule of fees and charges to be charged to consumers for water services in the City of Modesto to reflect the reduction in costs, and

WHEREAS, the recommended changes were considered by the Council at its meeting of October 14, 1986,

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
	Charge for preparing reimbursement agreements which are related to water fees.	90.00
	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
11-1.05(d) (3)	Inspection fee to determine portion of parcel to be served by a water main connection, fee per parcel.	$ 21.00
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 use service charge for each permit issued.	22.00

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 October 15, 1986.

BE IT FURTHER RESOLVED that Resolution No. 86-940, adopted by the Council August 5, 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 14th day of October, 1986, 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: Judy C. Hall
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1197

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND J.N. SCIABICA TO HARVEST OLIVES FROM CITY-OWNED TREES LOCATED AT MELLIS PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and J.N. Sciabica to harvest olives from City-owned trees located at 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 14th day of October, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1198

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER APPLICATION OF HARVEY AND SHARON PAYNE AND KIRK SMITH DBA VALLEY REGIONAL AMBULANCE FOR AMBULANCE OPERATOR'S PERMIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 12, 1986 , 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** application of Harvey and Sharon Payne and Kirk Smith dba Valley Regional Ambulance for an ambulance operator's permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th **day of** October, 1986, **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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1199

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF PELANDALE PARK SIDEWALKS

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the installation of Pelandale 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 November 18, 1986, 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 October, 19 86, 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. 86-1200

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE EXPANSION OF THE CITY OF MODESTO CORPORATION YARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the expansion of the City of Modesto 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 November 25, 1986, 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 October, 19 86, 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. 86-1201

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE MCHENRY MANSION RESTORATION, PHASE II

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the McHenry Mansion Restoration Project, 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 November 18, 1986, 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 28th day of October, 19 86, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1202

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE ADDITION OF PUMP AND MOTOR CONTROL AT SCENIC LIFT STATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the addition of pump and motor control at Scenic lift station

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 18, 1986, 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 28th day of October, 19 86, 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. 86-1203

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE 1986-87 CRACK-SEALING OF VARIOUS CITY STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the 1986-87 crack sealing of various City 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 25, 1986, 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 28th day of October, 1986, 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. 86-1204

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE PURCHASE AND INSTALLATION OF THE STANDIFORD/ PRESCOTT TRAFFIC SIGNAL

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase and installation of the Standiford/Prescott traffic signal

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 9, 1986, 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 October, 1986, 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

RESOLUTION NO. 86-1205

A RESOLUTION REJECTING ALL BIDS FOR THE CONSTRUCTION OF THE MELLIS PARK MASONRY WALL AND OPENED IN THE OFFICE OF THE CITY CLERK ON OCTOBER 21, 1986 AT 11:00 A.M. AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 86-1150, adopted by the Council of the City of Modesto on October 7, 1986, approved the plans and specifications for construction of the Mellis Park masonry wall, and authorized the call for bids; and

WHEREAS, the bids received for the construction of the Mellis Park masonry wall were opened at 11:00 a.m. on October 21, 1986, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, only one bid was received, which was 62.5% above the engineer's estimate and considered unacceptable, it was suggested the bid be rejected and a new call for bids be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received for the construction of the Mellis Park masonry wall, and opened in the office of the City Clerk on October 21, 1986, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for the construction of the Mellis Park masonry wall to be opened November 25, 1986, 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 28th day of October, 1986, 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. 86-1206

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING PANEL SYSTEM WORKSTATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for furnishing panel system workstations

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, 1986, 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 October, 19 86, 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. 86-1207

A RESOLUTION ACCEPTING THE BID OF COMMERCIAL SPEEDOMETER SERVICES FOR FURNISHING 32 ELECTRONIC TACHOGRAPHS AND RELATED SUPPLIES

WHEREAS, Resolution No. 86-1110, adopted by the Council of the City of Modesto on September 16, 1986, approved the plans and specifications for the 32 electronic tachographs and related supplies for the Police Department and authorized the calling for bids; and

WHEREAS, the bids received for the 32 electronic tachographs and related supplies were opened at 3:00 p.m. on October 14, 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 Commercial Speedometer Services in the amount of $35,209 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Commercial Speedometer Services in the amount of $35,209 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 October, 1986, 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. 86-1208

A RESOLUTION ACCEPTING THE BID OF REDWOOD PAINTING COMPANY TO REPAIR AND PAINT THE ELEVATED WATER TANKS AT 17TH AND G STREETS AND 10TH AND D STREETS

WHEREAS, Resolution No. 86-1091 adopted by the Council of the City of Modesto on September 10, 1986, approved the plans and specifications for the repair and painting of the elevated water tanks at 17th and G, and 10th and D Streets and authorized the calling for bids; and

WHEREAS, the bids received for the repair and repainting of the elevated water tanks at 17th and G Streets and 10th and D Streets were opened at 11:05 a.m. on October 14, 1986, 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 Redwood Painting Company in the amount of $315,252 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Redwood Painting Company in the amount of $315,252 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 October, 1986, 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. 86-1209

A RESOLUTION ACCEPTING THE BID OF GRANITE CONSTRUCTION COMPANY FOR CONSTRUCTION OF T-HANGAR ACCESS ROAD AND TERMINAL APRON RECONSTRUCTION AT THE CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 86-964, adopted by the Council of the City of Modesto on August 19, 1986, approved the plans and specifications for the T-hangar access road and terminal apron reconstruction at the City-County Airport and authorized the calling for bids; and

WHEREAS, the bids received for the construction of T-hangar access road and terminal apron reconstruction at the City-County Airport were opened at 11:30 a.m. on September 16, 1986, 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 $221,692 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 $221,692 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 October, 19 86, 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. 86-1210

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE FOR WELL NO. 50 WATERLINE EXTENSION

WHEREAS, Resolution No.86-1152 adopted by the Council of the City of Modesto on October 7, 1986 , approved the plans and specifications for the Well No. 50 waterline extension

and authorized the calling for bids; and

WHEREAS, the bids received for the Well No. 50 waterline extension

were opened at 11:15 a.m. on October 21, 1986 , 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 in the amount of $12,450

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 in the amount of $12,450

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 October , 1986 , 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. 86-1211

A RESOLUTION ACCEPTING THE CONSTRUCTION OF T-HANGAR HANDICAP RESTROOM AND ADMINISTRATION BUILDING RESTROOMS AT THE AIRPORT AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the T-hangar handicap restroom and administration building restrooms at the Airport has been completed by Tim Ragsdale's Pro Builders, Inc. in accordance with the contract agreement dated July 22, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of T-hangar handicap restroom and Administration Building restrooms at the Airport be accepted from said contractor, Tim Ragsdale's Pro Builders, Inc. ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $29,000 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 October, 1986, 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. 86-1212

A RESOLUTION ACCEPTING THE HOUSING IMPROVEMENT AREA NO. 3, PHASE III AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Housing Improvement Area No. 3, Phase III

has been completed by George Reed, Inc.
in accordance with the contract agreement dated May 7, 1985 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Housing Improvement Area No. 3, Phase III

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 $240,685.43 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 October, 1986, 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. 86-1213

A RESOLUTION ACCEPTING THE RESURFACING OF THE GRACEADA PARK TENNIS COURTS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the resurfacing of the Graceada Park tennis courts

has been completed by Genstar Western Stone Products, Inc.
in accordance with the contract agreement dated May 20, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the resurfacing of the Graceada Park tennis courts

be accepted from said contractor, Genstar 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 $102,416.23 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 28th day of October, 1986, 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. 86-1214

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE LEASE OF AN AERIAL TOWER TRUCK FROM MOBILE HYDRAULIC EQUIPMENT, INC.

WHEREAS, the Parks and Recreation Department has requested the lease of a Hy-Ranger aerial tower truck for a three month period to be used by the tree crew for removal of mistletoe; and

WHEREAS, the lease is necessitated because two of the City's Hi-Ranger trucks are down for repairs and it is further noted Mobile Hydraulic Equipment, Inc. 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 issuance of a purchase order for the lease of an aerial tower truck from Mobile Hydraulic Equipment, Inc. for the total amount of $8,571, 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 October, 1986, 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. 86-1215

A SUPPLEMENTAL
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS IN CONJUNCTION WITH THE JENNIE-GRAND ENVIRONMENTAL IMPACT REPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the supplemental/agreement between the City of Modesto and Caltrans in conjunction with the Jennie-Grand Environmental Impact Report

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 October, 1986, 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. 86-1216

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND R.W. ARNOLD, M.A.I. FOR APPRAISAL SERVICES FOR THE TRANSPORTATION CENTER PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and R.W. Arnold, M.A.I. for appraisal services for the Transportation Center property bounded by I, K, and 9th Streets and the SPRR tracks

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 October, 19 86, 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. 86-1217

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT L. CRISP, M.A.I. FOR APPRAISAL SERVICES FOR THE TRANSPORTATION CENTER PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert L. Crisp, M.A.I. for appraisal services for the Transportation Center property bounded by I, K, and 9th Streets and the SPRR tracks

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 October, 19 86, 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. 86-1218

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 28th day of October, 19 86, 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. 86-1219

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT L. CRISP TO APPRAISE CROCKER BANK BUILDING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert L. Crisp to appraise the Crocker Bank Building at 10th and I Streets on the City Hall block

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 October, 1986, 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. 86-1220

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM CONTINGENCY RESERVE TO PROVIDE FUNDS FOR APPRAISING THE CROCKER BANK BUILDING PROPERTY

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Contingency Reserve: (200 800 8000 8003)	$6,500
TO:	Misc. Property Appraisal:	$6,500

To provide for funds for the appraisal of the Crocker Bank property.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th **day of** October, **19** 86, **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. 86-1221

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $5,700 FROM AIRPORT CONTINGENCY RESERVE ACCOUNT TO THREE AIRPORT PROJECTS

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Airport Contingency Reserve:	$5,700
TO:	Airport Marketing Program	$4,000
	Construct Restrooms in T-Hangar	1,300
	Modify restrooms in Admin. Bldg. and T-hangar	400

The projects listed above require additional funds in order to be completed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th **day of** October, **19** 86, **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. 86-1222

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND ORRICK, HERRINGTON & SUTCLIFFE FOR LEGAL SERVICES IN CONNECTION WITH THE CONSTRUCTION OF THE WASTE-TO-ENERGY FACILITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Orrick, Herrington & Setcliffe for legal services in connection with the construction of the Waste-to-Energy 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 28th day of October, 19 86, 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. 86-1223

AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND PUBLIC RESOURCES ADVISORY GROUP FOR FINANCIAL SERVICES IN CONNECTION WITH THE CONSTRUCTION OF THE WASTE-TO-ENERGY FACILITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Public Resources Advksory Group for financial services in connection with the construction of the Waste-to-Energy 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 28th day of October, 19 86, 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. 86-1224

A RESOLUTION APPROVING THE FINAL MAP OF THE
BLUFF CREEK ESTATES NO. 2
SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JAMES W. THAYER, INC., a California Corporation, dba: OAKWOOD BUILDERS is/~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.037 acres, known as the BLUFF CREEK ESTATES NO. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 15th day of October, 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 BLUFF CREEK 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 28th day of October, 1986, 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. 86-1225

A RESOLUTION APPROVING THE FINAL MAP OF THE CAPE COD ESTATES NO. 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, PAN CAPITAL, a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.568 acres, known as the CAPE COD ESTATES NO. 3 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. 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 28th day of October, 19 86, 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. 86-1226

A RESOLUTION APPROVING THE FINAL MAP OF THE GREENSAN ESTATES SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, SILAS W. GREEN, an unmarried man

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 6.472 acres, known as the GREENSAN ESTATES 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 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 GREENSAN 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 28th day of October, 1986, 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. 86-1227

A RESOLUTION APPROVING THE FINAL MAP OF THE QUAIL RUN SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, GUARANTEE FINANCIAL SERVICES, a California corporation

is (are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.586 acres, known as the QUAIL RUN 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 April, 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 QUAIL RUN 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 October, 1986, 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. 86-1228

A RESOLUTION ACCEPTING IMPROVEMENTS IN WESSON PLACE SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Jack D. Horn Enterprises, subdividers of Wesson Place Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of $218,200.00 and $109,100.00 respectively to guarantee improvements in Wesson Place Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated October 15, 1986, 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 Wesson Place Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $218,200.00 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 $109,100.00 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 28th day of October, 1986 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. 86-1229

A RESOLUTION ACCEPTING IMPROVEMENTS IN VINTAGE FAIRE NO. 6 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Vintage Faire Development Inc. , subdividers of Vintage Faire No. 6 Subdivision , have filed subdivision bonds for faithful performance and labor and materials in the amount of $162,600.00 and $81,300.00 respectively to guarantee improvements in Vintage Faire No. 6 ; and

WHEREAS, the Director of Public Works in a memorandum dated October 28, 1986 , 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 Vintage Faire No. 6 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $162,600.00 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 $81,300.00 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 28th day of October , 1986 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. 86-1230

A RESOLUTION APPROVING THE REQUEST OF SIZZLER RESTAURANT INTERNATIONAL FOR REFUND OF $866.24 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Sizzler Restaurant International for refund of $866.24 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 28th day of October, 1986, 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. 86-1231

A RESOLUTION APPROVING THE REQUEST OF AURA HARDWOOD LUMBER FOR REFUND OF $3,444.59 FOR OVERPAYMENT OF BUSINESS LICENSE TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Aura Hardwood Lumber for refund of $3,444.59 for overpayment of Business License Tax is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City or Modesto held on the 28th day of October, 1986, 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. 86-1232

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CAPITOL INFORMATION MANAGEMENT FOR COMPUTERIZED BILL SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Capitol Information Management for computerized bill service

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 October, 19 86, 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: Maureen Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1233

RESOLUTION OF NECESSITY TO ACQUIRE AN EASEMENT TO CERTAIN REAL PROPERTY BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR AN ACCESS TO CITY WELL SITE NO. 49 FROM GERRIT VANDER POL, ET UX.

WHEREAS, on October 7, 1986, the Council of the City of Modesto by Resolution No. 86-1176 set a hearing to consider a resolution of necessity to acquire an easement to certain real property, hereinafter described, and

WHEREAS, on November 4, 1986, the Council held a hearing in the City Council Chambers, City Hall, 801 11th Street, Modesto, in order to determine the necessity for acquisition of an easement to said real property by eminent domain proceedings for purposes of access to City Well Site No. 49 to supplement the city's drinking water supply.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The public interest and necessity require said project and require the acquisition of an easement to said real property for the purpose stated.

2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by California Code of Civil Procedure Section 1240.030.

3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

5. The real property which is hereinafter described is being

acquired for the purposes of a 30 foot wide public utility easement for installation and maintenance of water lines over an existing 30 foot wide easement for underground drainage pipes and consists of the northern 30 feet of Assessor's Parcel No. 56-50-05 located between Crowslanding Road and the existing storm water retention pond and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and in the City of Modesto, State of California, more particularly described as follows:

> All that portion of Section 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:
>
> Commencing at the southeast corner of said Section 8; thence north 0°17'21" east on the East line of said Section 8, a distance of 1,314.83 feet to the easterly extension of the north line of property conveyed to Celia Goodman, et al, by deed recorded in Volume 1776 of Official Records, Page 637, Stanislaus County Records; thence North 89°03'54" West on said north line 36.70 feet to the proposed west line of Crows Landing Road as shown on right-of-way Acquisition Map recorded in File B-ID-46 Stanislaus County Public Works Department Office, said point being on the arc of a curve concave to the west, having a radius 4,950.00 feet and a central angle of 0°09'20" and from which point the center of said curve bears North 86°43'40" West, said point also being the true point of beginning of this description; thence Southerly, on the arc of said curve, 13.44 feet to the point of reverse curvature with a curve concave to the east, having a radius of 5,050.00 feet and a central angle of 0°11'18"; thence Southerly on the arc of said curve 16.60 feet to a point which is 30.00 feet, by right angle measurement, south of the north line of said Goodman property, and from which point the center of said curve bears South 86°45'38" East; thence North 89°03'54" West parallel with said north line 627.62 feet; thence North 0°19'57" East 30.00 feet to the north line of said Goodman property; thence South 89°03'54" East on said north line 629.20 feet to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Christianson
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1233

RESOLUTION OF NECESSITY TO ACQUIRE CERTAIN REAL PROPERTY BY EMINENT DOMAIN FOR MUNICIPAL PURPOSES FOR AN ACCESS TO CITY WELL SITE NO. 49 FROM GERRIT VANDER POL, ET UX.

WHEREAS, on October 7, 1986, the Council of the City of Modesto by Resolution No. 86-1176 set a hearing to consider a resolution of necessity to acquire certain real property, hereinafter described, and

WHEREAS, on November 4, 1986, the Council held a hearing in the City Council Chambers, City Hall, 801 11th Street, Modesto, in order to determine the necessity for acquisition of said real property by eminent domain proceedings for purposes of access to City Well Site No. 49.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The public interest and necessity require said project and require the acquisition of said real property for the purpose stated.

2. The taking of real property for municipal purposes by eminent domain proceedings is authorized by California Code of Civil Procedure Section 1240.030.

3. The proposed project is planned and located in a manner which will be most compatible with the greatest public good and the least private injury.

4. The offer required by Section 7267.2 of the Government Code has been made to the owner or owners of record.

5. The real property which is hereinafter described consists of the northern 30 feet of Assessor's Parcel No. 56-50-05 located between

Crowslanding Road and the existing storm water retention pond and is necessary for the proposed project.

BE IT FURTHER RESOLVED that the City Attorney be and is hereby authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of California, County of Stanislaus, as are necessary to acquire, for the purposes and uses aforesaid, that certain real property which is situated in the County of Stanislaus, and in the City of Modesto, State of California, more particularly described as follows:

> All that portion of Section 8, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:
>
> Commencing at the southeast corner of said Section 8; thence north 0°17'21" east on the East line of said Section 8, a distance of 1,314.83 feet to the easterly extension of the north line of property conveyed to Celia Goodman, et al, by deed recorded in Volume 1776 of Official Records, Page 637, Stanislaus County Records; thence North 89°03'54" West on said north line 36.70 feet to the proposed west line of Crows Landing Road as shown on right-of-way Acquisition Map recorded in File B-ID-46 Stanislaus County Public Works Department Office, said point being on the arc of a curve concave to the west, having a radius 4,950.00 feet and a central angle of 0°09'20" and from which point the center of said curve bears North 86°43'40" West, said point also being the true point of beginning of this description; thence Southerly, on the arc of said curve, 13.44 feet to the point of reverse curvature with a curve concave to the east, having a radius of 5,050.00 feet and a central angle of 0°11'18"; thence Southerly on the arc of said curve 16.60 feet to a point which is 30.00 feet, by right angle measurement, south of the north line of said Goodman property, and from which point the center of said curve bears South 86°45'38" East, thence North 89°03'54" West parallel with said north line 627.62 feet; thence North 0°19'57" East 30.00 feet to the north line of said Goodman property; thence South 89°03'54" East on said north line 629.20 feet to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By John R. Thistleman
Department of Engineering Services

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1234

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE AIR COMPRESSOR

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 air compressor

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 2, 1986, 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 4th day of November, 1986, 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, Murature, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1235

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REMOVAL AND REPLACEMENT OF THE BRIDGE CROSSING OF M.I.D. LATERAL NO. 5 AT CALIFORNIA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the removal and replacement of the bridge crossing of M.I.D. Lateral No. 5 at California 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 December 2, 1986, 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 4th day of November, 19 86, 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. 86-1236

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR THE CONSTRUCTION OF TULLY ROAD RESURFACING FROM STANDIFORD AVENUE TO PALMILLA DRIVE (FAU PROJECT M-F 216(1)

WHEREAS, Resolution No. 86-1108, adopted by the Council of the City of Modesto on September 16, 1986, approved the plans and specifications for the construction of Tully Road resurfacing from Standiford Avenue to Palmilla Drive and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Tully Road resurfacing from Standiford Avenue to Palmilla Drive were opened at 11:00 a.m. on October 14, 1986, 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 $118,593 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 $118,593 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1986, 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. 86-1237

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PELANDALE PARK STREETS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the construction of Pelandale Park streets

has been completed by Genstar Western Stone Products in accordance with the contract agreement dated August 26, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the construction of Pelandale Park streets

be accepted from said contractor, Genstar 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 $31,554.43 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1986, 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. 86-1238

A RESOLUTION ACCEPTING THE CONTRACT FOR THE 1986 STREET OVERLAYS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the 1986 street overlays

has been completed by Genstar Western Stone Products
in accordance with the contract agreement dated April 22, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the 1986 street overlays

be accepted from said contractor, Genstar 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 $343,437.92 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 4th day of November, 1986, 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. 86-1239

A RESOLUTION ACCEPTING THE BID OF SANTA ROSA FIRE EQUIPMENT COMPANY, INC. FOR FURNISHING EMERGENCY BREATHING CYLINDERS

WHEREAS, Resolution No. 86-965, adopted by the Council of the City of Modesto on August 19, 1986, approved the plans and specifications for the purchase of emergency breathing cylinders and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of emergency breathing cylinders were opened at 3:15 p.m. on October 28, 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 Santa Rosa Fire Equipment Co., Inc. in the amount of $6,251.88 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Santa Rosa Fire Equipment Co., Inc. in the amount of $6,251.88 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 4th day of November, 1986, 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. 86-1240

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING THE PURCHASE OF SEVEN MOTORCYCLES FROM TWO WHEELS, INC.

WHEREAS, the Police Department is requesting the purchase of seven motorcycles to be used by the Patrol Division; and

WHEREAS, of the two motorcycle manufacturers who make a motorcycle designed exclusively for police use, the Kawaski, sold by Two Wheels, Inc. of Merced, is preferred; and

WHEREAS, Two Wheels, Inc. has informed the City that it has new 1985 Kawaski 1000 motorcycles that they will sell $660 under the cost of 1986 models.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of seven motorcycles is hereby waived.

BE IT FURTHER RESOLVED that purchase of seven motorcycles from Two Wheels, Inc. in the amount of $39,088 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of November, 1986, 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. 86-1241

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO AIRPARK DEVELOPMENT FOR COMMERCIAL DEVELOPMENT AT THE MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Airpark Development for commercial development 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 4th day of November, 19 86, 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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1242

A RESOLUTION APPROVING AMENDED AGREEMENT BETWEEN THE CITY OF MODESTO AND KENNEDY/JENKS/CHILTON ENGINEERS FOR ADDITIONAL SERVICES ON THE WATER QUALITY CONTROL PLANT EXPANSION PROJECT, UNITS 2 AND 3

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Kennedy/Jenks/Chilton Engineers for additional services on the Water Quality Control Plant expansion Project, Units 2 and 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 4th day of November, 19 86, 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. 86-1243

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LINUS (LOCAL INFORMATION NETWORK FOR UNIVERSAL SERVICE) COMPUTERIZED INFORMATION SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and LINUS (Local Information Network for Universal Service) computerized information service

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 November, 19 86, 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. 86-1244

A RESOLUTION APPROVING THE REQUEST OF CENTRAL VALLEY CHRYSLER PLYMOUTH FOR REFUND OF $1,651.17 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Central Valley Chrysler for refund of $1,651.17 for overpayment of their 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 4th day of November, 1986, 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. 86-1245

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 Oakdale 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 in 1986 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 of the Private Activity Bond Limit to enable the City to issue bonds in 1986 for the financing of the Project within the restrictions of the Tax Reform Act of 1986.

6. This Resolution shall be effective 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 4th day of November, 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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1246

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING ENGAGEMENT OF BOND COUNSEL IN CONNECTION WITH THE ISSUANCE OF BONDS FOR THE PURPOSE OF PROVIDING FINANCING FOR A MULTIFAMILY RENTAL HOUSING DEVELOPMENT 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 the City to issue and sell 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 and related facilities (the "Project"), and the City has adopted a resolution to induce the Developer to acquire, construct, improve and locate said Project at the northeastern corner of the intersection of Merle Avenue and Oakdale Road in the City, and

WHEREAS, there has been presented to the City a proposal by Jones Hall Hill & White, A Professional Law Corporation, to act as bond counsel for the City in connection with the proposed issuance by the City of bonds to finance the Project, and the City desires to accept such proposal and engage such firm as bond counsel for such purpose by entering into the Agreement between the City and such firm substantially in the form presented to the City Council at this meeting (the "Agreement"),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The City Council of the City of Modesto hereby authorizes its City Manager and City Clerk to execute and deliver on behalf of the City the Agreement substantially in the form presented at this meeting, together with such modifications thereto as the City Manager executing the Agreement may deem appropriate.

2. This Resolution shall be effective 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 4th day of November, 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, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore

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. 86-1247

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SENTIENT SYSTEMS, INC. TO PROVIDE CONSULTING SERVICES FOR THE FORWARD MODESTO IV PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Sentient Systems, Inc. to provide consulting services for the Forward Modesto IV 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 4th day of November, 19 86, 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. 86-1248

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $70,000 FROM CONTINGENCY RESERVE TO FUND SENTIENT SYSTEMS, INC. TO PROVIDE DIRECT AND CONSULTING SERVICES FOR THE FORWARD MODESTO IV PROJECT

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)	$70,000
TO:	Forward Modesto IV (010 502 6502 0442)	$70,000

To fund Sentient Systems, Inc. to provide direct and consulting services for the Forward Modesto IV Project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th **day of** November, 1986, **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. 86-1249

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 NOVEMBER 4, 1986, AND DECLARING RESULTS OF SAID ELECTION.

WHEREAS, 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") for the purpose of submitting to the qualified electors thereof:

1. Measure E - A proposal to amend the Charter of the City of Modesto to allow members of the Planning Commission to receive monthly compensation equal to 20% of the compensation paid to City Councilmembers.

2. Measure F - An Advisory Measure to advise the Council on whether the Lakewood and Sonoma sanitary sewer trunk lines should be extended to permit urban development of the Merle Neighborhood and the Roselle Neighborhood, respectively, as said neighborhoods are shown on the Modesto Urban Area General Plan.

3. The election of one Member of the Board of Education, for a term expiring on November 10, 1987.

and

WHEREAS, the election was consolidated with the General Election held on Tuesday, November 4, 1986, and

WHEREAS, the election was held on Tuesday, November 4, 1986, in accordance with law and the proceedings of this Council, and the votes thereat received and canvassed, 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 as follows:

1. Said canvass as shown by said certification by the City Clerk and the results of the election are hereby ratified, confirmed and approved.

2. At the election Measure E, the proposal to amend the Charter of the City of Modesto to allow members of the Planning Commission to receive monthly compensation equal to 20% of the compensation paid to City Councilmembers, was submitted to the electors of the City and the number of votes given in the City for and against said Measure E was as follows:

Measure E	Total Votes For	Total Votes Against
City of Modesto Charter Proposal	13,026	18,845

More than a majority of all of the votes cast at the election on Measure E were against said Charter Proposal and said Charter Proposal did not carry and was not approved and was not ratified by a majority of the qualified voters voting on said Charter Proposal.

3. At the election Measure F, the advisory measure to advise the Council on whether the Lakewood and Sonoma sanitary sewer trunk lines should be extended to permit urban development of the Merle Neighborhood and the Roselle Neighborhood, respectively, 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 F was as follows:

Measure F	Total Votes For	Total Votes Against
Sewer Trunk Extension Advisory Measure	15,774	17,351

More than a majority of all of the votes cast at the election on Measure F were against said Advisory Measure and said Sewer Trunk Extension Advisory Measure did not carry and was not approved and was not ratified by a majority of the qualified voters voting on said Advisory Measure.

4. At said the election the following named person received the largest number of votes for the office of Member of the Board of Education and was therefore duly elected to said office for the term specified, and said person 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 and the City Clerk is hereby directed to issue a Certificate of election to said person, certifying his/her election to said office, and to administer to said person the oath of office prescribed by the Consitution and laws of the State of California, and the Charter of said City, to wit:

Donna Thayer	Member, Board of Education, for a term expiring on November 10, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

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MODESTO CITY COUNCIL
RESOLUTION NO. 86-1250

A RESOLUTION APPROVING THE NAME "MODESTO CENTRE PLAZA" SELECTED FOR THE NEW COMMUNITY CENTER FACILITY

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that it does hereby accept the name "Modesto Centre Plaza" for the new Modesto Community Center facility, as recommended by the Community Center Judging Panel.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1251

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 6-4-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM P-D(341) and P-D(375) TO R-1.

WHEREAS, on November 12, 1986 the City Council introduced Ordinance No. 2461-C.S. giving approval to a project relating to an amendment to Section Map 6-4-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zones, P-D(341) and P-D(375), to Low Density Residential Zone, R-1, property located on the southeast side of Paradise Road, north and south of Pine Tree Lane, 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 6-4-9 of the Zoning Map of the City of Modesto to reclassify from Planned Development Zones, P-D(341) and P-D(375), to Low Density Residential Zone, R-1, property located on the southeast side of Paradise Road, north and south of Pine Tree Lane.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1252

A RESOLUTION ESTABLISHING A BUILDING COMPLIANCE INSPECTION FEE AND RESCINDING RESOLUTION NO. 85-939.

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 November 12, 1986 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 $44.00 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. 85-939 adopted December 17, 1985 is hereby rescinded effective December 31, 1986.

BE IT FURTHER RESOLVED that the fees established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO 86-1253

A RESOLUTION ESTABLISHING FEES AND CHARGES FOR COPIES OF VARIOUS MAPS AND PRINTS OBTAINED FROM THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 85-932.

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 November 12, 1986, 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. 85-932 adopted by the Council on December 17, 1985 is hereby rescinded effective December 31, 1986.

SECTION 4. EFFECTIVE DATE: This resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

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	$10.13
B.	Sepia	$ 3.65
C.	Blue-line	$ .45

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 $4.75

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 $ .12/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	$ .74/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	$1.40/image

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1254

A RESOLUTION ESTABLISHING FILING FEES FOR SUBDIVISION AND PARCEL MAPS AND RESCINDING RESOLUTIONS NO. 85-934 AND 85-937

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 November 12, 1986, 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	$132.00
(b)	Final parcel map checking fee	$275.00
(c)	Final (subdivision) map checking fee for subdivisions of 10 or less lots	$275.00

(d)	Final (subdivision) map checking fee for subdivisions of 10 or more lots	$275.00
	Plus per each lot in excess of 10	$ 5.50
(e)	Parcel map improvement plan check fee	$110.00
(f)	Subdivision improvement plan check fee for subdivisions of 10 or less lots	$180.00
(g)	Subdivision improvement plan check fee for subdivisions of 10 or more lots	$180.00
	Plus each lot in excess of 10	$ 4.50
(h)	Property owners' association document checking fee	$135.00
(i)	Certificate of compliance	$ 98.00
(j)	Summary right of way abandonment	$132.00

SECTION 2. REPEALS. Resolutions No. 85-934 and 85-937 adopted by the Council on December 17, 1985, are rescinded effective December 31, 1986.

SECTION 3. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1255

A RESOLUTION ADOPTING A SCHEDULE OF FEES IN CONNECTION WITH ENCROACHMENT PERMITS AND INSPECTIONS REQUIRED BY THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 85-938.

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 November 12, 1986 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. 85-938 adopted by the City Council on December 17, 1985, is hereby rescinded effective December 31, 1986.

BE IT FURTHER RESOLVED that this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, 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	$44.00/lot[7]	2.20/l.f.	----	by City	7-1.108
2. Sidewalks	$21.00/lot[7]	----	----	----	7-1.108
3. Sewer Service from lot to sewer lateral	$26.00/each	----	$.50/l.f. of trench	$3.50/s.f.[9]	5-6.08; 7-2.22
4. Sewer Laterals[2]	$ 0.65/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	$20.00/each	----	----	----	7-1.108
6. Storm Drains (through curb)	$18.00/each	----	----	----	7-1.108
7. Utilities[3] Major Const.	$50.00/each	----	$.50/l.f. of trench	$3.50/s.f.[9]	7-2.27; 7-2.22
8. Utilities[3] Service and Repair	$34.00/each	----	included in permit fee	$3.50/s.f.[9]	7-2.27; 7-2.22
9. Street Closures (temporary)	$71.00/each	----	----	----	7-2.14
10. Street Lights	$40.50/each	----	$.50/l.f. of trench	----	7-1.108
11. Rock Wells or Storm Drain Connections	$41.00/each	----	$.50/l.f. of trench	----	7-1.108

12.	Street Construction	$36.00/lot(7)	----		----	7-1.108
13.	Improvements(8)	$41.00/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	$30.00/each	----	----	----	7-1.108
16.	Added refractor steel pole	$ 6.75/each	----	----	----	7-1.108
17.	Install mast arm wood pole	$75.00/each	----	----	----	7-1.108
18.	Added mast arm wood pole	$57.00/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 $1.45/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	$200.00 per street
b. Temporary paving	$145.00 per street
c. Temporary barricades	$ 85.00 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. 86-1256

A RESOLUTION ESTABLISHING INVESTIGATION AND PERMIT FEES RELATING TO MOVING OF BUILDINGS AND RESCINDING RESOLUTION NO. 85-935.

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 November 12, 1986, 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 $52.00 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 $52.00 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 $28.50 shall be paid to the Director of Finance upon issuance of each House Moving Permit.

SECTION 3. REPEALS. Resolution No. 85-935 adopted December 17, 1985, is hereby rescinded effective December 31, 1986.

SECTION 4. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1257

A RESOLUTION ESTABLISHING A FEE FOR PREPARATION OF SEWER LINE REIMBURSEMENT AGREEMENTS AND RESCINDING RESOLUTION NO. 85-936.

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 November 12, 1986, 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 $116.00 to be charged for preparation of each sewer line reimbursement agreement.

BE IT FURTHER RESOLVED that Resolution No. 85-936, adopted by the Council December 17, 1985, is hereby rescinded effective December 31, 1986.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1258

A RESOLUTION ESTABLISHING FILING FEES FOR SPECIAL ASSESSMENT BENEFIT DISTRICTS FOR LANDSCAPING AND RESCINDING RESOLUTION NO. 86-489. (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 $2,020.

WHEREAS, the City Council held a public hearing at its regular meeting on November 12, 1986, 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 $2,020.

BE IT FURTHER RESOLVED that Resolution No. 86-489 adopted by the Council May 20, 1986, is hereby rescinded effective December 31, 1986.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1259

RESOLUTION ESTABLISHING FILING FEES FOR SPECIAL ASSESSMENT DISTRICT FINANCING AND RESCINDING RESOLUTION NO. 86-491.

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 $2,310.

WHEREAS, the City Council held a public hearing at its regular meeting on November 12, 1986, 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 $2,310.

BE IT FURTHER RESOLVED that Resolution No. 86-491 adopted by the Council May 20, 1986, is hereby rescinded effective December 31, 1986.

BE IT FURTHER RESOLVED that the fee established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1260

A RESOLUTION ADOPTING A SCHEDULE OF FEES AND CHARGES FOR WATER SERVICE IN THE CITY OF MODESTO AND SUPERSEDING RESOLUTION NO. 86-1196.

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 an increase in said schedule of fees and charges to be charged to consumers for water services in the City of Modesto to reflect new and increased costs, and

WHEREAS, the City Council held a public hearing at its regular meeting on November 12, 1986, 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 use service charge for each permit issued.	22.00
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, 1987.

BE IT FURTHER RESOLVED that Resolution No. 86-1196, adopted by the Council October 14, 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 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1261

A RESOLUTION ESTABLISHING A SEWER BOND REDEMPTION CHARGE AND WATER CONNECTION CHARGE INSPECTION FEES AND RESCINDING RESOLUTION NO. 85-930.

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 November 12, 1986, 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 $22.00 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 $22.00 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. 85-930 adopted by the Council on December 17, 1985, is hereby rescinded effective December 31, 1986.

BE IT FURTHER RESOLVED that this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1262

A RESOLUTION ESTABLISHING SIGN PERMIT FEES AND RESCINDING RESOLUTION NO. 85-931.

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 November 12, 1986, 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 $27.50 for each painted wall sign.

SECTION 2. CHANGE OF COPY. The fee shall be $27.50 for each sign on which there is a change of copy.

SECTION 3. ALL OTHER SIGNS. The fee shall be $33.00 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. 85-931 adopted by the Council on December 17, 1985, is hereby rescinded effective December 31, 1986.

SECTION 6. EFFECTIVE DATE. The fees established by this resolution shall become effective on and after January 1, 1987.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1263

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE MERLE AND ROSELLE WATERLINE EXTENSION

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the Merle and Roselle 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 November 25, 1986 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 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1264

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF CORPORATION YARD VEHICLE WASH FACILITY

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 Corporation Yard vehicle wash facility 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 2, 1986 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 12th day of November, 19 86, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1265

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE REMOVAL AND REPLACEMENT OF THE BRIDGE CROSSING AT MID LATERAL NO. 6 AT TULLY ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the removal and replacement of the bridge crossing at MID Lateral No. 6 at Tully Road copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on December 9, 1986 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 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1266

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

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 9, 1986, 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 November, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1267

A RESOLUTION REJECTING ALL BIDS FOR "K" STREET WATERLINE STRENGTHENING FROM 8TH STREET TO 9TH STREET, AND OPENED IN THE OFFICE OF THE CITY CLERK ON SEPTEMBER 16, 1986, AND AUTHORIZING NEW CALL FOR BIDS

WHEREAS, Resolution No. 86-1024 adopted by the Council of the City of Modesto on September 2, 1986, approved the plans and specifications for the "K" Street waterline strengthening from 8th to 9th Streets, and authorized the call for bids; and

WHEREAS, the bids received for the "K" Street waterline strengthening from 8th Street to 9th Streets were opened at 11:35 a.m. on September 16, 1986, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, only one bid was received which was 55% above the Engineer's estimate and considered unacceptable by staff; and

WHEREAS, it is felt by rebidding the project and contacting other contractors, more competitive bids may be received.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for the "K" Street waterline strengthening from 8th Street to 9th Street, and opened in the office of the City Clerk on September 16, 1986, are hereby rejected.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that new call for bids for the "K" Street waterline strengthening from 8th Street to 9th Street to be opened December 2, 1986 at 11:00 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 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1268

A RESOLUTION ACCEPTING THE SURFACING OF MUNCY PARK, WEST SIDE PARK AND JOHN THURMAN FIELD AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the surfacing of Muncy Park, West Side Park and John Thurman Field

has been completed by Genstar Western Stone Products, Inc.
in accordance with the contract agreement dated July 1, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the surfacing of Muncy Park, West Side Park and John Thurman Field

be accepted from said contractor, Genstar 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 $23,100 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1269

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING ISSUANCE OF A PURCHASE ORDER TO BAMBACIGNO STEEL COMPANY, INC. FOR REPAIRS TO 9TH STREET BRIDGE, REPLACING DAMAGED RAILING

WHEREAS, the Ninth Street bridge railing was damaged because of an automobile accident that destroyed approximately 85 feet of rail; and

WHEREAS, of three local metal fabricators contacted to fabricate the rail repairs, Bambacigno Steel Company, Inc. responded with the lowest responsible bid.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the repairs to the 9th Street bridge is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order in the amount of $17,000 to Bambacigno Steel Company, Inc. for repairs to the 9th Street bridge, 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 November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1270

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATIONS OF SANDRA WOOD AND ARMIDA ZAVALA FROM THE INTERNATIONAL FRIENDSHIP COMMITTEE, EFFECTIVE NOVEMBER 12, 1986

WHEREAS, Sandra Wood and Armida Zavala were appointed members of the International Friendship Committee on March 18, 1986; and

WHEREAS, Sandra Wood and Armida Zavala have tendered their resignations from the International Friendship Committee, effective November 12, 1986; and

WHEREAS, Sandra Wood and Armida Zavala have been devoted and sincere public servants and have contributed greatly to our civic progress.

NOW, THEREFORE, BE IT RESOLVED that the resignations of Sandra Wood and Armida Zavala from the International Friendship 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 Sandra Wood and Armida Zavala for their 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 November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Lorraine Coyle

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1271

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JACK BROOME FROM THE DOWNTOWN IMPROVEMENT DISTRICT ADVISORY BOARD, EFFECTIVE NOVEMBER 12, 1986

WHEREAS, Jack Broome was appointed a member of the D.I.D. Advisory Board on June 13, 1977; and

WHEREAS, Jack Broome has tendered his resignation from the D.I.D. Advisory Board, effective November 12, 1986; and

WHEREAS, Jack Broome 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 Broome 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 Jack Broome 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 November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1272

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON REQUEST FROM JACK R. JONES, REPRESENTING ORANGE LINE SANITATION CO., INC., FOR AN EXTENSION OF FRANCHISE FOR THE COLLECTION OF GARBAGE, INDUSTRIAL GARBAGE AND SALVAGEABLE WASTE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 9, 1986, 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 request from Jack R. Jones, representing Orange Line Sanitation Co., Inc., for an extension of franchise for the collection of garbage, industrial garbage and salvageable waste.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th **day of** November, 19 86, **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, Sutton, Whiteside, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1273
INFORMAL

A RESOLUTION SETTING TIME AND PLACE FOR/HEARING REGARDING PROPOSAL OF STANISLAUS COUNTY TO CLOSE TORRID AND TEMPERATE AVENUES AT MERCY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 18, 1986, 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 proposal by Stanislaus County to close Torrid and Temperate Avenues at Mercy Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1274

A RESOLUTION AGREEING TO ACCEPT SEWAGE FROM A PORTION OF AREA 3 OF THE NORTH CERES SEWER SERVICE AREA.

WHEREAS, the City of Modesto and the City of Ceres entered into the North Ceres Sewer Service Area Agreement on December 18, 1979, and

WHEREAS, paragraph 5 of said agreement provided for the City of Modesto to immediately accept sewage from an area designated by said agreement as Area "1", and

WHEREAS, said agreement provides further in said paragraph 5 that the City of Modesto will accept sewage from areas designated as Areas "2", "3" and "4", when so requested by the City of Ceres, subject to availability in Modesto's wastewater treatment facilities of capacity to handle sewage from said areas, and

WHEREAS, the City of Ceres has, by its Resolution No. 86-145, requested the City of Modesto to accept sewage from the portion of Area "3" bounded by the Delmas Ditch on the north, a line 650 feet east of Richland Avenue on the east, Hatch Road on the south and Herndon Road on the west, and

WHEREAS, it has been determined that treatment capacity is available in Modesto's wastewater treatment facilities to handle sewage from said area,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby agree to accept sewage from the portion of Area "3" of the North Ceres Sewer Service Area bounded by the Delmas Ditch on the north, a line 350 feet east of Richland Avenue on the east, Hatch Road on the south and Herndon Road on the west, as requested by the City of Ceres by Ceres City Council Resolution No. 86-145.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By E. Lynn Elwyn
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1275

A RESOLUTION AUTHORIZING RIGHT OF WAY CERTIFICATION FOR PROPOSED TUOLUMNE BOULEVARD GUARDRAIL PROJECT

WHEREAS, the City of Modesto has acquired the required right of way needed for the proposed Tuolumne Boulevard guardrail project; and

WHEREAS, it is necessary for the City of Modesto to make a certification to the State of California that the right of way has been acquired for the proposed Tuolumne Boulevard guardrail project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager and City Clerk are hereby authorized to sign a Right of Way Certificate setting forth the status of the right of way acquisition for the proposed Tuolumne Boulevard guardrail project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1276

AMENDED
A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND CALTRANS TO PROVIDE A 90% GRANT TO INSTALL ADDITIONAL GUARDRAIL ON TUOLUMNE BOULEVARD ON THE EAST SIDE OF THE FREEWAY 99 UNDERCROSSING, AND RESCINDING RESOLUTION NO. 86-1116

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the amended agreement between the City of Modesto and Caltrans to provide a 90 grant to install additional guardrail on Tuolumne Boulevard on the east side of the Freeway 99 undercrossing, and rescinding Resolution No. 86-1116

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 November, 19 86, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1277

A RESOLUTION AMENDING THE POLICY STATEMENT FOR PORTABLE AIRCRAFT STORAGE HANGARS AT THE MODESTO AIRPORT

WHEREAS, a policy statement was established on October 23, 1985, entitled "Policy Statement, Portable Aircraft Storage Hangars" setting forth provisions regarding the placement of portable aircraft storage hangars at the Modesto City-County Airport; and

WHEREAS, the Airport Advisory Committee has recommented that Item #6 of the Policy Statement be amended to provide that portable hangar owners have the first right of refusal to retain their tie-down space at the end of the five-year lease term.

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Modesto does hereby adopt the amended policy entitled, "Policy Statement, Portable Aircraft Storage Hangars", 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 12th day of November, 1986, 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

POLICY STATEMENT

PORTABLE AIRCRAFT STORAGE HANGARS

It shall be the policy of the City of Modesto to authorize the placement of privately-owned portable aircraft storage hangars on the Modesto City-County Airport to meet the existing and future demand when such need is recognized.

It shall further be the policy of the City of Modesto to place a limit on the number of privately-owned portable hangars at any point in time that the City feels necessary to maintain the viability of City-owned hangars.

The following provisions will be incorporated into each agreement:

1. The portable aircraft storage hangar shall be occupied by an aircraft registered to the lessee as reflected on the signed agreement. Registration of aircraft will be determined by Federal Aviation Administration records. Lessee shall have sixty (60) days to erect or provide proof of intent to proceed from date of notification and assignment of space.

2. The Portable Aircraft Storage Agreement is personal to the lessee and shall not be sublet, in whole or in part, or assigned except by approval of the Airport Manager.

3. Lessee shall notify the Airport Manager, in writing, within ten (10) days of any change in aircraft ownership or substitution of aircraft. Should lessee dispose of his aircraft, by sale or circumstances, his hangar shall not remain vacant for more than ninety (90) calendar days.

4. Lessee shall not make or cause to be made any alterations to the storage area without first securing the written consent of City and then only upon written approval of the Airport Manager.

5. Lessee may not conduct any commercial activity on the leased premises and the aircraft located in said storage area shall not be used for commercial activity. Such use constitutes grounds for termination of the agreement, unless lessee secures prior written consent of the Airport Manager.

6. It is the intention of the City to allow the portable aircraft storage area to remain in such use, until such time as the area is needed by the City for a public use. As a result of this intention, lessee shall have the first option to continue leasing the portable aircraft hangar site under the terms and conditions in effect at the end of the initial five-year rent-free term for that site..

7. Except as outlined in paragraph 6 above, upon termination of the Portable Aircraft Storage Agreement, lessee at his own cost and expense, shall immediately remove his aircraft, including all personal property and the portable hangar to restore storage area as nearly as praticable to the same state and condition as prior to the placement of portable hangar except the improvements to the pavement area which shall become property of the City.

8. If lessee elects to sell the hangar in place, he may do so upon written approval of the Airport Manager.

9. Lessee shall equip the hangar with a fire extinguisher appropriately mounted for easy access. The size and type to be determined by the City Fire Department.

10. Lessee shall agree to permit a hangar inspection as deemed necessary by City.

11. All hangars placed on the aircraft tie-down apron at the Modesto City-County Airport will be of the portable type. Color, size, location, and assignment to be determined by City.

12. Lease agreement for the placement of privately-owned portable hangars on the Modesto City-County Airport shall be for a five-year term at no cost to the lessee in return for the improvements (grading and pavement) in good state of repair. At the end of the five-year term, rent shall be established at the tail-in tie-down rate set forth from time to time by the City Council plus $10.00.

13. Land improvements (grading and pavement) shall be at no cost to the City and shall consist of grading area to provide for proper drainage, native soil compacted to 95 percent, sterilized, and a minimum of two (2) inches of asphalt concrete on the surface equal to approximately 3,350 square feet.

14. Lessor shall have the right to relocate said portable hangars to another location on the Airport at no cost to lessee.

15. Lessee shall have the right to sublease said portable hangar for the sole purpose of aircraft storage, subject to payment to the City a fee equal to five percent (5%) of the gross rental.

16. Portable hangars are those hangars that are defined as "portable" by the Director of Utility Services and the State of California Department of Motor Vehicles.

17. T-hangar locks shall conform with existing Airport/City lock system.

18. Lessees shall be required to keep areas between portable T-hangars clean and free of brush.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1278

A RESOLUTION ACCEPTING IMPROVEMENTS IN EAST LAKE ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Resource Development , subdividers of East Lake Estates Subdivision , have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $890,600.00 and $445,300.00 respectively to guarantee improvements in East Lake Estates Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated November 12, 1986 , 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 East Lake 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 $890,600.00 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 $445,300.00 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 12th day of November , 1986 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, Sutton, Whiteside, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1279

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $6,000 FROM CONTINGENCY RESERVE TO PARTICIPATE IN THE LEAGUE OF CALIFORNIA CITIES WORKERS COMPENSATION AND DISABILITY RETIREMENT PROJECT

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)	$6,000
TO:	Services, Professional & Other (010 502 6502 0235)	$6,000

Based on the City of Modesto's population, $6,000 is suggested as Modesto's share of the cost of the League of California Cities' statewide workers compensation and disability retirement project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th **day of** November, 19 86, **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, Sutton, Whiteside, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1280

A RESOLUTION REAPPOINTING COUNCILMEMBER RICHARD LANG TO THE STANISLAUS COUNTY SOLID WASTE COMMITTEE, AND APPOINTING MAYOR PEGGY MENSINGER TO THE STANISLAUS COUNTY LIBRARY COMMITTEE WITH VICE MAYOR AS HER ALTERNATE

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. Councilmember Richard Lang is hereby reappointed to the Stanislaus County Solid Waste Committee, and Mayor Peggy Mensinger is appointed to the Stanislaus County Library Committee with Vice Mayor as her alternate.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the reappointed and appointed members of the County Solid Waste Committee, and County Library Committee and the Secretaries thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of November, 1986, 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. 86-1281

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF STANDIFORD PROPERTIES II TO REZONE PROPERTY FROM R-3 TO P-D(410), PROPERTY LOCATED AT THE SOUTHWEST CORNER OF STANDIFORD AVENUE AND SHAWNEE DRIVE, AND OVERRULING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to Section 7-3-9 of the Zoning Map was filed by Standiford Properties II on July 28, 1986, to reclassify from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D, to allow professional office and multiple-family development, property located at the southwest corner of Standiford Avenue and Shawnee Drive, described as follows:

All that certain real property situate in a portion of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, City of Modesto, County of Stanislaus, State of California, described as follows:

Commencing at the Northeast corner of Lot 1 of Knapp Tract according to the Official Map thereof filed for record in Book 2 of Maps, at page 2, Stanislaus County Records, said point being the intersection of the centerlines of Standiford Avenue and Carver Road; thence North 88°16'03" West along the centerline of Standiford Avenue and the East-West quarter section line a distance of 1,199.04 feet to the true point of beginning of this description; thence South 1°43'57" West a distance of 85.00 feet to the point of tangency of a curve concave to the Northwest; thence southerly a distance of 236.12 feet along said curve having a radius of 300.00 feet and a central angle of 45°05'43" to the point of reverse curvature (radial line bears North 43°10'20" West); thence Southerly along a curve concave to the Southeast a distance of 420.91 feet, said curve having a radius of 515.00 feet and a central angle of 46°49'40"; thence South a distance of 33.75 feet; thence North 41°58'18" West a distance of 81.74 feet; thence North 41°15'18" West a distance of 430.85 feet; thence North 48°15'41" West a distance of 532.13 feet to a point on the centerline of original 40.00-foot wide Standiford Avenue; said point being on a curve concave to the North (radial line bears North 4°14'43" East); thence Easterly along said curve a distance of 212.63 feet, said curve having a radius of 4,980.00 feet and a central angle of 2°30'46"; thence South 88°16'03" East along said centerline a distance of 777.93 feet to the true point of beginning of this description.

and

WHEREAS, a public hearing was held by the Planning Commission on September 2, 1986, and continued to September 29, 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, 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. 86-164, 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 October 1, 1986, 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 4, 1986, and continued to November 18, 1986, 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 Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(410), should be granted for the following reasons:

1. The property is bisected by the Hetch Hetchy right-of-way and the smaller odd-shaped portion does not lend itself to apartment development.

2. The relatively small size of the office portion of the proposed P-D Zone and the sharing of parking and driveways minimizes the impacts of added traffic and turning movements on Standiford Avenue.

3. The apartment portion of the proposed P-D Zone conforms to the density limitations of the existing R-3 Zoning.

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 to reclassify the property described above from Medium High Density Residential Zone, R-3, to Planned Development Zone, P-D(410), 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(410), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Proposed Standiford Professional Offices and Shawnee Park Apartments" as amended in red, stamped approved by the City Council on November 4, 1986.

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 City Council. All development shall conform to this revised plan as amended in red, stamped approved by the City Council on November 4, 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. Screen landscaping shall be installed along the southwest and southeast property lines of the office portion. 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 (6) foot wood fence with decorative masonry pilasters along the northwest and southwest property lines of the apartment complex and along the southwest and southeast property lines of the office complex. Double-board fencing shall be constructed along the southwest property line of the office complex.

5. All landscaping, fences, and walls shall be maintained and the premises shall be kept free of weeds, trash, and other debris.

6. 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.

7. Drainage shall be provided 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. All utilities shall be underground and cable television service shall be stubbed into all units.

10. All signs for the office and apartment complexes shall comply with the sign requirements of the P-O and R-3 Zones, respectively.

11. Prior to the issuance of a building permit for any structure, a final parcel map shall be recorded.

12. In the office portion of the P-D, that the property owners shall execute a Reciprocal Easement Agreement which shall provide for vehicular, pedestrian, and utility access for all parcels and common usage and maintenance of parking spaces and access driveways. Said agreement shall be in a form to be approved by the City Attorney and shall be recorded prior to or concurrently with the parcel map.

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 3. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(410):

Said development schedule shall be completed in two phases:

Phase I Offices	Start construction on or before November 4, 1988; complete by November 4, 1989.
Phase II Apartments	Start construction on or before November 4, 1989; complete by November 4, 1990.

SECTION 4. LANDSCAPE PROVISION. The Council of the City of Modesto hereby requests that Standiford Properties II consider doing a peripheral landscape treatment of the Hetch Hetchy right-of-way at the southwest corner of Standiford Avenue and Shawnee Drive.

SECTION 5. 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 6. 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 7. EFFECTIVE DATE. The development plan and development schedule for Planned Development Zone, P-D(410), set forth in Sections 1 and 2 above, shall not become effective unless and until Ordinance No. 2462-C.S., introduced on the 18th day of November, 1986, reclassifying the property to Planned Development Zone, P-D(410), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Clifton Sinclair
Department of Planning and
Community Development

MODESTO CITY COUNCIL
RESOLUTION NO.86-1282

A RESOLUTION GRANTING THE APPEAL OF MID-VALLEY ENGINEERING, INC. ON BEHALF OF STANDIFORD PROPERTIES II TO THE DECISION OF THE PLANNING COMMISSION DENYING A TENTATIVE PARCEL MAP OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF STANDIFORD AVENUE AND SHAWNEE DRIVE, AND APPROVING SAID TENTATIVE PARCEL MAP.

WHEREAS, the tentative parcel map of property located at the southwest corner of Standiford Avenue and Shawnee Drive was filed in the office of the Secretary of the Planning Commission on August 7, 1986, in accordance with the provisions of Section 4-4.502 of the Modesto Municipal Code, and

WHEREAS, copies of said tentative parcel map have been sent to the Modesto Irrigation District, the local utility companies, and the City Engineering Services Department, and

WHEREAS, city services, including sanitary sewer and water facilities, are available, and

WHEREAS, a public hearing was held by the Planning Commission on September 29, 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, the tentative parcel map accompanied an application to rezone the property from Medium High Density Residential Zone, R-3, to Planned Development Zone to allow professional offices and multiple-family development on the proposed parcels, and

WHEREAS, the application to rezone the property from R-3 to Planned Development was denied by the Planning Commission, and

WHEREAS, the Planning Commission, at its meeting on September 29, 1986, considered said tentative parcel map, and by its Resolution No. 86-165, denied approval of said tentative parcel map of property located at the southwest corner of Standiford Avenue and Shawnee Drive for the reason set forth in Planning Commission Resolution No. 86-165, and

WHEREAS, an appeal to the Planning Commission's decision denying said tentative parcel map of property located at the southwest corner of Standiford Avenue and Shawnee Drive was filed by Mid-Valley Engineering, Inc. on behalf of Standiford Properties II with the office of the City Clerk of the City of Modesto by letter dated October 1, 1986, and

WHEREAS, said appeal was set for public hearing before the City Council on November 4, 1986, and continued to November 18, 1986 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 Standiford Properties II to the decision of the Planning Commission denying the tentative parcel map of property located at the southwest corner of Standiford Avenue and Shawnee Drive, 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 Standiford Properties II to the decision of the Planning Commission denying the tentative parcel map of property located at the southwest corner of Standiford Avenue and Shawnee Drive 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 at the southwest corner of Standiford Avenue and Shawnee Drive, accepted for filing in the Office of the Secretary of the Planning Commission on August 7, 1986, be and it is hereby approved as submitted, subject to the following conditions:

1. For parcels 1 through 4, that the property owners shall execute a Reciprocal Easement Agreement which shall provide for vehicular, pedestrian, and utility access for all parcels via a common driveway and common usage and maintenance of parking spaces and access driveways. Said agreement shall be in a form to be approved by the City Attorney and shall be recorded prior to or concurrently with the parcel map.

2. That public utility easements shall be dedicated as required by the utility companies serving the parcels.

3. That existing irrigation pipelines shall be removed, protected, or relocated as required by the Modesto Irrigation District and the Director of Engineering Services.

4. That on-site drainage shall be stored and disposed of on-site.

5. That water and sanitary sewer service to each parcel shall be as approved by the Director of Engineering Services.

6. That a parcel map shall not be recorded until such time as P-D Zoning to utilize the proposed parcels is granted by the City Council and is effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1283

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-3 TO P-D(410).

WHEREAS, on November 18, 1986 the City Council introduced Ordinance No. 2462-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 High Density Residential Zone, R-3, to Planned Development Zone, P-D(410), property located at the southwest corner of Standiford Avenue and Shawnee 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 7-3-9 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(410), property located at the southwest corner of Standiford Avenue and Shawnee Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1284

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE MODIFICATION OF TRAFFIC SIGNAL AT BRIGGSMORE/ COFFEE

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the modification of the traffic signal at Briggsmore/Coffee

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 23, 1986, 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 November, 1986, 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. 86-1285

A RESOLUTION REJECTING APPLICATION FOR LEAVE TO PRESENT LATE CLAIM ON BEHALF OF CLAIMANT NANCY GONZALES, 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, Nancy Gonzales, against the City of Modesto was received on November 7, 1986, 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 claimant, Nancy Gonzales, against the City of Modesto, received on November 7, 1986, 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 18th day of November, 1986, 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. 86-1286

A RESOLUTION ESTABLISHING FILING FEES AND RULES AND REGULATIONS RELATING TO SIDEWALK FOOD VENDORS AND RESCINDING RESOLUTION NO. 86-666.

WHEREAS, Ordinance No. 2439-C.S., which became effective on August 21, 1986, added Article 12 to Chapter 1 of Title IV of the Modesto Municipal Code relating to Sidewalk Food Vendors, and

WHEREAS, Section 4-1.1203 of the Modesto Municipal Code states that the amount of the filing fee relating to permits for Sidewalk Food Vendors shall be established by the City Council by resolution adopted from time to time, and

WHEREAS, Section 4-1.1207 of the Modesto Municipal Code states that rules and regulations governing the use of vending carts and the issuance of permits shall be established by the City Council by resolution adopted from time to time, and

WHEREAS, City staff has recommended amendments to the Rules and Regulations for Sidewalk Food Vendors, and

WHEREAS, at its meeting of November 18, 1986, the Council considered the amendments to the Rules and Regulations for Sidewalk Food Vendors,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby establishes filing fees and rules and regulations governing Sidewalk Food Vendors as attached hereto marked Exhibit A and incorporated herein by reference.

BE IT FURTHER RESOLVED that Resolution No. 86-666 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

(Established by the Modesto City Council on November 11, 1986
Pursuant to the Modesto Municipal Code, Section 4-1.1207)

A. FILING FEE, CASH DEPOSIT, USE OF PUBLIC PROPERTY FEE.

1. The Filing Fee shall be $120.00.

2. The Cash Deposit shall be $100.00

3. The Use of Public Property Fee shall be two percent (2%) for each calendar quarter during the calendar year 1986. During calendar year 1987 the rate shall be four percent (4%) for each calendar quarter. During calendar year 1988 the rate shall be six percent (6%) for each calendar quarter.

B. PERMIT.

1. Permits may be issued by the Public Services Supervisor, as the designee of the City Manager.

2. A Permit shall be issued only in the name of a natural person who shall be the sole proprietor of a Vending Cart Operation and who shall have absolute and exclusive control of the management of that Vending Cart Operation.

3. Permittee shall not be issued more than three (3) Permits at any time.

4. Applications (except renewal applications) for Permits may be filed at any time during the year.

5. All Permits, without exception, shall expire not later than the end of the operating day on December 31 of each year.

6. A new or renewed Permit shall not be issued to any Permittee if there are any delinquent fees or taxes due for any Vending Cart Operation of Permittee.

7. A Permit application (except a renewal application) may be cancelled if the Permit is not issued within ninety (90) days after the Permit application is obtained from the Finance Department.

C. VENDING CART.

1. A Vending Cart shall not be wider than four (4) feet at its widest point (exclusive of waste containers) nor longer than six (6) feet at its longest point (exclusive of waste containers). A canopy or other similar overhead cover may be used but no portion of this cover (exclusive of vertical support poles or struts) shall be lower than seven (7) feet above the sidewalk. Any and all vertical supports for this cover shall be totally confined within the horizontal dimensions (width and length) of the Vending Cart.

2. The Operator shall provide sufficient litter receptacles to hold all litter generated by that Vending Cart Operation. Each Vending Cart shall have one or more attached litter receptacles which may extend beyond the size limits of the Vending Cart as specified previously.

3. Any power used in a Vending Cart shall be contained wholly within the Cart. No cords, hoses, pipes, bottles, canisters, or other conductors or containers of power or fuel shall extend from any source external to or detached from the Vending Cart while the Vending Cart is in operation upon a City sidewalk.

D. LOCATION AND SAFETY.

1. Vending Cart Operations shall be prohibited in the City of Modesto except for the area northwest from the middle of F Street to southeast from the middle of K Street and northeast from the middle of 9th Street to southwest from the middle of 13th Street.

2. A Vending Cart Operation shall not be conducted in such a manner as to obstruct the free passage of any street, alley, or sidewalk nor shall it at any time obstruct the free passage into or from any business or office or other establishment.

3. Each Operator shall maintain a clear, unobstructed passage of at least five (5) feet at all times on the sidewalk in front of and to each side of the Vending Cart.

4. Public safety shall be the principal factor considered when determining allowable Designated Locations. Therefore, a Designated Location shall not be:

   a. within ten (10) feet of a perpendicular line drawn from the curb to a doorway or entry opening of a building;

   b. within ten (10) feet of any white, green, red, or blue painted curb;

   c. within twenty (20) feet of any driveway approach commonly used;

   d. within twenty (20) feet of any marked crosswalk;

   e. within twenty-five (25) feet of the intersection of the outer property lines of a property on a street corner;

   f. within twenty-five (25) feet of any alley approach;

   g. within thirty (30) feet of another Vending Cart Designated Location;

5. a. Vending Carts shall not be located within fifty (50) feet of any usual public entrance to any business which has as its primary enterprise the sale of prepared food products unless the owner, by written notice to the Public Services Supervisor, allows the Vending Cart to be closer.

b. Should the primary enterprise or the owner of any business in the area of a Designated Location change, a valid Permit shall have precedence and shall not be nullified by reason of the proximity requirement of 5a above during the Permit year in progress. However, all requirements of this Article shall apply for any renewal application or any new application for that Designated Location.

6. Vending Carts shall be located only in the outer (curb side) one-half (1/2) of any sidewalk providing that a minimum of five (5) feet for clear walking passage must be maintained at all times between the Vending Cart and inner (building) edge of the sidewalk.

7. Any Permitted Vending Cart may be alternated among those Designated Locations Permitted to the Permittee. However, on any day a Vending Cart is removed from its Designated Location it cannot be returned to that, or any other, Designated Location for operation that same day.

E. OPERATION.

1. A Vending Cart shall not remain in a Designated Location overnight.

2. A Vending Cart shall not be operated until a List of Operators having the complete and full name, address, phone number, and birth date or driver's license number (or other legal identification such as a passport but not a Social Security number) of each Operator has been provided to the Public Services Supervisor. The Permittee shall keep this list current and accurate at all times. A person shall not tend a Vending Cart until they are included on a List of Operators except that the Permittee need not include him/herself as an Operator on the List of Operators.

3. All products and operations of a Vending Cart Operation must conform to Federal, State, County, and local health regulations as directed by the Stanislaus County Department of Environmental Resources (Health Department).

4. All operations of a Vending Cart Operation must conform to Federal, State, County, and local safety regulations as directed by the City of Modesto Fire Department.

5. Vending Carts shall be limited to the sale of food and drink products only (such as hot dogs, sandwiches, ice cream, soft drinks, candy, donuts).

6. Alcoholic beverages shall not be sold at any Designated Location.

7. The frying of food items is not permitted at any Designated Location.

8. Permittee shall indemnify 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 Vending Cart Operation.

9. Food products may not be sold to any person in a parked or stopped motor vehicle.

10. Vending Cart Operations shall not interfere with any parked, stopped, or moving motor vehicle.

11. Operators shall not shout nor willfully make any loud noise (except when an emergency shall suddenly occur) to the annoyance or disturbance of any person in the vicinity of the Designated Location.

12. The ringing of bells, chimes, or the intentional production of other forms of electronic or mechanical sounds to attract the public is prohibited.

13. Each Operator shall keep the area around the Vending Cart clean of all garbage, trash, and litter resulting from the transportation, storage, preparation, vending, or use of Vending Cart products. The ground shall be kept free of substances such as cheese, lettuce, leaking water, and paper.

14. Hours of operation are limited to between 6:00 a.m. and 10:00 p.m. daily.

15. The provisions of the Modesto Municipal Code controlling or regulating the use of signs, posters, and advertising shall be complied with at all times.

16. A Vending Cart at a Designated Location shall not be left unattended.

17. When in a Designated Location, Vending Cart Operations shall be conducted only upon the public sidewalk. Vending Cart Operations shall not be conducted in such a way as would tend to cause customers or pedestrians or operators to leave the public sidewalk and pass onto surrounding property or onto the street or gutter.

18. Except for a separate chair for the Operator, no other piece of equipment or any supplies of the Vending Cart Operation shall rest upon the ground outside the manufactured horizontal dimensions of the Vending Cart. The separate chair may not rest in any location or in any position which might cause a safety hazard for pedestrians or customers.

F. TEMPORARY OR PERMANENT ABANDONMENT.

1. a. The Public Services Supervisor may require the temporary or permanent abandonment of any Designated Location due to unsafe conditions. An unsafe condition is any condition which unreasonably increases the risk of injury to any person or damage to any property.

   b. Any Permittee who is required by the City to abandon a Designated Location for any length of time (except for summary suspension or revocation of Permit) shall be entitled to a temporary location.

2. a. The requirements of events such as the Fourth of July Parade, Annual Bicycle Rally, Cinco de Mayo Parade, and other City Council declared, approved, or recognized events (such as sidewalk sales) may necessitate the temporary abandonment of a Designated Location. Temporary abandonment of a Designated Location may be necessary to allow for placement of grandstands, safety barricades, sales tables, or other physical properties which cannot safely or practically be located in another position or location and still support the success of the event.

b. The City reserves the right to temporarily relocate or modify a Designated Location to the extent necessary for any such event to be safely and practically conducted.

G. TEMPORARY LOCATIONS.

A Permittee who is required by the City to abandon a Designated Location for any length of time (except for summary suspension or revocation of Permit) shall be allowed to select a temporary location subject to the approval of the Public Services Supervisor. The Public Services Supervisor shall have authority to modify usual location criteria in approving the temporary location but not to the extent that safety is significantly jeopardized. The temporarily assigned location shall be as close as safety and practicality permit to the usual Designated Location and shall be used only as long as the usual Designated Location is not available.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1287

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 2701 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 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,

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 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.

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 1.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1986, 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: McGrath, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Muratore

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By E. Lynn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1288

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALOMA LACKEY FOR THE LEASE OF 1343 LEGION PARK DRIVE IN 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 Aloma Lackey for the lease of 1343 Legion Park Drive in 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 18th day of November, 19 86, 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. 86-1289

A RESOLUTION GRANTING THE REQUEST OF BEACON OIL COMPANY TO DRILL FIVE WELLS ON PROPERTY LOCATED IN THE CITY OF MODESTO TO MONITOR GROUNDWATER.

WHEREAS, Beacon Oil Company has requested permission to drill five (5) monitoring wells on its property located at 2241 Yosemite Boulevard, 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 November 18, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Permission is hereby granted to Beacon Oil Company to install five (5) groundwater quality monitoring test wells on the property located at 2241 Yosemite Boulevard in the City of Modesto, and more particularly described on the attached Exhibit A, subject to the following conditions:

   (a) Beacon Oil Company shall sign a letter agreement with the City of Modesto, and file with the City Clerk said letter agreement, and no right shall be conferred by this resolution until said letter agreement is so filed.

   (b) The wells shall not exceed a depth of 100 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 groundwater is no longer required to be monitored with the five (5) wells, Beacon Oil Company shall abandon and permanently seal the wells in accordance with requirements of the Director of Utility Services.

(f) Beacon Oil Company understands that permission will be binding on all successors, assigns and heirs of the permittee.

2. The City Clerk shall furnish Beacon Oil Company with a certified copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 1986, 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 Elwyn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1290

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEACON PETROLEUM, INC. FOR THE PURPOSE OF DRILLING FIVE MONITORING WELLS AT 2241 YOSEMITE BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Beacon Petroleum, Inc. for the purpose of drilling five monitoring wells at 2241 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 18th day of November, 19 86, 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. 86-1291

A RESOLUTION APPROVING THE REQUEST OF DEL DOTTO ENTERPRISES, INC. FOR REFUND OF $5,391.77 FOR OVERPAYMENT OF BUSINESS IMPROVEMENT AREA TAX

BE IT RESOLVED by the Council of the City of Modesto that the request of Del Dotto Enterprises, Inc. for refund of $5,391.77 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 18th day of November, 1986, 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. 86-1292

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO REVIEW MONTHLY SEWER SERVICE CHARGES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 2, 1986, 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 monthly sewer service charges.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 19 86, 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. 86-1293

A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR ANNUAL REVIEW OF GARBAGE RATES AND ANY NEEDED ADJUSTMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 9, 1986, 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 annual review of garbage rates and any needed adjustment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of November, 19 86, 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. 86-1294

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SOUTHERN PACIFIC TO CROSS ITS RIGHT OF WAY AT "K" STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Southern Pacific to cross its right of way at "K" Street during construction of the 12-inch waterline 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 November, 19 86, 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. 86-1295

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JORDAN GISH FOR THE LEASE OF A PORTION OF THE AQUEDUCT PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Jordan Gish for the lease of a portion of the Aqueduct 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 November, 19 86, 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. 86-1296

A RESOLUTION DESIGNATING COUNCILMEMBER JOHN SUTTON 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 John Sutton 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 18th day of November, 1986, 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. 86-1297

A RESOLUTION ADOPTING AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND SO MUCH OF THE CIRCULATION ELEMENT AS RELATES TO STREETS, AND MORE SPECIFICALLY TO ALL PROPOSED FREEWAY IMPROVEMENTS EXCEPT AT VINTAGE FAIRE, AND APPROVING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT AND AUTHORIZING THE FILING OF A NOTICE OF DETERMINATION IN REGARD TO ENVIRONMENTAL IMPACTS AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND THE CITY COUNCIL OF THE CITY OF CERES.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)

No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)
No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
No. 77-724, adopted on July 11, 1977 (Amended Lane Use and Circulation Elements Map with Text Amendment on Storm Drains)
No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
No. 78-854, adopted on August 14, 1978 (Conservation Element)
No. 78-855, adopted on August 14, 1978 (Noise Element)
No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements)
No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map)
No. 84-462, adopted on July 10, 1984 (Amendment to Housing Element)
No. 85-318 adopted on May 21, 1985 (Amendment to Land Use and Circulation Elements - Yosemite Trunk), and

WHEREAS, the Planning Commission held public hearings on July 28, and August 11, 1986, on an amendment to the Modesto Urban Area General Plan to amend the Circulation Element, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that an amendment to the Circulation Element of the Modesto Urban Area General Plan would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolutions 86-131, 86-137 and 86-150 has approved and recommended to the City Council an amended Circulation Element to the existing "Land Use/Circulation Element" of the Modesto Urban Area General Plan. Said updated Circulation Element being a document

entitled, "Circulation Element Modesto Urban Area General Plan" a copy of which is on file in the office of the Director of Planning and Community Development, and

WHEREAS, after evidence both oral and documentary was received and considered, including the Final Supplemental Environmental Impact Report, the Commission found that all environmental impacts excepting agricultural land conversion and growth inducing factors can be fully mitigated, and although the growth inducing impacts can be only partly mitigated and the agricultural land conversion cannot be mitigated to any degree, the Commission found that the existence of overriding social, economic and other considerations in favor of the proposed project outweigh the unavoidable adverse impacts identified and, therefore, justify approval of the project, and

WHEREAS, the Planning Commission approved and recommended to the City Council the proposed Circulation Element Modesto Urban Area General Plan based on evidence received and reviewed at the public hearings and findings in the Final Supplemental Environmental Impact Report, the Planning Commission further recommended to the City Council that a statement of overriding considerations be adopted, and

WHEREAS, the Council on October 7, 1986, by Resolution No. 86-1168, set October 28, 1986, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for consideration of the proposed updated Circulation Element of the Modesto Urban Area General Plan and the Final Supplemental Environmental Impact Report, and

WHEREAS, the City Council held a public hearing on said proposed amendment to the Circulation Element on October 28, 1986, at 7:30 p.m., and

continued said public hearing to November 12, 1986, at 7:30 p.m., and further continued said public hearing to November 25, 1986, at 7:30 p.m., in the Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, at said public hearings evidence both oral and documentary was received and considered by the City Council, and

WHEREAS, the Council has received and reviewed the Environmental Impact Report prepared by the City of Modesto Department of Planning and Community Development, dated July 1986, for the projects set forth in the Circulation Element,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the amendment to so much of the Circulation Element as relates to streets and more specifically to all proposed freeway improvements except at Vintage Faire of the Modesto Urban Area General Plan is necessary for the public health, safety and welfare,

BE IT FURTHER RESOLVED by the Council that it does hereby adopt an amendment to the Circulation Element as relates to streets and more specifically to all proposed freeway improvements except at Vintage Faire of that portion of the existing "Land Use/Circulation Element", a copy of which is on file in the Office of the Director of Planning and Community Development and in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that it hereby certifies that so much of the Final Environmental Impact Report for the Circulation Element of the Modesto Urban Area General Plan as relates to streets and more specifically to all proposed freeway improvements except at Vintage Faire has been completed in compliance with the California Environmental Quality Act,

the State CEQA Guidelines and local procedures adopted pursuant thereto, and that the Council has reviewed and considered the information contained in said portion of the Final Environmental Impact Report.

BE IT FURTHER RESOLVED by the Council that it hereby makes the following written findings in regard to potential significant effects identified in the Final Environmental Impact Report for the amended Circulation Element and based on such findings and statements of facts, the Council hereby finds that significant environmental effects have been reduced to acceptable levels in that all significant environmental impacts have been eliminated or substantially lessened by the mitigation measures specified in the EIR.

BE IT FURTHER RESOLVED by the Council that agricultural land conversion and growth inducing impacts are identified as significant environmental effects which are not eliminated or substantially mitigated. The Council hereby adopts the following statement of overriding considerations which identifies the specific economic, social and other considerations which make mitigation measures or project alternatives infeasible.

A. Mitigation Measures

The expressway loop is identified as a major project that involves the removal of agricultural land. A possible mitigation measure was to downsize the project. One alternative to the proposed alignment was to use Freeway 99 as the western portion of the loop. This concept was rejected because it did not provide a perimeter route on the western edge of the City. Another alternative that was rejected was to build the expressway to the west of SFRR to the Briggsmore expressway. The idea was rejected in favor of using the existing right-of-way of Claus Road. The State Route 219 alignment was rejected because numerous properties front on State Route 219 which defeats the access limitation purposes of an expressway route, and because the route is too far removed from the urban area.

B. Alternatives

The following project alternatives were rejected:

1. "No project alternative" was rejected for the following reason:

   a. Without the recommended Circulation Element modifications, the City would not have updated stated goals, objectives and implementation strategies in one document reflecting the desire to add new freeway interchanges and improve others.

2. "Ad hoc improvements" were an alternative rejected for the following reason:

   a. This is not considered a viable alternative since the City must plan ahead to take advantage of right-of-way acquisition and to use property according to adopted goals. Increasing development over potential right-of-ways makes planning vital. This approach of adopting a long-range plan is superior to ad hoc decision.

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 amended Circulation Element.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt the amended Circulation Element of the Modesto Urban Area General Plan as relates to streets and more specifically to all proposed freeway improvements except at Vintage Faire as approved and recommended by the Planning Commission, and revised by the City Council.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said amended Circulation Element to the Board of Supervisors of the County of Stanislaus, and the City Council of the City of Ceres.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Assistant City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1298

A RESOLUTION ADOPTING AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND SO MUCH OF THE CIRCULATION ELEMENT AS RELATES TO STREETS, AND MORE SPECIFICALLY TO PROPOSED FREEWAY IMPROVEMENT AT WOODLAND AVENUE, AND APPROVING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT AND AUTHORIZING THE FILING OF A NOTICE OF DETERMINATION IN REGARD TO ENVIRONMENTAL IMPACTS AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND THE CITY COUNCIL OF THE CITY OF CERES.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)

No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)
No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
No. 77-724, adopted on July 11, 1977 (Amended Lane Use and Circulation Elements Map with Text Amendment on Storm Drains)
No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
No. 78-854, adopted on August 14, 1978 (Conservation Element)
No. 78-855, adopted on August 14, 1978 (Noise Element)
No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements)
No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map)
No. 84-462, adopted on July 10, 1984 (Amendment to Housing Element)
No. 85-318 adopted on May 21, 1985 (Amendment to Land Use and Circulation Elements - Yosemite Trunk), and

WHEREAS, the Planning Commission held public hearings on July 28, and August 11, 1986, on an amendment to the Modesto Urban Area General Plan to amend the Circulation Element, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that an amendment to the Circulation Element of the Modesto Urban Area General Plan would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolutions 86-131, 86-137 and 86-150 has approved and recommended to the City Council an amended Circulation Element to the existing "Land Use/Circulation Element" of the Modesto Urban Area General Plan. Said updated Circulation Element being a document

entitled, "Circulation Element Modesto Urban Area General Plan" a copy of which is on file in the office of the Director of Planning and Community Development, and

WHEREAS, after evidence both oral and documentary was received and considered, including the Final Supplemental Environmental Impact Report, the Commission found that all environmental impacts excepting agricultural land conversion and growth inducing factors can be fully mitigated, and although the growth inducing impacts can be only partly mitigated and the agricultural land conversion cannot be mitigated to any degree, the Commission found that the existence of overriding social, economic and other considerations in favor of the proposed project outweigh the unavoidable adverse impacts identified and, therefore, justify approval of the project, and

WHEREAS, the Planning Commission approved and recommended to the City Council the proposed Circulation Element Modesto Urban Area General Plan based on evidence received and reviewed at the public hearings and findings in the Final Supplemental Environmental Impact Report, the Planning Commission further recommended to the City Council that a statement of overriding considerations be adopted, and

WHEREAS, the Council on October 7, 1986, by Resolution No. 86-1168, set October 28, 1986, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for consideration of the proposed updated Circulation Element of the Modesto Urban Area General Plan and the Final Supplemental Environmental Impact Report, and

WHEREAS, the City Council held a public hearing on said proposed amendment to the Circulation Element on October 28, 1986, at 7:30 p.m., and

continued said public hearing to November 12, 1986, at 7:30 p.m., and further continued said public hearing to November 25, 1986, at 7:30 p.m., in the Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, at said public hearings evidence both oral and documentary was received and considered by the City Council, and

WHEREAS, the Council has received and reviewed the Environmental Impact Report prepared by the City of Modesto Department of Planning and Community Development, dated July 1986, for the projects set forth in the Circulation Element,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the amendment to so much of the Circulation Element as relates to streets and more specifically to proposed freeway improvement at Woodland Avenue of the Modesto Urban Area General Plan is necessary for the public health, safety and welfare,

BE IT FURTHER RESOLVED by the Council that it does hereby adopt an amendment to the Circulation Element as relates to streets and more specifically to proposed freeway improvement at Woodland Avenue of that portion of the existing "Land Use/Circulation Element", a copy of which is on file in the Office of the Director of Planning and Community Development and in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that it hereby certifies that so much of the Final Environmental Impact Report for the Circulation Element of the Modesto Urban Area General Plan as relates to streets and more specifically to proposed freeway improvement at Woodland Avenue has been completed in compliance with the California Environmental Quality Act, the

State CEQA Guidelines and local procedures adopted pursuant thereto, and that the Council has reviewed and considered the information contained in said portion of the Final Environmental Impact Report.

BE IT FURTHER RESOLVED by the Council that it hereby makes the following written findings in regard to potential significant effects identified in the Final Environmental Impact Report for the amended Circulation Element and based on such findings and statements of facts, the Council hereby finds that significant environmental effects have been reduced to acceptable levels in that all significant environmental impacts have been eliminated or substantially lessened by the mitigation measures specified in the EIR.

BE IT FURTHER RESOLVED by the Council that agricultural land conversion and growth inducing impacts are identified as significant environmental effects which are not eliminated or substantially mitigated. The Council hereby adopts the following statement of overriding considerations which identifies the specific economic, social and other considerations which make mitigation measures or project alternatives infeasible.

A. Mitigation Measures

The expressway loop is identified as a major project that involves the removal of agricultural land. A possible mitigation measure was to downsize the project. One alternative to the proposed alignment was to use Freeway 99 as the western portion of the loop. This concept was rejected because it did not provide a perimeter route on the western edge of the City. Another alternative that was rejected was to build the expressway to the west of SFRR to the Briggsmore expressway. The idea was rejected in favor of using the existing right-of-way of Claus Road. The State Route 219 alignment was rejected because numerous properties front on State Route 219 which defeats the access limitation purposes of an expressway route, and because the route is too far removed from the urban area.

B. Alternatives

The following project alternatives were rejected:

1. "No project" alternative was rejected for the following reason:

   a. Without the recommended Circulation Element modifications, the City would not have updated stated goals, objectives and implementation strategies in one document reflecting the desire to add new freeway interchanges and improve others.

2. "Ad hoc improvements" were an alternative rejected for the following reason:

   a. This is not considered a viable alternative since the City must plan ahead to take advantage of right-of-way acquisition and to use property according to adopted goals. Increasing development over potential right-of-ways makes planning vital. This approach of adopting a long-range plan is superior to ad hoc decision.

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 amended Circulation Element.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt the amended Circulation Element of the Modesto Urban Area General Plan as relates to streets and more specifically to proposed freeway improvement at Woodland Avenue as approved and recommended by the Planning Commission, and revised by the City Council.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said amended Circulation Element to the Board of Supervisors of the County of Stanislaus, and the City Council of the City of Ceres.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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, Patterson, Sutton, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Muratore, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By
STAN T. YAMAMOTO, Assistant City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1299

A RESOLUTION ADOPTING AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND SO MUCH OF THE CIRCULATION ELEMENT AS RELATES TO STREETS, AND MORE SPECIFICALLY TO EXPRESSWAY LOOP NEW MAJOR STREETS TRAFFIC REDUCTION IN NEIGHBORHOODS, INCREASED EFFICIENCY OF MAJOR STREETS AND FUNDING, AND APPROVING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT AND AUTHORIZING THE FILING OF A NOTICE OF DETERMINATION IN REGARD TO ENVIRONMENTAL IMPACTS AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND THE CITY COUNCIL OF THE CITY OF CERES.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)

No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)
No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)
No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
No. 77-724, adopted on July 11, 1977 (Amended Lane Use and Circulation Elements Map with Text Amendment on Storm Drains)
No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
No. 78-854, adopted on August 14, 1978 (Conservation Element)
No. 78-855, adopted on August 14, 1978 (Noise Element)
No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements)
No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map)
No. 84-462, adopted on July 10, 1984 (Amendment to Housing Element)
No. 85-318 adopted on May 21, 1985 (Amendment to Land Use and Circulation Elements - Yosemite Trunk), and

WHEREAS, the Planning Commission held public hearings on July 28, and August 11, 1986, on an amendment to the Modesto Urban Area General Plan to amend the Circulation Element, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that an amendment to the Circulation Element of the Modesto Urban Area General Plan would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolutions 86-131, 86-137 and 86-150 has approved and recommended to the City Council an amended Circulation Element to the existing "Land Use/Circulation Element" of the Modesto Urban

Area General Plan. Said updated Circulation Element being a document entitled, "Circulation Element Modesto Urban Area General Plan" a copy of which is on file in the office of the Director of Planning and Community Development, and

WHEREAS, after evidence both oral and documentary was received and considered, including the Final Supplemental Environmental Impact Report, the Commission found that all environmental impacts excepting agricultural land conversion and growth inducing factors can be fully mitigated, and although the growth inducing impacts can be only partly mitigated and the agricultural land conversion cannot be mitigated to any degree, the Commission found that the existence of overriding social, economic and other considerations in favor of the proposed project outweigh the unavoidable adverse impacts identified and, therefore, justify approval of the project, and

WHEREAS, the Planning Commission approved and recommended to the City Council the proposed Circulation Element Modesto Urban Area General Plan based on evidence received and reviewed at the public hearings and findings in the Final Supplemental Environmental Impact Report, the Planning Commission further recommended to the City Council that a statement of overriding considerations be adopted, and

WHEREAS, the Council on October 7, 1986, by Resolution No. 86-1168, set October 28, 1986, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for consideration of the proposed updated Circulation Element of the Modesto Urban Area General Plan and the Final Supplemental Environmental Impact Report, and

WHEREAS, the City Council held a public hearing on said proposed amendment to the Circulation Element on October 28, 1986, at 7:30 p.m., and continued said public hearing to November 12, 1986, at 7:30 p.m., and further continued said public hearing to November 25, 1986, at 7:30 p.m., in the Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, at said public hearings evidence both oral and documentary was received and considered by the City Council, and

WHEREAS, the Council has received and reviewed the Environmental Impact Report prepared by the City of Modesto Department of Planning and Community Development, dated July 1986, for the projects set forth in the Circulation Element,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the amendment to so much of the Circulation Element as relates to streets and more specifically to expressway loop new major streets traffic reduction in neighborhoods, increased efficiency of major streets and funding of the Modesto Urban Area General Plan is necessary for the public health, safety and welfare,

BE IT FURTHER RESOLVED by the Council that it does hereby adopt an amendment to the Circulation Element as relates to streets and more specifically to expressway loop new major streets traffic reduction in neighborhoods, increased efficiency of major streets and funding of that portion of the existing "Land Use/Circulation Element", a copy of which is on file in the Office of the Director of Planning and Community Development and in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that it hereby certifies that so much of the Final Environmental Impact Report for the Circulation Element of the Modesto Urban Area General Plan as relates to streets and more specifically to expressway loop new major streets traffic reduction in neighborhoods, increased efficiency of major streets and funding has been completed in compliance with the California Environmental Quality Act, the State CEQA Guidelines and local procedures adopted pursuant thereto, and that the Council has reviewed and considered the information contained in said portion of the Final Environmental Impact Report.

BE IT FURTHER RESOLVED by the Council that it hereby makes the following written findings in regard to potential significant effects identified in the Final Environmental Impact Report for the amended Circulation Element and based on such findings and statements of facts, the Council hereby finds that significant environmental effects have been reduced to acceptable levels in that all significant environmental impacts have been eliminated or substantially lessened by the mitigation measures specified in the EIR.

BE IT FURTHER RESOLVED by the Council that agricultural land conversion and growth inducing impacts are identified as significant environmental effects which are not eliminated or substantially mitigated. The Council hereby adopts the following statement of overriding considerations which identifies the specific economic, social and other considerations which make mitigation measures or project alternatives infeasible.

A. Mitigation Measures

The expressway loop is identified as a major project that involves the removal of agricultural land. A possible mitigation measure was to

downsize the project. One alternative to the proposed alignment was to use Freeway 99 as the western portion of the loop. This concept was rejected because it did not provide a perimeter route on the western edge of the City. Another alternative that was rejected was to build the expressway to the west of SFRR to the Briggsmore expressway. The idea was rejected in favor of using the existing right-of-way of Claus Road. The State Route 219 alignment was rejected because numerous properties front on State Route 219 which defeats the access limitation purposes of an expressway route, and because the route is too far removed from the urban area.

B. Alternatives

The following project alternatives were rejected:

1. "No project" alternative was rejected for the following reasons:

   a. Without the recommended Circulation Element modifications, the City would not have updated stated goals, objectives and implementation strategies in one document reflecting the desire to maximize the efficiency and safety of the circulation network, to encourage the development of an expressway loop, and to ensure that some streets are upgraded to major designations. Many of the proposals are designed to enhance and expedite traffic movement beneficial to all Urban Area residents.

   b. This alternative will fail to ensure manageable traffic levels since traffic is increasing at a rapid rate (doubling every 15-20 years). Many of the primary thoroughfares are near reaching their maximum load for handling traffic, e.g., Carpenter/Briggsmore overpass - average daily traffic (ADT) volumes are approaching 41,000 cars while the roadway capacity is also in that range.

   c. This alternative makes no provisions for increasing the efficiency of Briggsmore Avenue by limiting access, which would move large volumes of traffic.

   d. This alternative does not permit the city to build the new thoroughfares that will accommodate new growth needed for the City's continued economic viability. The City desires to accommodate new industry and housing which will expand its economic base, and an accompanying efficient roadway system is warranted.

   e. The "no project alternative" does not address financing alternatives in terms of street improvements. In light of the increasing costs of providing infrastructure, the financing alternatives addressed in the Circulation Element provide much needed alternatives to finance the infrastructure of new development.

2. "Ad hoc improvements" were an alternative rejected for the following reason:

   a. This is not considered a viable alternative since the City must plan ahead to take advantage of right-of-way acquisition and to use property according to adopted goals. Increasing development over potential right-of-ways makes planning vital. This approach of adopting a long-range plan is superior to ad hoc decision.

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 amended Circulation Element.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt the amended Circulation Element of the Modesto Urban Area General Plan as relates to streets and more specifically expressway loop new major streets traffic reduction in neighborhoods, increased efficiency of major streets and funding as approved and recommended by the Planning Commission, and revised by the City Council.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said amended Circulation Element to the Board of Supervisors of the County of Stanislaus, and the City Council of the City of Ceres.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Whiteside

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Stan T. Yamamoto
STAN T. YAMAMOTO, Assistant City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1300

A RESOLUTION ADOPTING AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND SO MUCH OF THE CIRCULATION ELEMENT AS RELATES TO RAILROADS AND APPROVING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT AND AUTHORIZING THE FILING OF A NOTICE OF DETERMINATION IN REGARD TO ENVIRONMENTAL IMPACTS AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND THE CITY COUNCIL OF THE CITY OF CERES.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)
No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)

No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
No. 77-724, adopted on July 11, 1977 (Amended Lane Use and Circulation Elements Map with Text Amendment on Storm Drains)
No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
No. 78-854, adopted on August 14, 1978 (Conservation Element)
No. 78-855, adopted on August 14, 1978 (Noise Element)
No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements)
No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map)
No. 84-462, adopted on July 10, 1984 (Amendment to Housing Element)
No. 85-318, adopted on May 21, 1985 (Amendment to Land Use and Circulation Elements - Yosemite Trunk), and

WHEREAS, the Planning Commission held public hearings on July 28, and August 11, 1986, on an amendment to the Modesto Urban Area General Plan to amend the Circulation Element, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that an amendment to the Circulation Element of the Modesto Urban Area General Plan would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolutions 86-131, 86-137 and 86-150 has approved and recommended to the City Council an amended Circulation Element to the existing "Land Use/Circulation Element" of the Modesto Urban Area General Plan. Said amended Circulation Element as proposed by the Planning Commission being a document entitled, "Circulation

Element Modesto Urban Area General Plan" a copy of which is on file in the office of the Director of Planning and Community Development, and

WHEREAS, after evidence both oral and documentary was received and considered, including the Final Supplemental Environmental Impact Report, the Commission found that all environmental impacts excepting agricultural land conversion and growth inducing factors can be fully mitigated, and although the growth inducing impacts can be only partly mitigated and the agricultural land conversion cannot be mitigated to any degree, the Commission found that the existence of overriding social, economic and other considerations in favor of the proposed project outweigh the unavoidable adverse impacts identified and, therefore, justify approval of the project, and

WHEREAS, the Planning Commission approved and recommended to the City Council the proposed Circulation Element Modesto Urban Area General Plan based on evidence received and reviewed at the public hearings and findings in the Final Supplemental Environmental Impact Report, and the Planning Commission further recommended to the City Council that a statement of overriding considerations be adopted, and

WHEREAS, the Council on October 7, 1986, by Resolution No. 86-1168, set October 28, 1986, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for consideration of the proposed amendment to the Circulation Element of the Modesto Urban Area General Plan and the Final Supplemental Environmental Impact Report, and

WHEREAS, the City Council held a public hearing on said proposed amendment to the Circulation Element on October 28, 1986, at 7:30 p.m., and continued said public hearing to November 12, 1986, at 7:30 p.m., in the

Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, at said public hearing evidence both oral and documentary was received and considered by the City Council, and

WHEREAS, the Council has received and reviewed the Environmental Impact Report prepared by the City of Modesto Department of Planning and Community Development, dated July 1986, for the projects set forth in the proposed amendment to the Circulation Element,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the amendment to so much of the Circulation Element as relates to railroads of the Modesto Urban Area General Plan is necessary for the public health, safety and welfare,

BE IT FURTHER RESOLVED by the Council that it does hereby adopt an amendment to the Circulation Element as relates to railroads of that portion of the existing "Land Use/Circulation Element", a copy of which is on file in the Office of the Director of Planning and Community Development and in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that it hereby certifies that so much of the Final Environmental Impact Report for the Circulation Element of the Modesto Urban Area General Plan as relates to railroads has been completed in compliance with the California Environmental Quality Act, the State CEQA Guidelines and local procedures adopted pursuant thereto, and that the Council has reviewed and considered the information contained in said portion of the Final Environmental Impact Report.

BE IT FURTHER RESOLVED by the Council that it hereby makes the following written findings in regard to potential significant effects

identified in the Final Environmental Impact Report for the amended Circulation Element as related to railroads and based on such findings and statements of facts, the Council hereby finds that significant environmental effects have been reduced to acceptable levels in that all significant environmental impacts as relates to railroads have been eliminated or substantially lessened by the mitigation measures specified in the EIR.

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 amended Circulation Element.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt the amended Circulation Element of the Modesto Urban Area General Plan as relates to railroads as approved and recommended by the Planning Commission, and revised by the City Council.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said amended Circulation Element to the Board of Supervisors of the County of Stanislaus, and the City Council of the City of Ceres.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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, Whiteside

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

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. 86-130

A RESOLUTION ADOPTING AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN TO AMEND SO MUCH OF THE CIRCULATION ELEMENT AS RELATES TO TRANSIT, BICYCLES AND AIR SERVICE AND APPROVING THE FINAL SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT AND AUTHORIZING THE FILING OF A NOTICE OF DETERMINATION IN REGARD TO ENVIRONMENTAL IMPACTS AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND THE CITY COUNCIL OF THE CITY OF CERES.

WHEREAS, pursuant to the provisions of the Government Code of the State of California, the Modesto City Planning Commission is charged with the responsibility of recommending to the City Council a comprehensive, long-term general plan for physical development of the city and land outside its boundaries, which, in the Commission's judgment, relates to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto-Ceres-Empire Area General Plan", was recommended by the Modesto City Planning Commission and adopted by the Council of the City of Modesto by Resolution No. 59-33 on January 23, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to said adopted General Plan of the City of Modesto and surrounding urban area were in the public interest, and said General Plan was amended by Modesto City Council resolutions:

No. 65-695, adopted on December 27, 1965 (Land Use, Public Facilities and Circulation)
No. 70-235, adopted on March 16, 1970 (Housing Element, Phase #1)
No. 72-1042, adopted on October 2, 1972 (Interim Open Space Plan)
No. 73-671, adopted on August 6, 1973 (Open Space and Recreation Elements)
No. 74-651, adopted on August 5, 1974 (Land Use and Circulation Elements)
No. 75-364, adopted on March 10, 1975 (Phase Two Housing Element)
No. 75-638, adopted on June 9, 1975 (Safety, Scenic Highways and Seismic Safety Elements)

No. 76-906, adopted on July 26, 1976 (Housing Element, Phase #3)
No. 77-724, adopted on July 11, 1977 (Amended Lane Use and Circulation Elements Map with Text Amendment on Storm Drains)
No. 77-765, adopted on July 25, 1977 (Amendment to Land Use and Circulation Elements Map - Orchard Neighborhood)
No. 78-854, adopted on August 14, 1978 (Conservation Element)
No. 78-855, adopted on August 14, 1978 (Noise Element)
No. 80-322, adopted on April 8, 1980 (Amendment to Land Use and Circulation Elements Map - College West Neighborhood)
No. 80-636, adopted on July 1, 1980 (Amendment to Land Use and Circulation Elements Map)
No. 81-50, adopted on January 27, 1981 (Amendment to Housing Element)
No. 81-419, adopted on May 26, 1981 (Amendment to Land Use and Circulation Elements Map)
No. 81-801, adopted on September 15, 1981 (Amendment to Housing Element)
No. 82-457, adopted on June 22, 1982 (Amendment to Land Use and Circulation Elements Map)
No. 83-33, adopted on January 18, 1983 (Amendment to Open Space and Recreation Elements)
No. 84-13, adopted on January 10, 1984 (Amendment to Land Use and Circulation Elements Map)
No. 84-462, adopted on July 10, 1984 (Amendment to Housing Element)
No. 85-318, adopted on May 21, 1985 (Amendment to Land Use and Circulation Elements - Yosemite Trunk), and

WHEREAS, the Planning Commission held public hearings on July 28, and August 11, 1986, on an amendment to the Modesto Urban Area General Plan to ammend the Circulation Element, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Planning Commission has determined and found that an amendment to the Circulation Element of the Modesto Urban Area General Plan would be in the interest of the general welfare, and

WHEREAS, the Planning Commission by Resolutions 86-131, 86-137 and 86-150 has approved and recommended to the City Council an amended Circulation Element to the existing "Land Use/Circulation Element" of the Modesto Urban Area General Plan. Said amended Circulation Element as proposed by the Planning Commission being a document entitled, "Circulation Element Modesto

Urban Area General Plan" a copy of which is on file in the office of the Director of Planning and Community Development, and

WHEREAS, after evidence both oral and documentary was received and considered, including the Final Supplemental Environmental Impact Report, the Commission found that all environmental impacts excepting agricultural land conversion and growth inducing factors can be fully mitigated, and although the growth inducing impacts can be only partly mitigated and the agricultural land conversion cannot be mitigated to any degree, the Commission found that the existence of overriding social, economic and other considerations in favor of the proposed project outweigh the unavoidable adverse impacts identified and, therefore, justify approval of the project, and

WHEREAS, the Planning Commission approved and recommended to the City Council the proposed Circulation Element Modesto Urban Area General Plan based on evidence received and reviewed at the public hearings and findings in the Final Supplemental Environmental Impact Report, and the Planning Commission further recommended to the City Council that a statement of overriding considerations be adopted, and

WHEREAS, the Council on October 7, 1986, by Resolution No. 86-1168, set October 28, 1986, at 7:30 p.m. in the Council Chambers, 801 11th Street, Modesto, California, as the time and place for consideration of the proposed amendment to the Circulation Element of the Modesto Urban Area General Plan and the Final Supplemental Environmental Impact Report, and

WHEREAS, the City Council held a public hearing on said proposed amendment to the Circulation Element on October 28, 1986, at 7:30 p.m., and continued said public hearing to November 12, 1986, at 7:30 p.m., in the

Council Chambers, in City Hall, Modesto, California, as required by law, and

WHEREAS, at said public hearing evidence both oral and documentary was received and considered by the City Council, and

WHEREAS, the Council has received and reviewed the Environmental Impact Report prepared by the City of Modesto Department of Planning and Community Development, dated July 1986, for the projects set forth in the proposed amendment to the Circulation Element,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the amendment to so much of the Circulation Element as relates to transit, bicycles and air service of the Modesto Urban Area General Plan is necessary for the public health, safety and welfare,

BE IT FURTHER RESOLVED by the Council that it does hereby adopt an amendment to the Circulation Element as relates to transit, bicycles and air service of that portion of the existing "Land Use/Circulation Element", a copy of which is on file in the Office of the Director of Planning and Community Development and in the Office of the City Clerk.

BE IT FURTHER RESOLVED by the Council that it hereby certifies that so much of the Final Environmental Impact Report for the Circulation Element of the Modesto Urban Area General Plan as relates to transit, bicycles and air service has been completed in compliance with the California Environmental Quality Act, the State CEQA Guidelines and local procedures adopted pursuant thereto, and that the Council has reviewed and considered the information contained in said portion of the Final Environmental Impact Report.

BE IT FURTHER RESOLVED by the Council that it hereby makes the following written findings in regard to potential significant effects identified in the Final Environmental Impact Report for the amended Circulation Element as related to transit, bicycles and air service and based on such findings and statements of facts, the Council hereby finds that significant environmental effects have been reduced to acceptable levels in that all significant environmental impacts as relates to transit, bicycles and air service have been eliminated or substantially lessened by the mitigation measures specified in the EIR.

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 amended Circulation Element.

BE IT FURTHER RESOLVED by the Council that it does hereby adopt the amended Circulation Element of the Modesto Urban Area General Plan as relates to transit, bicycles and air service as approved and recommended by the Planning Commission, and further revised by the City Council.

BE IT FURTHER RESOLVED by the Council that the City Clerk is hereby directed to certify a copy of said amended Circulation Element to the Board of Supervisors of the County of Stanislaus, and the City Council of the City of Ceres.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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 Elwyn L. Johnson for
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1302

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING MICROPHONES AND ACCESSORIES FOR USE AT THE COMMUNITY CENTER FACILITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of microphones and accessories for use at the Community Center facility for public functions 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 16, 1986, 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 November, 19 86, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1303

A RESOLUTION ACCEPTING THE BID OF STRAND LIGHTING FOR FURNISHING THEATRICAL LUMINAIRES FOR THE COMMUNITY CENTER

WHEREAS, Resolution No. 86-1089, adopted by the Council of the City of Modesto on September 10, 1986, approved the plans and specifications for the purchase of Community Center theatrical luminaires and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of the Community Center theatrical luminaires were opened at 3:00 p.m. on October 7, 1986 ,and later tabulated by the Assistant to the City Manager for the consideration of the Council; and

WHEREAS, the Assistant to the City Manager has recommended that the bid of Strand Lighting in the amount of $53,445.79 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Strand Lighting in the amount of $53,445.79 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 November, 1986, 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. 86-1304

A RESOLUTION ACCEPTING THE BID OF WALSH CONSTRUCTION FOR THE SCENIC LIFT STATION PUMP AND MOTOR CONTROL INSTALLATION

WHEREAS, Resolution No.86-1202, adopted by the Council of the City of Modesto on October 28, 1986, approved the plans and specifications for the Scenic Lift Station pump and motor control installation and authorized the calling for bids; and

WHEREAS, the bids received for the Scenic Lift Station pump and motor control installation were opened at 11:10 a.m. on November 18, 1986, 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 Walsh Construction in the amount of $65,900 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Walsh Construction in the amount of $65,900 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 25th day of November, 1986, 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. 86-1305

A RESOLUTION ACCEPTING THE BID OF CONCO-WEST, INC. FOR THE CONSTRUCTION OF PELANDALE PARK SIDEWALKS

WHEREAS, Resolution No. 86-1199, adopted by the Council of the City of Modesto on October 28, 1986, approved the plans and specifications for the construction of Pelandale Park sidewalks

and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Pelandale Park sidewalks

were opened at 11:00 a.m. on November 18, 1986, 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 $11,279.30

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 $11,279.30

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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: Maureen Coyle
MAURINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1306

A RESOLUTION ACCEPTING THE "M" STREET WATERLINE STRENGTHENING BETWEEN 10TH AND 12TH STREETS AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the strengthening of the "M" Street waterline between 10th and 12th Streets

has been completed by Joe Martin Pipeline, Inc.

in accordance with the contract agreement dated September 2, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the "M" Street waterline strengthening between 10th and 12th Streets

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 $26,708.90 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 25th day of November, 1986, 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. 86-1307

A RESOLUTION ACCEPTING THE IRONSIDE WATER AND SEWERLINE EXTENSION AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Ironside water and sewerline extension

has been completed by Clyde Wheeler Pipeline, Inc.

in accordance with the contract agreement dated October 7, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the Ironside water and sewerline 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 $36,537.50 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 25th day of November, 1986, 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. 86-1308

A RESOLUTION WAIVING FORMAL BID PROCEDURES AND AUTHORIZING THE PURCHASE OF THIRTY AERATORS FROM AQUA-AEROBIC

WHEREAS, the Engineering Department is requesting the purchase of thirty Aqua-Aerobic Aerators to be installed at the Jennings Road ponding site and used to provide oxygen to the wastewater pond system; and

WHEREAS, the City has bid aerators in the past, with Aqua-Aerobic being the only qualified bidder to respond.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of thirty aerators is hereby waived.

BE IT FURTHER RESOLVED that issuance of a purchase order to Aqua-Aerobic in the amount of $371,221 for the purchase of thirty Aqua-Aerobic Aerators 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 November, 1986, 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. 86-1309

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON MID-VALLEY ENGINEERING'S APPEAL OF THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT FOR DRY CREEK MEADOWS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 9, 1986, 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 to the decision of the Environmental Assessment Committee requiring an Environmental Impact Report for Dry Creek Meadows.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 19 86, 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. 86-1310

A RESOLUTION ACCEPTING THE BID OF STORER TRANSIT SYSTEMS FOR OPERATION OF DIAL-A-RIDE AND ESTABLISHING A TENTATIVE COMMENCEMENT DATE OF FEBRUARY 1, 1987

WHEREAS, Resolution No. 86-413, adopted by the Council of the City of Modesto on May 6, 1986, approved the plans and specifications for the Dial-A-Ride service and authorized the calling for bids; and

WHEREAS, the bids received for the Dial-A-Ride service were opened at 11:00 a.m. on October 7, 1986, 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 Storer Transit Systems in the amount of $24.45 per vehicle service hour per year be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Storer Transit Systems be accepted, a tentative commencement date of February 1, 1987, be established, 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 November, 1986, 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. 86-1311

A RESOLUTION ADOPTING A STREET TREE MASTER PLAN

WHEREAS, a Street Tree Master Plan was prepared by the Department of Parks and Recreation and reviewed by the Planning Commission at their meeting of November 3, 1986; and

WHEREAS, it has been determined that the adoption of a Street Tree Master Plan would be in the interest of the general welfare.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Modesto does hereby adopt the "Street Tree Master Plan", a copy of which is on file 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 25th day of November, 1986, 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. 86-1312

RESCINDED
1992-270
THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTION NO.

A RESOLUTION ESTABLISHING CHARGES FOR STREET TREES IN SUBDIVISIONS AND RESCINDING RESOLUTION NO. 75-401

WHEREAS, Section 4-4.803.1 of the Modesto Municipal Code authorizes the Council by resolution, to establish charges for street trees required in subdivisions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with Section 4-4.803.1 of the Modesto Municipal Code, that for each street tree required to be planted in a subdivision the fee shall be in the following base amounts as adjusted by the Director of Engineering Services in accordance with the formula set forth below:

From January 1, 1987 through December 31, 1987: twenty and no/100ths ($20.00) dollars.

From January 1, 1988 through December 31, 1988: twenty-five and no/100ths ($25.00) dollars.

From January 1, 1989 through December 31, 1989: thirty and no/100ths ($30.00).

From January 1, 1990 through December 31, 1990: thirty-five and no/100ths ($35.00) dollars.

From January 1, 1991 through December 31, 1991: forty and no/100ths ($40.00) dollars.

The above base amounts shall be adjusted for each calendar year in accordance with the following formula:

$$\text{The total fee per tree in year of planting} = \text{base fee per tree for year of planting as indicated on above schedule} \times \frac{\text{January 1 Building Cost Index for year in which fee is to be collected.}}{\text{January 1, 1986 Building Cost Index}}$$

BE IT FURTHER RESOLVED the City Engineer shall be responsible for determining the amount due the City for street trees in subdivisions and shall administer the collection of such charges.

BE IT FURTHER RESOLVED that Resolution No. 75-401 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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. 86-1313

A RESOLUTION APPROVING THE LOCAL AGENCY FORMATION COMMISSION "CITY ANNEXATION QUESTIONNAIRE" FOR HATCH ROAD 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 Hatch Road 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 November, 19 86, 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

1. Name of City Modesto

2. Name of Proposed Reorganization Hatch Road No. 4

3. Can the City provide complete City Services to the reorganization area if the proposal is approved?

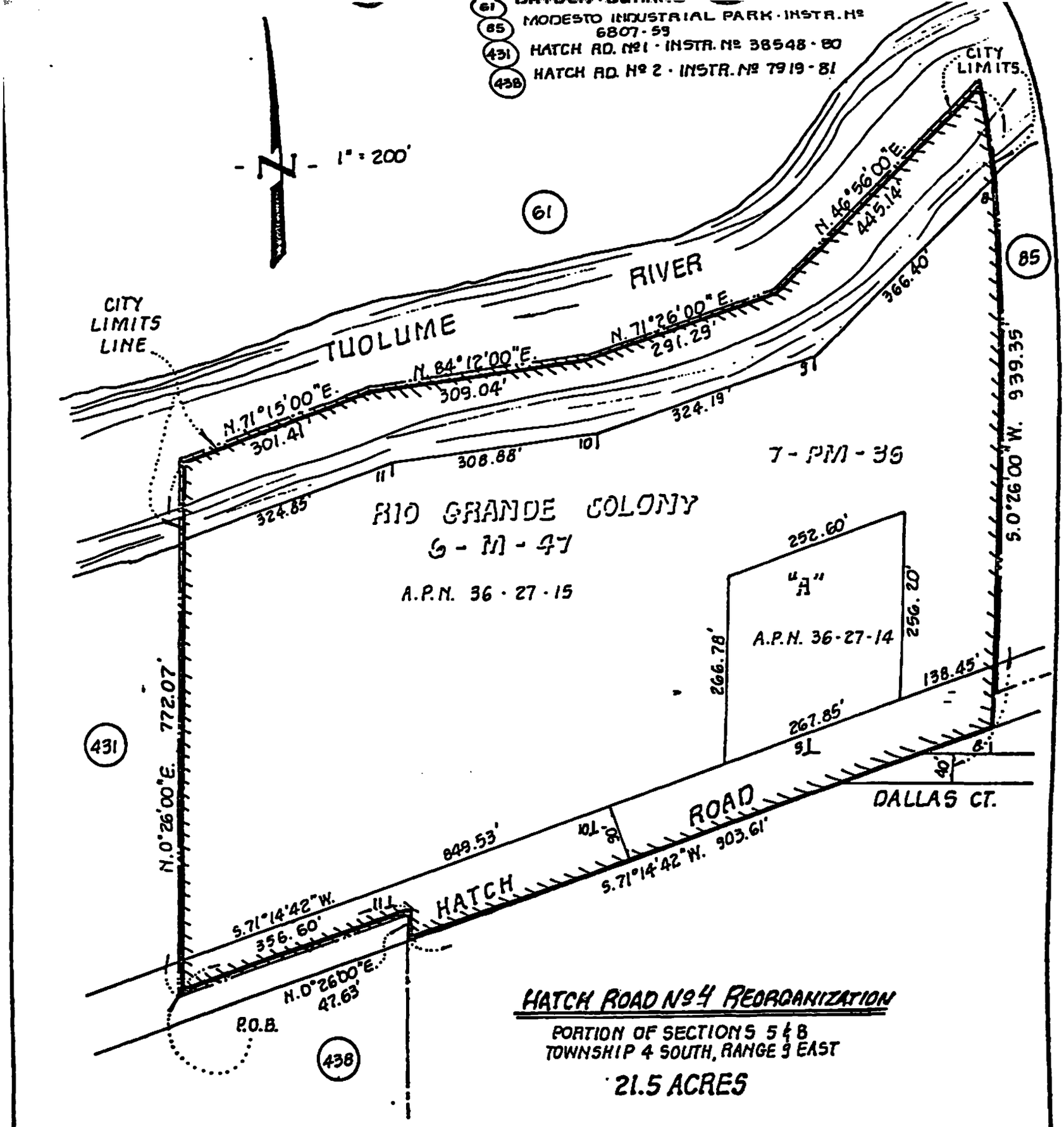
Yes

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.

The applicant has obtained the signature of the owner of all the land within the proposal and therefore requests that LAFCO authorize the City Council to proceed with the Reorganization without notice; hearing or election.



DATED	NOV., 1986
JOB NO.	1171986183
DRAWN BY	MD
CHECKED	DW
APPROVED	

LEW-GARCIA-DAVIS
ENGINEERS
SURVEYORS
CERES ATWATER

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1314

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DELEUW, CATHER & COMPANY TO DO THE ENGINEERING WORK RELATING TO THE MORTON BOULEVARD/ M & E T TRESTLE PROJECT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and DeLeuw, Cather & Company to do the engineering work relating to the Morton Boulevard/M & ET trestle 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 25th day of November, 19 86, 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. 86-1315

A RESOLUTION AUTHORIZING THE CITY MANAGER TO FILE AN APPLICATION WITH THE CALIFORNIA PUBLIC UTILITIES COMMISSION, TO EXECUTE A CONSTRUCTION AND MAINTENANCE AGREEMENT WITH THE MODESTO & EMPIRE TRACTION CO., TO FILE A REQUEST FOR AN ALLOCATION WITH THE CALIFORNIA DEPARTMENT OF TRANSPORTATION WITH RESPECT TO RECONSTRUCTION OF THE MORTON BOULEVARD UNDERPASS, VERIFYING THAT SUFFICIENT FUNDS ARE AVAILABLE AND MAKING CERTAIN DETERMINATIONS WITH RESPECT THERETO.

WHEREAS, the City of Modesto proposes to reconstruct the existing separated railroad crossing between Morton Boulevard and the railroad tracks of the Modesto & Empire Traction Co. (Railroad); and

WHEREAS, the California Public Utilities Commission, under its Decision No. 86-06-073, has awarded the project a No. 5 ranking on the annual priority list of those grade crossings or existing separations most urgently in need of separation or reconstruction, and the City, therefore, is in a position to qualify for California Railroad Grade Separation funds; and

WHEREAS, the City of Modesto will arrange financing with its own funds, California State Grade Separation funds, and a contribution from the Railroad; and

WHEREAS, the tracks are the property of the Modesto & Empire Traction Co.; and

WHEREAS, no public road, highway or street may be constructed or reconstructed across the track of any railroad corporation without first having secured the permission of the Public Utilities Commission; and

WHEREAS, Section 2450 et seq, of the Streets and Highways Code of the State of California requires that any local agency requesting an allocation of State funds to finance the construction or reconstruction of grade separation projects execute a Construction and Maintenance Agreement with the affected railroad or railroads; and

WHEREAS, a formal request for an allocation must be submitted by the City of Modesto to the California Department of Transportation; and

WHEREAS, Section 2450 et seq, of the Streets and Highways Code of the State of California requires that local agencies requesting allocations of State funds to finance the construction of grade separation projects furnish evidence that sufficient funds from the local agency are available and that all other matters prerequisite to awarding the construction contract within a period of one year have been or can be taken care of within that time.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

1. That the City Manager is hereby authorized to sign, on behalf of the City of Modesto, an Application by the said City to the Public Utilities Commission of the State of California for an Order authorizing reconstruction of the separation structure which carries the mainline track of the Modesto & Empire Traction Co. over Morton Boulevard.

2. That the City Manager is authorized to sign, on behalf of the City of Modesto, an Agreement with the Modesto & Empire Traction Co. with respect to the construction and maintenance of said reconstructed Morton Boulevard Underpass.

3. That the City Manager is authorized to request from the California Department of Transportation an allocation from the funds set aside for railroad grade separations, under Sections 190 and 2450 et seq, of the Streets and Highways Code.

4. That sufficient local matching funds are now available, or will be made available to finance the City's share of the cost of said underpass reconstruction.

5. That the City of Modesto intends to award the contract for the reconstruction of said Grade Separation structure on Morton Boulevard at the Modesto & Empire Traction Co.'s track in the City of Modesto no later than one year after the date that the Department of Transportation of the State of California has made an allocation of funds to said construction project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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: Norine Coyle
NORINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn 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 regular meeting of said Council duly and regularly and legally held at the regular meeting place thereof on the 25th day of November, 1986, 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 Lang, 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 25th day of November, 1986.

Norrine Coyle

NORRINE COYLE
City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1316

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $12,000 FROM THE GAS TAX STREET IMPROVEMENT FUND CONTINGENCY RESERVE TO A CAPITAL PROJECT FOR ENGINEERING SERVICES FOR MODIFICATION OF THE M & E T RAILROAD TRESTLE AT MORTON BOULEVARD

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	Gas Tax Street Improvement Fund Contingency Reserve (070-800-8000-8003)	$12,000
TO:	Morton Boulevard Trestle Modification Engineering (070-160-G545-6000)	$12,000

Funds are required to finance the agreement with DeLeuw, Cather and Company for engineering services for the modification of the M & E T Railroad trestle at Morton Boulevard project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th **day of** November, **19** 86, **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. 86-1317

A RESOLUTION ACCEPTING IMPROVEMENTS IN VILLEURBANNE SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Villeurbanne Valley Investors, Ltd., subdividers of Villeurbanne Subdivision, have filed subdivision bonds for faithful performance and labor and materials in the amount of $44,300.00 and $22,150.00 respectively to guarantee improvements in Villeurbanne Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated November 19, 1986, 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 Villeurbanne Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $44,300.00 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 $22,150.00 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 25th day of November, 1986 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. 86-1318

A RESOLUTION ACCEPTING IMPROVEMENTS IN DIABLO HILLS NO. 1 SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Lodi Development, Inc. , subdividers of Diablo Hills No. 1 Subdivision , have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $754,900.00 and $377,450.00 respectively to guarantee improvements in Diablo Hills No. 1 Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated November 19, 1986, 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 Diablo Hills No. 1 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 $ 754,900.00 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 $377,450.00 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 November , 1986 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. 86-1319

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO REVIEW MONTHLY SEWER SERVICE CHARGES AND RESCINDING RESOLUTION NO. 86-1292

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 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 monthly sewer service charges.

BE IT FURTHER RESOLVED that Resolution No. 86-1292, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of November, 1986, 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. 86-1320

A RESOLUTION DENYING THE APPEAL FILED BY JOHN POWELL ON BEHALF OF ONE STOP FLOORING AND DRAPERY CENTER, INC., TO A PLANNING COMMISSION DECISION DENYING AN APPLICATION FOR AN AMENDMENT TO P-D (253), PROPERTY LOCATED AT THE NORTHWEST CORNER OF PRESCOTT ROAD AND STANDIFORD AVENUE, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application for an amendment to P-D (253) was filed by John Powell on September 25, 1986, to allow a floor covering sales and display establishment, property located on the northwest corner of Prescott Road and Standiford Avenue, described as follows:

All that real property situated in a portion of the Northeast Quarter of Section 12, township 3 South, Range 8 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the Southeast corner of said Northeast Quarter of Section 12; thence North 0° 42' 15" West along the East line of said Northeast Quarter 560.0 feet to the North line of the 100-foot wide Modesto Irrigation District Lateral No. 7; thence along said North line Southwesterly 1,230.0 feet, more or less, to the South line of said Northeast Quarter of Section 12; thence along said South line Easterly 1,075.0 feet, more or less, to the point of beginning.

and

WHEREAS, a public hearing was held by the Planning Commission on November 3, 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, 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. 86-178, and denied the application of John Powell for an amendment to P-D (253) to allow a floor covering sales and display establishment, property located on the northwest corner of Prescott Road and Standiford Avenue, and

WHEREAS, an appeal to the decision of the Planning Commission's denial of the request for an amendment to P-D (253) to allow a floor covering sales and display establishment, property located on the northwest corner of Prescott Road and Standiford Avenue, was filed with the Office of the City Clerk by John Powell on behalf of One Stop Floor Covering and Drapery Center, Inc., by letter dated November 11, 1986, 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 December 9, 1986, 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 application for an amendment to P-D (253), property located on the northwest corner of Prescott Road and Standiford Avenue, should be denied and the decision of the Planning Commission should be affirmed for the reasons set forth in Planning Commission Resolution No. 86-178 and quoted below:

1. P-D (253) is a neighborhood convenience center which is not intended to provide goods and services for a broad trade area.

2. Convenience centers by nature do not lend themselves to carpet store uses, which because of many large rolls of carpet, require congestion of customer parking areas.

3. The Planning Commission's Standiford Avenue zoning development policy does not support general commercial uses at the intersection of Standiford Avenue and Tully Road.

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 John Powell on behalf of One Stop Flooring and Drapery Center, Inc., to the decision of the Planning Commission denying the request for an amendment to P-D (253), property located on the northwest corner of Prescott Road and Standiford Avenue, is denied for the reasons set forth in Planning Commission Resolution No. 86-178 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 9th day of December, 1986, 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: Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Sutton, Mayor Mensinger

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1321

A RESOLUTION AMENDING SECTIONS 2 AND 3 OF RESOLUTION NO. 84-876 ENTITLED "A RESOLUTION GRANTING THE APPEAL FILED BY MID-VALLEY ENGINEERING, INC., ON BEHALF OF BENNETT AND COMPTON, INC., TO THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 2-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO TO REZONE FROM LOW DENSITY RESIDENTIAL ZONE, R-1, TO PLANNED DEVELOPMENT ZONE; OVERRULING THE DECISION OF THE PLANNING COMMISSION; AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(365). (BENNETT AND COMPTON, INC.)".

WHEREAS, the City Council, by Ordinance No. 2301-C.S., which was introduced on November 6, 1984, finally adopted on December 4, 1984, and which became effective on January 3, 1985, to rezone from Low Density Residential Zone, R-1, to Planned Development Zone, P-D, to allow a 68-unit one- and two-story condominium project on a 3.45 acre, property located at the southeast corner of Pelandale Avenue and Honeycreek Road, and

WHEREAS, City Council Resolution No. 84-876, which was adopted on November 6, 1984, approved a development plan for P-D(365) and contained the conditions of approval thereof, and

WHEREAS, a verified application for an amendment to Planned Development Zone, P-D(365) was filed by Bennett and Compton on August 11, 1986, to allow a 26-unit zero-lot-line single-family patio home subdivision, and

WHEREAS, a vesting tentative map of "Honey Creek Villas" has also been submitted for consonant approval by the Planning Commission, and

WHEREAS, after a public hearing held on November 3, 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. 86-179, that an amendment to P-D(365) to allow a 26-unit zero-lot-line single-family

patio home subdivision as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed patio home development falls well within the density limitations called for in the Neighborhood Prototype of the General Plan.

2. The proposed development conforms closely with all of the standard improvements for an "offset" zero-lot-line patio home subdivision including setbacks and fencing.

and

WHEREAS, after a public hearing held on December 9, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Bennett and Compton to amend P-D(365) to allow a 26-unit zero-lot-line single-family patio home subdivision, should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 86-179 and quoted above, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections 2 and 3 of Modesto City Council Resolution No. 84-876 entitled "A Resolution Granting the Appeal Filed by Mid-Valley Engineering, Inc., on Behalf of Bennett and Compton, Inc., to the Decision of the Planning Commission Denying an Amendment to Section 2-3-8 of the Zoning Map of the City of Modesto to Rezone from Low Density Residential Zone, R-1, to Planned Development Zone; Overruling the Decision of the Planning Commission; and Approving a Development Plan for Planned Development Zone, P-D(365). (Bennett and Compton, Inc.)" are hereby amended to read as follows:

"SECTION 2. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(365), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan and floor plans titled "Revised Site Plan - Honey Creek Villas" as amended in red, stamped approved by the Planning Commission on November 3, 1986.

2. Prior to the issuance of a building permit for any structure, a landscaping and irrigation plan for that area inside the clear vision triangle at the Pelandale/Honey Creek intersection 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. Maintenance shall be the responsibility of the owner of the corner lot containing the clear vision triangle.

3. Fences or walls shall be constructed prior to occupancy and shall be as follows:

   a. Seven-foot decorative masonry wall along the Pelandale Avenue and Honey Creek Road frontages as shown on the approved plan.

   b. Seven-foot high double-sided wood, stucco, or masonry wall or fence around all peripheral and side and rear yards.

   c. Maximum six-foot high solid wall or double-sided fence in front yard optional, with minimum ten-foot street setbacks except that clear vision triangle limitations on corner lots must be adhered to.

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 sidewalk on the Pelandale Avenue frontage and a portion of Honey Creek Road frontage in accordance with Standard Specifications as required by the Director of Engineering Services.

6. Drainage shall be provided as required by 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. All signs shall comply with the sign requirements of the R-1 Zone.

10. Prior to the issuance of a building permit for any structure, a final subdivision map shall be recorded.

11. 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 Covenants, Conditions, and Restrictions pertaining to sideyard maintenance.

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(365):

That the entire construction program be accomplished in one phase, construction to begin on or before November 3, 1988, and completion to be not later than November 3, 1989."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside
Mayor Pro Tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-1322

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 2-3-8 OF THE ZONING MAP OF THE CITY OF MODESTO TO AMEND PLANNED DEVELOPMENT ZONE, P-D(365), TO ALLOW A 26-UNIT ZERO LOT LINE PATIO HOME SUBDIVISION.

WHEREAS, on December 9, 1986 the City Council introduced Ordinance No. 2463-C.S. giving approval to a project relating to an amendment to Section Map 2-3-8 of the Zoning Map of the City of Modesto to amend Planned Development Zone, P-D(365), to allow a 26-unit zero lot line patio home subdivision, property located on the southeast corner of Pelandale Avenue and Honey Creek 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 2-3-8 of the Zoning Map of the City of Modesto to amend Planned Development Zone, P-D(365), to allow a 26-unit zero lot line patio home subdivision, property located on the southeast corner of Pelandale Avenue and Honey Creek Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor Pro Tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-1323

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE TURF TRUCK

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for purchase of one turf 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 January 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 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1324

A RESOLUTION ACCEPTING THE BID OF DAYCOR, INC. FOR THE CRACK SEALING OF VARIOUS CITY STREETS, 1986-87

WHEREAS, Resolution No. 86-1203, adopted by the Council of the City of Modesto on October 28, 1986, approved the plans and specifications for the crack sealing of various City streets, 1986-87 and authorized the calling for bids; and

WHEREAS, the bids received for the crack sealing of various City streets, 1986-87 were opened at 11:05 a.m. on November 25, 1986, 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 Daycor, Inc. in the amount of $49,999.95 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Daycor, Inc. in the amount of $49,999.95 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 December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Maurine Coyle
MORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1325

A RESOLUTION ACCEPTING THE BID OF ROLFE CONSTRUCTION INC. FOR THE CONSTRUCTION OF THE WATERLINE IN "K" STREET BETWEEN 8TH AND 9TH STREETS

WHEREAS, Resolution No.86-1267, adopted by the Council of the City of Modesto on November 12, 1986 , approved the plans and specifications for the construction of the waterline in "K" Street between 8th and 9th Streets and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the waterline in "K" Street between 8th and 9th Streets were opened at 11:00 a.m. on December 2, 1986 , 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 Rolfe Construction Inc. in the amount of $49,565 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Rolfe Construction Inc. in the amount of $49,565 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 December , 1986 , 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Maureine Coyle
MAURINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1326

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF SEWER OUTFALL PUMP REPAIR SERVICES FROM JOHNSTON PUMP COMPANY

WHEREAS, one of the Johnston pumps servicing the outfall pumping stations at the Sutter Street Plant has been damaged and is in need of repair; and

WHEREAS, the pump can only be repaired by the Johnston factory service center located in Benicia, California.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of sewer outfall pump repair services is hereby waived.

BE IT FURTHER RESOLVED that purchase of sewer outfall pump repair services from Johnston Pump Company in the amount of $8,667 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 December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1327

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZE THE PURCHASE OF COMPUTER EQUIPMENT FROM HEWLETT PACKARD

WHEREAS, the Data Processing Steering Committee recently approved several pieces of word and data processing equipment requested by departments for the 1986-87 fiscal year; and

WHEREAS, the Hewlett Packard Equipment can only be purchased from the manufacturer.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of computer equipment from Hewlett Packard is hereby waived.

BE IT FURTHER RESOLVED that purchase of computer equipment from Hewlett Packard in the amount of $30,771 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 December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1328

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING IBM AND 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 furnishing of IBM and 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 December 30, 1986, 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 9th day of December, 19 86, 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: McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1329

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER THE APPEAL OF MID-VALLEY ENGINEERING TO A PLANNING COMMISSION DECISION CONCERNING LEONARD JACKSON VESTING TENTATIVE PARCEL MAP

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 23, 1986 , 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 of an appeal by Mid-Valley Engineering to a Planning Commission decision concerning Leonard Jackson vesting tentative parcel map.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1330

A RESOLUTION APPROVING A REQUEST FOR STAFF AND BUDGETARY SUPPORT OF THE MODESTO ARTS IN ACTION COMMITTEE AND AMENDING THE FINAL BUDGET OF THE CITY OF MODESTO FOR THE FISCAL YEAR 1986-87 TO PROVIDE $5,611 IN FINANCIAL ASSISTANCE TO SAID COMMITTEE.

WHEREAS, the Council of the City of Modesto approved the creation of the Modesto Arts in Action Committee by Resolution No. 86-274, and

WHEREAS, Resolution No. 86-274 provided that a request for staff and budgetary support for the Modesto Arts in Action Committee be prepared annually and presented to the Council through the Modesto Culture Commission, and

WHEREAS, a request dated December 3, 1986 has been received from the Modesto Culture Commission requesting staff and budgetary support for the Modesto Arts in Action Committee,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request for staff and budgetary support for the Modesto Arts in Action Committee presented by the Modesto Culture Commission is approved,

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the following amendments to the Annual Budget of the General Fund (Fund 010) for the 1986-87 fiscal year be made:

1. The amount of $1,227,796 now appropriated in Account No. 800-8000-8003, Contingency Reserve, be reduced $5,611 to $1,222,185.

2. The amount of $5,611 be appropriated in Account No. 010-300-3001-0235, Services, Professional and Other.

BE IT FURTHER RESOLVED that the Director of Finance is hereby authorized to implement the provisions of this resolution amending the Annual Budget for the 1986-87 fiscal year.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-1331

A RESOLUTION OF INTENTION TO VACATE AND ABANDON THE 20-FOOT PUBLIC ALLEY IN BLOCK 65 OF THE CITY OF MODESTO.

WHEREAS, the Modesto Irrigation District has requested that the City of Modesto vacate and abandon the 20-foot public alley in Block 65, bounded by M and L and 10th and 11th Streets of the City of Modesto, and

WHEREAS, the City Council referred the request of the Modesto Irrigation District to the Planning Commission for a report and recommendation, and

WHEREAS, a title report was submitted with the abandonment request which vests fee title to the alley right-of-way in the Modesto Irrigation District, the adjacent landowners, and proponents of the abandonment, and

WHEREAS, the proposed alley abandonment has been referred to affected City departments and the local utility companies, and no objection to the proposed alley abandonment has been received subject to appropriate arrangements for existing utility lines, and a request by Pacific Bell that a Public Utility Easement be retained over the southeasterly 30-feet of the alley, and

WHEREAS, notices of an informal public hearing to consider the request to abandon the 20-foot public alley in Block 65 were posted in the area, and said hearing was held by the Planning Commission on February 3, 1986, and

WHEREAS, the Planning Commission by Resolution No. 86-24, adopted February 3, 1986, found and determined as follows:

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 by said Resolution No. 86-24 recommended to the City Council that the 20-foot public alley in Block 65 be vacated and abandoned, subject to the following conditions:

1. That prior to final abandonment action by the City Council the applicant shall make arrangements with affected utility companies for relocation or modification of utility lines and written releases shall be submitted to the City.

2. That prior to final abandonment action by the City Council the applicant shall execute an abandonment agreement in a form to be approved by the City Attorney. Said agreement shall contain substantially the following provisions:

   That within 90 days following final abandonment action by the City Council the property owner shall construct appropriate barriers across the abandoned alley right-of-way to physically close the alley to through traffic or shall take other measures to preclude appearance and use as a public alley. Said barriers or other measures shall be subject to approval by the Director of Engineering Services.

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 20-foot public alley in Block 65, bounded by M and L and 10th and 11th Streets, subject to the conditions recommended by the Planning Commission and hereinabove set forth and the request by Pacific Bell to retain a Public Utility Easement over the southeasterly 30-feet of the alley. Said proposed vacation and abandonment 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 more particularly described on Exhibit "A" attached hereto, and by this reference made a part hereof as though set forth in full herein.

SECTION 2. The Council of the City of Modesto hereby elects to proceed with the proposed vacation and abandonment of said public alley referred to above, 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 January 6, 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 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 20-foot public alley vacation and abandonment in Block 65, bounded by M and L and 10th and 11th Streets, to be posted conspicuously along the line of said 20-foot public alley proposed to be vacated and abandoned at least fourteen (14) days before the date set for the hearing. At least three (3) such notices shall be posted. Such notices shall state the passage of this Resolution of Intention, the time and place for the hearing, and shall describe the alley right-of-way proposed to be abandoned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor Pro Tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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 K. Hunter
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. 86-1332

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BENCH CRAFT COMPANY FOR BENCHES AT THE MUNICIPAL 9-HOLE AND DRYDEN GOLF COURSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Bench Craft Company for benches at the Municipal 9-hole and Dryden golf courses

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1333

RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO APPROVING THE APPLICATION FOR GRANT FUNDS UNDER THE COMMUNITY PARKLANDS ACT OF 1986 FOR RIVERSIDE NEIGHBORHOOD PARK DEVELOPMENT.

WHEREAS, the people of the State of California have enacted the Community Parklands Act of 1986, which provides funds to the State of California and its political subdivisions for acquiring and developing facilities for public recreational and historical purposes, and

WHEREAS, the State Department of Parks and Recreation has been delegated the responsibility for the administration of the program within the state, setting up necessary procedures governing application by local agencies under the program, and

WHEREAS, said procedures established by the State Department of Parks and Recreation require the applicant to certify by resolution the approval of application(s) before submission of said application(s) to the state, and

WHEREAS, said application(s) contain assurances that the applicant must comply with, and

WHEREAS, the applicant agency will enter into an agreement with the State of California for acquisition, development, rehabilitation or restoration of the project(s),

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby:

1. Approves the filing of an application for Community Parklands Act of 1986 state grant assistance for the above project(s), and

2. Certifies that said agency understands the assurances and certification in the application form, and

3. Certifies that said agency has or will have sufficient funds to operate and maintain the project(s), and

4. Certifies that said agency will complete the project(s) within three years from date of approval by the state, and

5. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, and so on, which may be necessary for the completion of the aforementioned project(s).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-1334

A RESOLUTION OF INTENTION TO ESTABLISH A PUBLIC FACILITIES DISTRICT FOR THE PURPOSE OF ACQUIRING RIGHT OF WAY AND BUILDING A SIDEWALK AT 2701 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 November 18, 1986 this Council adopted Resolution No. 86-1287 which proposed 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, and

WHEREAS, the City Manager has caused the Director of Engineering Services to prepare and submit to this Council a report dated November 24, 1986, 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 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.

SECTION 2. The report prepared by the Director of Engineering Services dated November 10, 1986, 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 1.

SECTION 3. Notice is hereby given that January 6, 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 1.

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 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside
Mayor Pro Tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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: November 24, 1986

TO: City Clerk

FROM: City Manager

SUBJECT: Formation of Public Facilities District 1, 2701 East Orangeburg

The Council by resolution at the November 18, 1986 Council Meeting concurred with a staff proposal to form Public Facilities District 1 for the purpose of acquiring right of way, demolition of an existing interfering wall and fence, and constructing a curb and sidewalk. The purpose of the improvements is to provide a continuous sidewalk on Orangeburg, a collector street. The requirement for sidewalks at the subject address is in accordance with the criteria established for the Mandatory Sidewalk Program. Sidewalks are necessary for the public safety in that such sidewalks provide a safe haven for pedestrians.

The following information is required by Sections 7-1.804 of the Modesto Municipal Code:

a. Funds to purchase right of way are budgeted in the Miscellaneous Right of Way Account. Construction funds are budgeted in the Sidewalks, Special Assessment Account. The City will advance funds for purchase of the right of way and for construction of facilities. The City will then recoup the funds through assessment procedures. The arrangement is in keeping with the concept that all public improvements, such as sidewalks, shall be the financial responsibility of the property owner.

b. Facilities description: Acquire right of way, demolish existing custom rock fence, construction 100 lineal feet of sidewalk, curb and gutter.

c. Total estimated cost of construction is $10,570 and is shown on the attached estimate and payment schedule.

d. The construction is scheduled to start on or about May 15, 1987 and be completed three weeks thereafter. The estimated total cost is $10,570. The itemized cost is shown on the attached estimate and payment schedule.

e. The Area of Benefit is Parcel 34, Block 1570, shown on the attached map.

f. All public improvements are the responsibility of the property owners. It follows that the property owners is responsible for the 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 right of way. Right of way purchase costs are recouped at the earliest

possible assessment schedule. City sets the interest rate based on the current market. Assessments for sidewalk and curb construction are spread over 10 years in accordance with the policy in the Mandatory Sidewalk Program. No one payment may be less than $50. See the attached estimate and payment schedule.

g. The estimated total cost of the project is $10,570. The entire sum of $10,570 will be advanced by the City. Included in this sum is an estimate of $1,500 damages to reimburse the property owner for the loss or demolition of the existing block wall. The City would assess the property for $9,070 which is the difference between the total cost and the damages. Attention is called to the attached estimate which clearly shows that the property owner would be assessed administrative costs which are included in the total cost of the project.

It is recommended the Council adopt a Resolution of Intention, incorporating the above information, and hold a hearing on January 6, 1987 at 4:00 p.m., in the City Council Chamber; and direct the City Clerk to mail the Resolution of Intention and a notification of hearing to the property owner. (Sections 7-1.805 and 7-1.806 MMC)

Alfred Kaufman

AK:cd
Attachments: Map
Estimate & Schedule

cc: City Attorney
City Clerk
Finance Director
Property Owner
Property Agent

PUBLIC FACILITIES PROJECT 1
COST ESTIMATE AND ASSESSMENT SCHEDULE

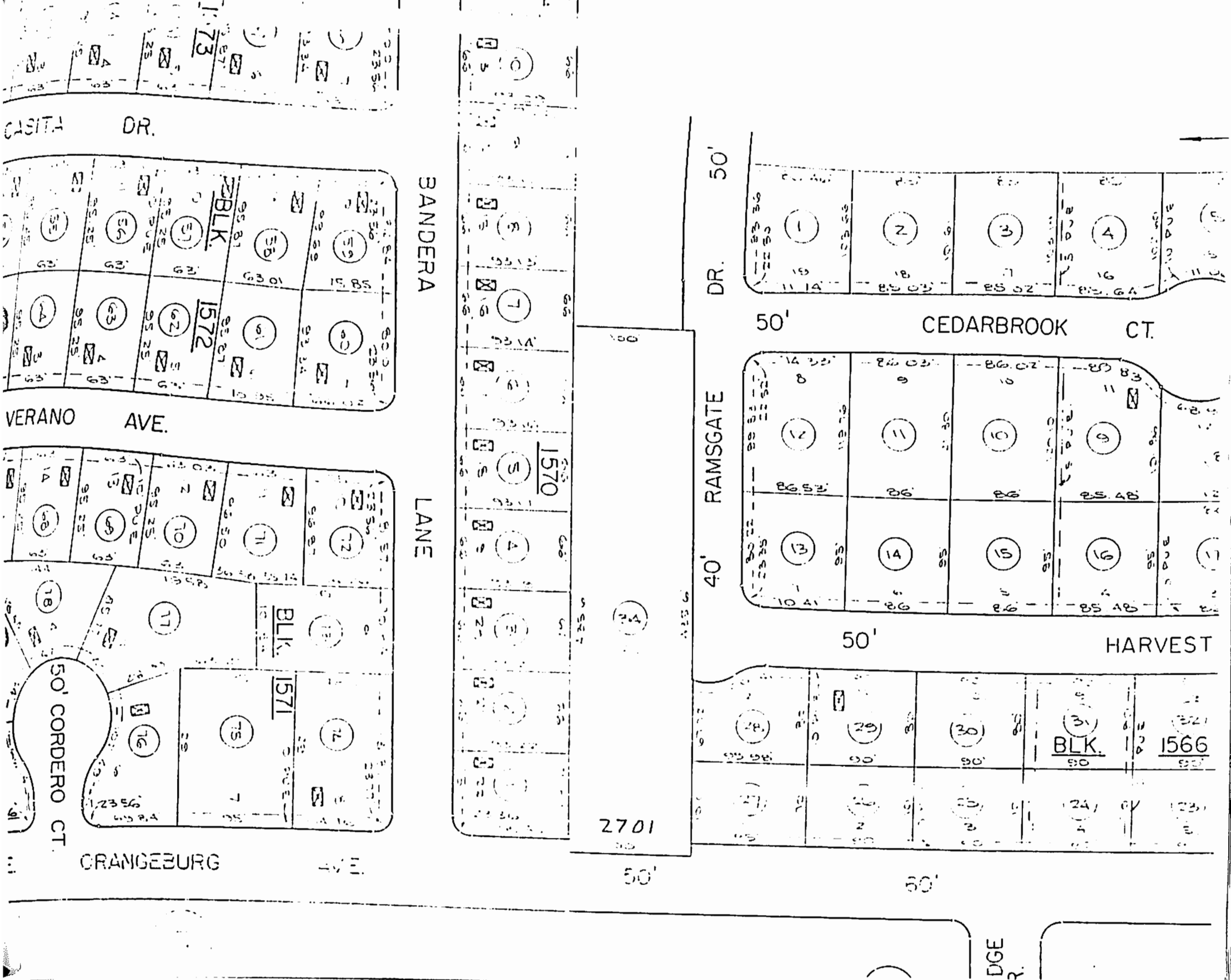
++++ COST ESTIMATE ++++

DAMAGES	1,500	
LAND PURCHASE	4,000	
APPRAISAL	3,000	
PROPERTY AGENT	450	
TOTAL RIGHT-OF-WAY	7,950	
DEMOLITION	500	
CONSTRUCTION	3,100	
INCIDENTAL EXPENSE, CASE 8	110	
TOTAL CONSTRUCTION	3,610	
GRAND TOTAL		10,570
LESS DAMAGES		1,500
TOTAL ASSESSMENT		9,070
INTEREST RATE	8.00	
YEARS SPREAD	10	
START YEAR	1987	

+++++ ASSESSMENT SCHEDULE ++++

SEQUENCE	YEAR	PRINCIPAL PAYMENT	BALANCE DUE	INTEREST PAYMENT	TOTAL PAYMENT
1	1987	6,721	2,349	211	6,932
2	1988	261	2,088	188	449
3	1989	261	1,827	164	425
4	1990	261	1,566	141	402
5	1991	261	1,305	117	378
6	1992	261	1,044	94	355
7	1993	261	783	70	331
8	1994	261	522	47	308
9	1995	261	261	23	284
10	1996	261	0	0	261
TOTAL		9,070			10,127

FILE:PFP1
OCT 6 86


CASITA DR.
VERANO AVE.
ORANGEBURG AVE.
50' CORDERO CT.
BANDERA LANE
RAMSGATE DR.
40'
50'
CEDARBROOK CT.
HARVEST
2701
BLK. 1573
BLK. 1572
BLK. 1570
BLK. 1571
BLK. 1566

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1335

A RESOLUTION GRANTING DRIVEWAY VARIANCES AT THE LAKES SHOPPING CENTER. (R. B. WELTY ASSOCIATES, INC.)

WHEREAS, R. B. Welty Associates, Inc., has applied for driveway variances at the Lakes Shopping Center, located at the northwest corner of Floyd Avenue and Oakdale Road in the City of Modesto, and

WHEREAS, standard driveways consist of concrete driveway approaches over sidewalks, and

WHEREAS, the variances requested are for driveway approaches which resemble street intersections, and

WHEREAS, Section 7-1.401(g) of the Modesto Municipal Code authorizes the City Council to grant driveway variances, and

WHEREAS, the Director of Parking and Traffic, the Director of Planning and Community Development and the Director of Engineering Services have reviewed the requested variances and have recommended changes therein, and

WHEREAS, the Director of Engineering Services has recommended that the Council grant the variances with the changes recommended by the Director of Parking and Traffic and the Director of Planning and Community Development and subject to the condition that construction comply with all details shown on the attached Exhibits A and B, and

WHEREAS, said request for driveway variances at the Lakes Shopping Center was considered by the Council at its meeting of December 9, 1986,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of R. B. Welty Associates, Inc. for driveway variances at the Lakes Shopping Center is hereby granted, subject to the condition that construction comply with all details shown on the attached Exhibits A and B.

2. Certifies that said agency understands the assurances and certification in the application form, and

3. Certifies that said agency has or will have sufficient funds to operate and maintain the project(s), and

4. Certifies that said agency will complete the project(s) within three years from date of approval by the state, and

5. Appoints the City Manager as agent of the City of Modesto to conduct all negotiations, execute and submit all documents including but not limited to applications, agreements, amendments, payment requests, and so on, which may be necessary for the completion of the aforementioned project(s).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor Pro Tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

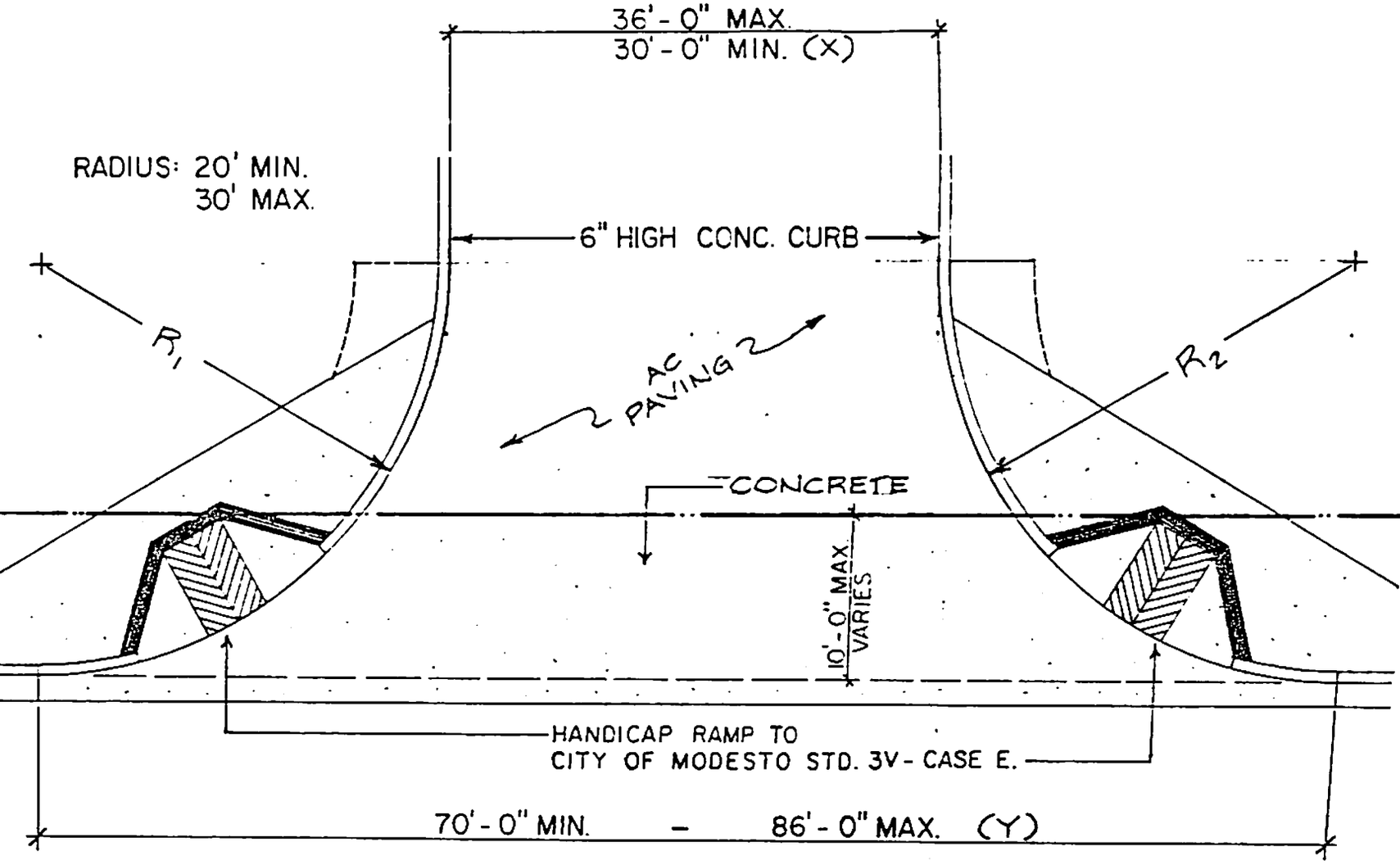
APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

R.B. WELTY & ASSOCIATES, INC. CIVIL ENGINEERS

521 13TH STREET P. O. BOX 1724 MODESTO, CALIFORNIA 95354 TELEPHONE (209) 526-1515

BY DAVE R. DATE 11·5·86 NAME CHK. JOB NO. 55387 SHEET OF



DRIVEWAY		R_1	R_2	X	Y
FLOYD	(A)	20'	20'	36'	76'
FLOYD	(B)	20'	20'	30'	70'
OAKDALE	(C)	25'	25'	36'	86'
OAKDALE	(D)	25'	25'	36'	86'
HASHEM	(E)	20'	30'	30'	80'
HASHEM	(F)	25'	25'	30'	80'

EXHIBIT A

(A) DENOTES PROPOSED LOCATION OF RADIUS RETURN DRIVEWAYS

NOTE: INSTALL STOP SIGN AT ALL EXITS.

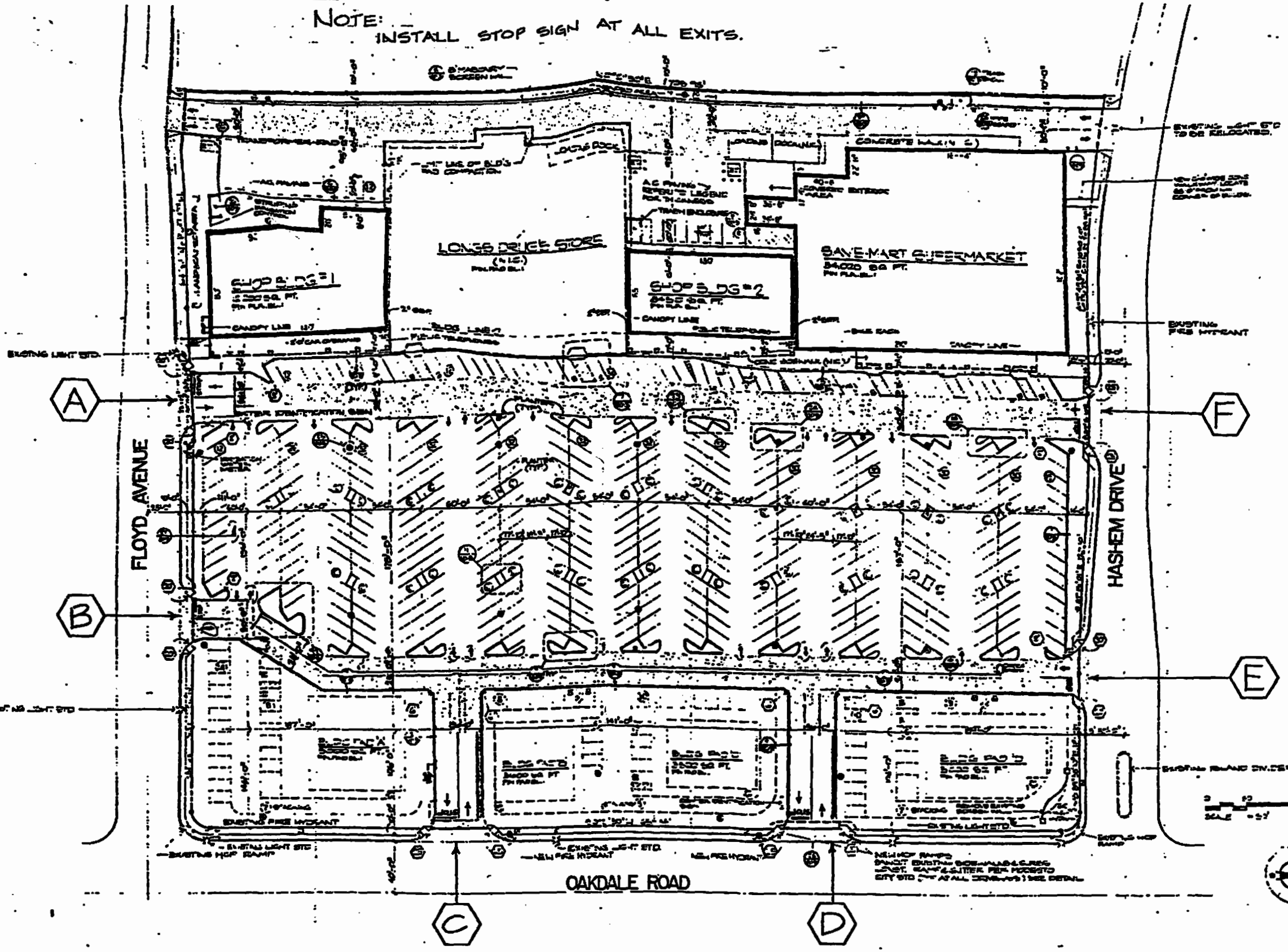


EXHIBIT B

SITE DEVELOPMENT
THE LAKES
MODESTO, CALIFORNIA

SITE PLAN

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1336

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR A CONSTRUCTION PERMIT TO ALLOW THE INSTALLATION OF TWO GROUND WATER MONITORING WELLS IN THE COUNTY RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County for a "Construction Permit" to allow the installation of two ground water monitoring wells in the County right of 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 9th day of December, 19 86, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1337

A RESOLUTION ACCEPTING IMPROVEMENTS IN COUNTRY RANCH ESTATES SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Bright Development , subdividers of Country Ranch Estates Subdivision , have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $728,600 and $364,300 respectively to guarantee improvements in Country Ranch Estates ; and

WHEREAS, the Director of Public Works in a memorandum dated December 9, 1986 , 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 Country Ranch 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 $728,600 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 $364,300 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 9th day of December , 1986 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1338

A RESOLUTION PROTESTING TO THE INTERSTATE COMMERCE COMMISSION THE PROPOSED ABANDONMENT OF BUS SERVICE THROUGH MODESTO BY TRAILWAYS LINES, INC.

WHEREAS, Trailways Lines, Inc., by an application dated November 18, 1986, has applied to the Interstate Commerce Commission for authorization to abandon all of its bus routes in California, including the routes through Modesto, with the exception of the bus routes between Los Angeles and San Bernardino, and Los Angeles and Arizona, and

WHEREAS, in its application to the Interstate Commerce Commission, Trailways proposes to abandon the bus routes on or before April 1, 1987, and

WHEREAS, if Trailways Lines, Inc. abandons its bus routes through Modesto, it will result in a reduction of available bus service to the citizens of Modesto for the use of intercity transportation to and from Modesto, and

WHEREAS, on December 9, 1986, at 7:30 p.m., the Council considered said matter,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby protests to the Interstate Commerce Commission the proposal by Trailways Lines, Inc. to abandon its bus routes in California, including the routes through Modesto, and authorizes the City Manager to sign a formal protest, verified by the Transit Manager, to be presented to the Interstate Commerce Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside
Mayor Pro Tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. 86-1339

A RESOLUTION ACCEPTING IMPROVEMENTS IN REGENCY PARK NO.3 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Regency Park Construction , subdividers of Regency Park No. 3 Subdivision , have filed subdivision bonds for faithful performance and labor and materials in the amount of $291,000 and $145,500 respectively to guarantee improvements in Regency Park No. 3 Subd. ; and

WHEREAS, the Director of Public Works in a memorandum dated December 9, 1986 , 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 Regency Park No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision bond for faithful performance in the amount of $291,000 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 $145,500 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 9th day of December , 1986 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, Patterson, Whiteside, Acting Mayor Sutton
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1340

A RESOLUTION ORDERING THE CHICAGO AVENUE NO. 2 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated November 19, 1986, approved the proposed Chicago 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 Chicago Avenue No. 2 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Chicago 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 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 19, 1986, 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 Chicago 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.

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 9th day of December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, 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 K. Chrisman
Engineering Services Department

DELAMARE-FULTZ
ENGINEERING AND SURVEYING
3421 TULLY ROAD • SUITE J • MODESTO, CA. 95350
TELEPHONE (209) 529-7450

• THOMAS H. DELAMARE
R.C.E. NO. 36341, L.S. 3407
• RICHARD L. FULTZ
R.C.E. NO. 27868, L.S. 3870
• J. STEVEN REICHMUTH
L.S. NO. 4895
• RICHARD C. TATOYAN

July 31, 1986.

CHICAGO AVENUE NO. 2 REORGANIZATION

D E S C R I P T I O N

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:

COMMENCING at the Southwest Corner of said Section 31; thence North 0°50'47" West, along the west line said Southwest Quarter of Section 31, a distance of 76.33 feet to the centerline of Chicago Avenue, as shown on map filed for record in Book 17 of Parcel Maps at Page 94, Stanislaus County Records, being also the Southwest Corner of the CARPENTER-HOUSER ADDITION to the City of Modesto, and the TRUE POINT OF BEGINNING of this description; thence North 89°27'18" East, along said centerline of Chicago Avenue and south line of said CARPENTER-HOUSER ADDITION, a distance of 785.80 feet to the Southeast Corner of said CARPENTER-HOUSER ADDITION; thence North 0°07'43" West, along the east line of said CARPENTER-HOUSER ADDITION, a distance of 661.98 feet; thence South 89°56'06" East 381.60 feet; thence South 1°18'17" West 469.06 feet to the northerly line of 40 foot wide Chicago Avenue; thence South 33°24'43" East 40.00 feet to the southerly line of said Chicago Avenue and the northerly line of Modesto Irrigation District Lateral No. 5; thence westerly along said northerly line of Lateral No. 5, the following two (2) courses:

1. South 56°35'27" West 323.98 feet and
2. South 89°27'18" West 906.54 feet;

thence North 0°50'47" West, along said west line of the Southwest Quarter of Section 31, a distance of 20.00 feet to the point of beginning.

CONTAINING: 5.75 Acres

Exhibit A

PROPONENT'S STATEMENT

The proponents provided the following statement as to their reason for submitting this proposal:

> This reorganization is requested in order to develop the expansion of the Westgate Village Mobile Home Park. The parcel proposed for expansion is presently zoned A-2-10, in the county, which will not permit such expansion.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1341

A RESOLUTION ORDERING THE ROSELAWN-ROUSE NO. 2 REORGANIZATION TO THE CITY OF MODESTO (UNINHABITED).

WHEREAS, the Stanislaus County Local Agency Formation Commission by Resolution dated November 19, 1986, approved the proposed Roselawn-Rouse 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 Roselawn-Rouse No. 2 Reorganization, and

WHEREAS, the Stanislaus County Local Agency Formation Commission by said resolution found that the territory included in the proposed Roselawn-Rouse 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 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 19, 1986, ordered that a mitigated negative declaration be filed, including mitigation measures, 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 Roselawn-Rouse 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.

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 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, 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. Christianson
Engineering Services Department

ROSELAWN-ROUSE NO. 2 REORGANIZATION

All that real property in the State of California, County of Stanislaus, being a portion of the Northwest quarter of Section 5, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the CHEATHAM DRIVE ADDITION (391), as per description filed January 17, 1979, as Instrument 45342, Stanislaus County Records;

1. Thence along the existing City Limits on the Northern line of said ADDITION (391), North 89°45'14" East, 263.72 feet, to the Southwestern corner of the ROSELAWN-ROUSE GOVERNMENTAL REORGANIZATION (424), as per description filed June 26, 1980, as Instrument 79691, Stanislaus County Records;

2. Thence continuing along the existing City Limits on the Western line of said GOVERNMENTAL REORGANIZATION (424), North 00°05'44" West, 330.18 feet, to the most Southerly line of the ROSELAWN NO. 2 GOVERNMENTAL REORGANIZATION (434), as per description filed March 24, 1981, as Instrument 57208, Stanislaus County Records;

3. Thence continuing along the existing City Limits on the Southern line of said GOVERNMENTAL REORGANIZATION (434), South 89°46'09" West, 69.97 feet, to the most Southwesterly corner of the GOVERNMENTAL REORGANIZATION (434);

4. Thence leaving the existing City Limits and along the Northern line of 30.00 foot Rouse Avenue, said line also being a quarter-quarter section line, South 89°46'09" West, 192.12 feet, to the Northwestern corner of Lot 18 of the ROUSE COLONY, as per map filed January 10, 1911 in Volume 5 of Maps, Page 24, Stanislaus County Records;

5. Thence along the western line of said Lot 18 of the Rouse Colony, South 00°11'11" West, 330.26 feet, to the point of beginning, containing 1.993 Acres, more or less.

PROPONENT'S STATEMENT

The proponents provided the following statement as to their reason for submitting this proposal:

> After we annex this property to the City of Modesto we intend to build some duplex units. We wish to have all the public services to comply with the requirements of the City.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1342

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:

Traffic Engineer

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:

Housing Conservationist

Parking and Traffic Superintendent

Parks Crew Leader

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 3. EFFECTIVE DATE. This resolution shall become effective on and after December 9, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

DEFINITION

Under general direction, performs professional traffic engineering work at the full journey level; in the absence of the department head, assumes all responsibilities as acting Director of Parking and Traffic; and performs other related work as required.

DISTINGUISHING CHARACTERISTICS

This is a single position classification responsible for performing professional traffic engineering under the direction of the department head. In the absence of the department head, the incumbent of this position is expected to assume all responsibilities as acting department head.

EXAMPLES OF DUTIES

Performs traffic engineering design calculations for traffic lights, intersections, parking, transportation systems, and related projects; supervises the drafting of construction plans, preparation of contract specifications, and cost estimates; utilizes engineering computer to compute traffic engineering and related computations; makes special traffic engineering studies and prepares reports; performs necessary research, prepares memoranda and writes agenda items for bidding and awarding of contracts; oversees the administration of City traffic engineering 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; assists with the hiring of new personnel by interviewing them and evaluating their qualifications; assigns work, provides training, and evaluates the performance of subordinate personnel; assists with the preparation of the departmental budget and coordinates Capital Improvement Program submittals.

EMPLOYMENT STANDARDS

Experience:

Three (3) years of responsible traffic engineering experience at the professional level. At the time of selection, preference will be given to eligibles who also have related experience overseeing parking responsibilities and a municipal transit system.
(Possession of a master's degree with an emphasis on traffic engineering may be substituted for one (1) year of the required experience.)

and

EMPLOYMENT STANDARDS (Cont.)

Education:

Possession of a valid Certificate of Registration as a Civil Engineer, with a license to practice traffic engineering, issued by the State Board of Registration for Professional Engineers; or the ability to obtain such registration in California within a reasonable time period.

Equivalent to graduation from an accredited four-year college or university with major work in civil engineering, with an option in traffic engineering.
(Additional qualifying experience may be substituted for the required education on a two years for one year basis.)

and

Knowledge of:

- Traffic engineering principles and practices;
- Technical, legal, and financial problems involved in the conduct of municipal traffic engineering programs;
- Methods of preparing designs, plans, specifications, estimates, reports, and recommendations relating to proposed traffic engineering related projects;
- Computer literacy as it applies to traffic systems and where to locate available resources;
- Principles of personnel administration, affirmative action, supervision and training.

and

Ability to:

- Supervise and personally perform the full range of difficult professional traffic engineering assignments
- Officially sign and certify engineering plans, designs, and specifications;
- Prepare technical research work and make detailed analytical reports;
- Examine and interpret plans and specifications and to communicate requirements to architects, contractors, and developers;
- Analyze situations and interpret technical data accurately and recommend an effective course of action;
- Speak and write effectively;
- Assign, direct, and coordinate the work of subordinate personnel;
- Establish and maintain cooperative relationships with those contacted during the course of work.

and

Those appointed will be required to serve a one year 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 a valid Class 3 Driver's License issued by the California Department of Motor Vehicles within one month after appointment.

HOUSING CONSERVATIONIST

DEFINITION

Under general supervision, initiates and maintains contact with property owners and residents interested or eligible for rehabilitation program; relocates participants as required; supervises Housing Advisors; maintains demographic information and assists in grant administration; and does other related work as required.

EXAMPLES OF DUTIES

Conducts environmental review of proposed CDBG projects, as required by Federal regulation, and recommends appropriate mitigation measures, when required; develops and maintains automated systems for the completion of demographic data, participant files, displacement and relocation benefits and tracking systems, and rent monitoring; monitors the percentage of CDBG expenditures that benefit low and moderate income persons; anaylzes the effectiveness of existing City of Modesto CDBG activities and recommends the addition, expansion, or modification of CDBG programs and/or guidelines to address diverse community development needs; writes and produces brochures, video tape segments, and newspaper advertising copy to explain and market CDBG programs to property owners, tenants, and investors and encourage widespread participation in the Citizen Participation Plan; makes initial contact with property owners and residents in Neighborhood Improvement Area; arranges Housing Code inspections by Building inspection Division; facilitates relocation of program participants, including rent disbursements; assists Neighborhood Advisory Committees and other housing committees as directed; prepares Grantee Performance Report, Environmental Review, Housing Assistance Plan, and other reports as necessary by Grant requirements; assigns work, provides training, and evaluates performance of persons assigned to the Housing Program Office as Housing Advisors; may assist the Financial Specialist in preparation of loan requests.

EMPLOYMENT STANDARDS

Experience:

Two (2) years experience with a public agency or public housing/rehabilitation program as an inspector, conservationist, analyst or closely related classification.

or

Three (3) years experience in real estate financing, mortgage financing, systems analysis and data processing, or closely related classification.

and

Education:

Equivalent to graduation from an accredited four-year college or university.

and

Knowledge of:

Federal, state and local housing programs and grants;
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;
Principles and methods of office procedures and practices, including data processing and word processing equipment;
Basic statistical and record-keeping methods;
Landlord tenant regulations;
Applicable health and safety standards.

and

Ability to:

Foster cooperative working relationships with the general public;
Relate to the culture and problems of minority and lower income persons and groups;
Understand and follow oral instructions;
Effectively communicate with administrators, employees, other government officials, and the general public, both orally and in writing;
Learn to prepare completed staff work for oral and written presentations;
Gather data, separate facts and assumptions, and prepare recommendations;
Prepare and write reports with proper spelling and grammar, with well-organized facts and assumptions, and with clear expression;
Prepare statistical charts, graphs, and exhibits;
Work with minimal general supervision;
Set self priorities and structure time;
Adapt with flexibility to unexpected changes in a work situation;
Establish and maintain cooperative working relationships.

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.

Those appointed shall serve twelve a (12) month probation. Satisfactory performance and recommendation of the department head is required for regular status.

DEFINITION

Under direction, to plan, lay-out, and supervise the operations and maintenance of City parking and traffic operations; to assist in supervising a municipal transit system; to perform a variety of grant, special investigation, and budget work; and to do other related work as required.

EXAMPLES OF DUTIES

Plans, supervises, and lays-out the work of personnel assigned to the maintenance and repair of parking facilities, parking meter repair and collections, traffic painting and striping, and street sign installation and repair; drafts agreements with private property owners for the City operation of parking lots; prepares grant applications, environmental statements, and project reports for Federal and State grants; performs a variety of studies and prepares reports requested by the Director of Parking and Traffic; assists with the preparation of departmental operating and Capital Improvement Program budgets; may attend City Manager, Planning Commission, and City Council hearings on budget proposals; assists with the monitoring of budget expenditures for conformance to adopted budgets and drafts fund transfers; investigates and reports on the necessity for traffic, parking, and pedestrian controls and safety as result of suggestions, requests, and complaints; assists with supervision of bus and bus sign operations; reviews traffic accident reports for needed safety improvements; checks new subdivisions for proper and legal traffic controls.

EMPLOYMENT STANDARDS

Experience:

Option I Four (4) years of sub-professional level experience in transit, traffic, or civil engineering.

or

Option II Four (4) years of public works maintenance and repair experience, in parking, sign, traffic light or streets maintenance, with a minimum of two (2) years in a supervisory capacity comparable to Public Works Supervisor I with the City of Modesto.

and

Education:

Equivalent to graduation from an accredited four-year college or university. The preferred upper division course work would be in civil engineering, traffic, computer science or a closely related field.

(Additional qualifying experience may be substituted for the required education on a two years for one year basis).

and

Knowledge of:

- Equipment, materials, methods, and tools used in the maintenance and repair of parking facilities, parking meters, traffic signs, and traffic painting and striping;
- Elements of agreements for the use of privately owned land for the operation of parking facilities;
- Procedures and requirements used in preparing Federal and State grant applications and preparing grant reports;
- Laws, regulations, and policies affecting traffic safety and safety improvement;
- Principles and practices of organization, administration, and management;
- Technical report writing styles;
- Principles of personnel administration, affirmative action, supervision and training:
- Basic mathematics and statistics;
- Computer capabilities and limitations is highly desirable.

and

Ability to:

- Plan, lay-out, and supervise the work of personnel engaged in the maintenance and repair of parking facilities, parking meters, traffic signs, and traffic painting and striping;
- Analyze and interpret factual data;
- Speak and write effectively;
- Perform technical report writing with a high degree of skill and clarity;
- Prepare a variety of oral and written reports;
- Prepare completed staff work for oral and written presentations;
- Assist in supervising a municipal bus system;
- Assist in budget preparation and monitoring of expenditures;
- Investigate complaints regarding traffic safety problems and recommend improvements;
- Review subdivision plans for traffic flow and safety problems;
- Instruct and train subordinate personnel;
- Establish and maintain cooperative relationships with those contacted during the course of work.

and

Those appointed will be required to serve a one year probation. Satisfactory performance and recommendation of the department head is required for regular status.

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.

PARKS CREW LEADER

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 courses; and to do related work as required.

EXAMPLES OF DUTIES

Leads, assigns work to, and participates in the work of a crew engaged in cultivating, watering, and trimming hedges, lawns, trees, and shrubs at an assigned work location; assigns and participates in the work of a crew engaged in the maintenance and upkeep of a golf course; inspects golf course greens and fairways for proper upkeep; controls turf diseases and other abnormalities; aerifies, verti-cuts, and top dresses greens and landscaped areas; insures the proper mowing of fairways; leads and participates in the application of fertilizers, herbicides, and pesticides; assists in the training of other crew members; keeps records and makes reports.

EMPLOYMENT STANDARDS

Experience:

Three years of increasingly responsible experience in parks or golf course maintenance work, preferably with a public agency.

or

One (1) year in the class of Maintenance Worker II in the City of Modesto, preferably with experience by assignment to parks, tree, or golf course maintenance work.

and

Knowledge of:

Methods, tools, materials, equipment and supplies used in gardening, park maintenance and golf course upkeep;
Basic characteristics of plant pests and diseases and techniques for their control;
Operation of a variety of grounds and park maintenance equipment;
Safe work practices and procedures.

and

EMPLOYMENT STANDARDS (Cont.)

Ability to:

- Lead, assign work to, and participate in the work of a crew performing a wide variety of gardening, park maintenance, and golf course maintenance work;
- Use hand and power equipment in performing park maintenance, golf course maintenance, and semiskilled trades work;
- Insure the proper aerification, verti-cutting, and top dressing of golf course greens;
- Perform heavy manual labor, meaning lifting, carrying fifty (50) to one hundred (100) pounds of weight;
- Maintain records and prepare reports;
- Understand and carry out oral and written directions;
- Adapt to changing safety requirements;
- Establish and maintain cooperative working relationships.

and

Possession of an appropriate California operator's license issued by the California Department of Motor Vehicles.

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1343

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 Traffic Engineer, Range 432.0.

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on and after December 9, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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: McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang

NOES: Councilmembers: None

ABSENT: Councilmembers: Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By E. Lynn 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)

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
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
308.0	Police Officer (Trainee Step)
310.0	Police Officer
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

Totals:	14	City Manager, Department Heads
	203	Other
	217	

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1344

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 (ROSINA, TIMOTHY, AND CONEJO AVENUES)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 23, 1986, 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 in such reports.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of December, 1986, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

CONSENT

37. Set hearing December 23, 1986, at 7:30 p.m. on the cost of installation of curb and/or sidewalks at following locations:

    a. Curb and sidewalk at 306 Conejo Avenue, Portion of Block 2184-A (E. Curtis and Lois A. Camp - $1,750)

    b. Sidewalk along Rosina Avenue at 1705 Miller Avenue, Lot 7 of Block 2132-A (Michael and Lisa Delfley, Jr.;- $509)

    c. Curb and sidewalk at 1613 Timothy Avenue, Lot 4 of Block 6133 (Carney and Deborah Lansford - $944)

    d. Curb and sidewalk at 1621 Timothy Avenue, Lot 2 of Block 6133 (Carney and Deborah Lansford - $944)

    e. Curb and sidewalk at 1627 Timothy Avenue, Lot 1 of Block 6133 (Carney and Deborah Lansford - $2,864)

    f. Curb and sidewalk at 1617 Timothy Avenue, Lot 3 of Block 6133 (Carney and Deborah Lansford - $944)

    g. Sidewalk at 207 Rosina Avenue, Lot 5 of Block 2132 (Rose K. Martin - $342)

    h. Sidewalk at 211 Rosina Avenue, Lot 4 of Block 2132 (Rose K. and Robert Joe Martin - $342)

    i. Sidewalk at 1605 Timothy Avenue, portion of Block 6133 (Elizabeth T. Soderstrom - $512)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1345

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

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 13th day of January , 1986 , 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 9th day of December , 1986 , by Councilmember Whiteside , who moved its adoption, which motion being duly seconded by Councilmember Muratore , was upon roll call carried and the recolution adopted by the following vote:

AYES:	Councilmembers:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

CONSENT

38. Set hearing January 13, 1987, at 7:30 p.m. for requirement for construction of curbs and/or sidewalks at the following locations:

    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)

    c. Curb and sidewalk at 2437 E. Orangeburg Avenue, a portion of Block 1437 (Community Pacific Broadcasting)

    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. Cooldige Avenue, a portion of Block 200 (Conrad S. Word)

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1346

AMENDED
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT C. ARTHUR FOR DRAFTING SERVICES FOR WATER AND SEWER RECORD MAPPING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the/amended agreement between the City of Modesto and Robert C. Arthur for drafting services for water and sewer record mapping

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 December, 19 86, 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:	McGrath, Muratore, Patterson, Whiteside, Mayor pro tem Lang
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	Sutton, Mayor Mensinger

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1347

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(411) (BRETHREN COMMUNITY SERVICES).

WHEREAS, a verified application for an amendment to Section 32-3-9 of the Zoning Map was filed by Brethren Community Services on September 30, 1986, to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D, to allow existing church and institutional facilities to continue as a social service center, property located at 918 Sierra Drive on the south side of Sierra Drive and on the east side of Rosedale Avenue, described as follows:

Portion of Southwest 1/4 Section 32, Township 3 South, Range 9 East, City of Modesto, Block 333, Lots 7, 8, 9, 10, 11, 12, 13, 14, and 15.

Including also all of the Eastern one-half of 60.00 foot wide Rosedale Avenue, Southern one-half of 60.00 foot wide Sierra Drive and Western one-half of 20.00 foot wide alleys all immediately adjacent to the above described property.

and

WHEREAS, after a public hearing held on November 17, 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. 86-187, 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 allow on-going use of the church and institutional facilities for a wide variety of important social and community service functions with only the discontinuance of church services.

2. The P-D zone will provide a preferable parking and playground situation by separating the two areas.

and

WHEREAS, after a public hearing held on December 16, 1986, in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, the Council found and determined that the application of Brethren Community Services 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. 86-187 and quoted above, and

WHEREAS, the Council has introduced Ordinance No. 2465 -C.S. on the 16th day of December, 1986, reclassifying the above-described property from Medium Density Residential Zone, R-2, to Planned Development Zone, P-D(411).

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(411), is hereby approved subject to the following conditions:

1. All development shall conform to the plot plan titled "Church of the Brethren" as amended in red, stamped approved by the Planning Commission on November 17, 1986.

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.

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 south property line. Double-sided board shall be installed adjacent to the south 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. All trash shall be kept indoors or 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 R-2 Zone.

7. All conditions of Board of Zoning Adjustment Resolution 731 and City Council Resolutions 79-359 and 80-374 not in conflict with the above shall remain in full force and effect.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(411):

The entire on-site improvements construction program be accomplished in one phase, construction to begin on or before November 17, 1987, and completion to be not later than November 17, 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(411), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Planning and Community Development

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1348

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 32-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-2 TO P-D(411).

WHEREAS, on December 16, 1986 the City Council introduced Ordinance No. 2465-C.S. giving approval to a project relating to an amendment to Section Map 32-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone P-D(411) property located on the south side of Sierra Drive and on the east side of Rosedale 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 32-3-9 of the Zoning Map of the City of Modesto to reclassify from Medium Density Residential Zone, R-2, to Planned Development Zone P-D(411) property located on the south side of Sierra Drive and on the east side of Rosedale Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 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: McGrath, Muratore, Patterson, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1349

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TWO FORKLIFTS

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 forklifts 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 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 16th day of December, 1986, 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. 86-1350

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING SHELVING, WORKBENCHES, AND OFFICE FURNITURE

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for the purchase of shelving, workbenches, and office furniture 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 January 13, 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 16th day of December, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1351

A RESOLUTION ACCEPTING THE BID OF DON HUGHES CONSTRUCTION FOR THE MCHENRY MANSION RESTORATION PHASE II

WHEREAS, Resolution No.86-1201, adopted by the Council of the City of Modesto on October 28, 1986 , approved the plans and specifications for the McHenry Mansion Restoration Phase II

and authorized the calling for bids; and

WHEREAS, the bids received for the McHenry Mansion Restoration Phase II

were opened at 11:05 a.m. on November 18, 1986 , 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 Don Hughes Construction in the amount of $270,457

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Don Hughes Construction in the amount of $270,457

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 December , 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Maurine Coyle
MAURINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1352

A RESOLUTION ACCEPTING THE BID OF JOE MARTIN PIPELINE, INC. FOR THE MERLE AND ROSELLE WATERLINE EXTENSION

WHEREAS, Resolution No. 86-1263, adopted by the Council of the City of Modesto on November 12, 1986, approved the plans and specifications for the Merle and Roselle waterline extension

and authorized the calling for bids; and

WHEREAS, the bids received for the Merle and Roselle waterline extension

were opened at 11:15 a.m. on November 25, 1986, 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 $39,794.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Joe Martin Pipeline, Inc. in the amount of $39,794.50

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 16th day of December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Maxine Coyle
MAXINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1353

A RESOLUTION ACCEPTING THE BID OF MORISOLI CONSTRUCTION FOR THE INSTALLATION OF A TRAFFIC SIGNAL ON STANDIFORD AVENUE AT PRESCOTT ROAD

WHEREAS, Resolution No. 86-1204, adopted by the Council of the City of Modesto on October 28, 1986, approved the plans and specifications for the installation of a traffic signal on Standiford Avenue at Prescott Road and authorized the calling for bids; and

WHEREAS, the bids received for the installation of a traffic signal on Standiford Avenue at Prescott Road were opened at 11:00 a.m. on December 9, 1986, 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 Morisoli Construction in the amount of $80,000 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Morisoli Construction in the amount of $80,000 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 16th day of December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1354

A RESOLUTION ACCEPTING THE BID OF CONTINENTAL LANDSCAPING FOR LANDSCAPE MAINTENANCE SERVICES

WHEREAS, Resolution No. 86-1266 adopted by the Council of the City of Modesto on November 12, 1986, approved the plans and specifications for the landscape maintenance services for pump stations and lift stations and authorized the calling for bids; and

WHEREAS, the bids received for the landscape maintenance services for pump stations and lift stations were opened at 3:00 p.m. on December 9, 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 Continental Landscaping in the amount of $17,640 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Continental Landscaping in the amount of $17,640 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 December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1355

A RESOLUTION ACCEPTING THE BID OF BAY-CAL EQUIPMENT, INC. FOR FURNISHING ONE LOADER/BACKHOE

WHEREAS, Resolution No. 86-1151 adopted by the Council of the City of Modesto on October 7, 1986, approved the plans and specifications for the purchase of one loader/backhoe and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one loader/backhoe were opened at 3:00 p.m. on November 4, 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 Bay-Cal Equipment, Inc. in the amount of $22,440 including trade-in be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Bay-Cal Equipment, Inc. in the amount of $22,440 including trade-in 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 December, 1986, 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. 86-1356

A RESOLUTION ACCEPTING THE BIDS OF L.M. MORRIS FOR ITEM 1, JHL OFFICE INTERIORS FOR ITEM 2, AND WARDEN'S OFFICE FOR ITEM 3 ON PANEL SYSTEM WORKSTATIONS

WHEREAS, Resolution No. 86-1206 adopted by the Council of the City of Modesto on October 28, 1986, approved the plans and specifications for the purchase of panel system workstations

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of panel system workstations

were opened at 3:00 p.m. on November 25, 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 bidsof L.M. Morris, Item 1, for $4,476.22; JHL Office Interiors, Item 2, for $7,741.18; and Warden's Office, Item 3, for $6,162.63, be accepted as the lowest responsible bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bidsof L.M. Morris, JLH Office Interiors and the Warden's Office 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 December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1357

A RESOLUTION RESCINDING AWARD OF CONTRACT TO C.W. DELTA ROOFING, INC. AND FORFEITING BID BOND FOR "REROOF OFFICE BUILDING NO. 2 MODESTO CITY-COUNTY AIRPORT"

WHEREAS, bids were opened September 30, 1986, for reroofing of the office building No. 2 at the Modesto City-County Airport; and

WHEREAS, award of a contract in the amount of $21,200.00 was made to C.W. Delta Roofing, Inc. on October 14, 1986 by Resolution No. 86-1187; and

WHEREAS, C.W. Delta Roofing, Inc. has failed to furnish the required contract bonds for the project within the time required by the specifications, and staff recommends rescinding the award of contract and forfeiture of C.W. Delta Roofing's bid bond in the amount of $2,120.00.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the award of contract to C.W. Delta Roofing, Inc. for "Reroof Office Building No. 2, Modesto City-County Airport" is hereby rescinded.

BE IT FURTHER RESOLVED that the bid bond submitted by C.W. Delta Roofing in the amount of $2,120.00 is hereby forfeited.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	None

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1358

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING ISSUANCE OF A PURCHASE ORDER NOT TO EXCEED $21,000 FOR THE REROOFING OF BUILDING NO. 2 AT THE MODESTO CITY-COUNTY AIRPORT

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the reroofing of Building No. 2 at the Modesto-City County Airport is hereby waived.

BE IT FURTHER RESOLVED that a purchase order not to exceed $21,000 for the reroofing of Building No. 2 at the Modesto City-County Airport, 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 December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1359

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBSTATION "A" AT THE WATER QUALITY CONTROL PLANT AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering, that the construction of substation "A" at the Water Quality Control Plant has been completed by Con J. Franke Electric in accordance with the contract agreement dated May 21, 1985.

NOW, THEREFORE, BE IT RESOLVED that the construction of Substation "A" at the Water Quality Control Plant

be accepted from said contractor, Con J. Franke Electric; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $142,630.63 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 16th day of December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1359A

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WELLS FARGO BANK, N.A., A NATIONAL BANKING ASSOCIATION FOR PURCHASE OF THE CROCKER BANK BUILDING AT 850 10TH STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wells Fargo Bank, N.A., A National Banking Association for purchase of the Crocker Bank building at 850 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 23rd day of December, 1986, 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. 86-1360

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO APPROVING CAPITAL IMPROVEMENT FINANCING PROCEEDINGS AND AUTHORIZING EXECUTION OF RELATED DOCUMENTS AND SALE OF CERTIFICATES OF PARTICIPATION

WHEREAS, the City of Modesto (the "City") proposes to undertake various capital improvements within the City through fiscal year 1989-1990, the estimated cost of which is approximately $4,000,000, as such capital improvements are set forth in the summary attached hereto, and in addition the City is proceeding to acquire certain land and related improvements to be used as a City Hall annex, and

WHEREAS, after reviewing various alternatives relating to the financing of such land and improvements, the City Council has determined that it is in the best interests of the City to finance the same through the issuance of tax-exempt Certificates of Participation, and

WHEREAS, the Council wishes at this time to authorize all proceedings relating to the issuance and sale of such Certificates of Participation and the execution and delivery of all agreements and documents relating thereto,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Modesto as follows:

Section 1. Authorization to Issue and Sell Certificates of Participation. The City Council hereby authorizes the issuance of Certificates of Participation in the aggregate principal amount of not to exceed $4,500,000 for the purpose of providing funds to finance all or any

portion of the capital improvement program of the City for fiscal years 1987-1988, 1988-1989 and 1989-1990, and to finance all or any portion of the cost of acquiring and improving the proposed City Hall annex. Said Certificates of Participation are hereby authorized to be sold to First California Regional Securities, Inc. (the "Underwriter") at a rate of interest of not to exceed nine percent (9%) per annum and for a purchase price not less than ninety-six percent (96%) of the par value thereof.

Section 2. Authorization of Related Documents. The City Council hereby authorizes the execution by the City Manager or his designees and the City Clerk of any and all documents, and the undertaking by the City of all transactions, necessary to accomplish the issuance of said Certificates of Participation and the financing to be accomplished thereby. Upon the recommendation of the Finance Director, such agreements may include, but shall not be limited to, a Trust Agreement relating to the terms and provisions of such Certificates of Participation, a Lease Agreement between the City and a financing entity selected by the Finance Director relating to the lease of property (which may include any or all of the property to be financed), and an Acquisition Agreement between the City and such financing entity relating to the sale by the City to such financing entity of any existing City assets which are subject to the Lease Agreement. In addition, the City Council hereby authorizes the execution and delivery by the Finance Director of an agreement with the Underwriter to purchase said Certificates of Participation, within the limitations imposed by this Resolution. The City Council hereby approves the preparation and distribution by the Underwriter of a Preliminary Official Statement describing said Certificates of Participation, in form and substance to be approved by the Finance Director.

Section 3. Official Actions. The City Manager or his designees and the City Clerk and all other officers of the City are each authorized and directed in the name and on behalf of the City to execute 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 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 16th day of December, 1986, 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: _____
JUDY C. HALL, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
STAN T. YAMAMOTO
Acting City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1361

A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT/HARRY SHAM FIELD, AND SUPERSEDING RESOLUTION NO. 84-945.

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 $.22 per square foot per month
Hangar No. 2	$ 540.00	per month ($.09 per square foot per month) plus office space at $.22 per square foot per month
Hangar No. 3	$ 360.00	per month ($.10 per square foot per month) plus office space at $.22 per square foot per month
Hangar No. 4	$ 480.00	per month ($.10 per square foot per month) plus office space at $.22 per square foot per month
Hangar No. 5	$ 600.00	per month ($.10 per square foot per month) plus office space at $.22 per square foot per month
Hangar No. 6	$ 360.00	per month ($.10 per square foot per month) plus office space at $.22 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. 84-945 adopted by the City Council on December 4, 1984.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, 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. 86-1362

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LARRY A. AND PATRICIA L. ASKEW AND DAVID AND SANDRA MESENHIMER, INDIVIDUALS DBA MODESTO FLIGHT CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Larry A. and Patricia L. Askew and David and Sandra Mesenhimer, individuals, dba Modesto Flight Center for lease at 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 16th day of December, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1363

A RESOLUTION APPROVING THE FINAL MAP OF THE CEDAR CREEK ESTATES NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Cedarbrook Homes, Inc., a California corporation, is/~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.143 acres, known as the Cedar Creek Estates No. 2 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 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 16th day of December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, 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. 86-1364

A RESOLUTION APPROVING THE FINAL MAP OF THE CAPE COD ESTATES NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, PAN CAPITAL, a California corporation

is (~~are~~) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.469 acres, known as the CAPE COD 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 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 CAPE COD 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 16th day of December, 1986, 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, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, 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. 86-1365

A RESOLUTION ACCEPTING IMPROVEMENTS IN ORANGEBURG GARDENS UNIT NO. 1 SUBDIVISION AND AUTHORIZING RELEASE OF IRREVOCABLE COMMITMENT OF FUNDS

WHEREAS, Horn Construction , subdividers of Orangeburg Gardens Unit No. 1 Subdivision have filed Irrevocable Commitment of Funds for faithful performance and labor and materials in the amount of $265,600 and $132,800 respectively to guarantee improvements in Orangeburg Gardens No.1 ; and

WHEREAS, the Director of Public Works in a memorandum dated December 16, 1986 , 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 Orangeburg Gardens Unit No. 1 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 $265,600 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 $132,800 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 16th day of December , 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1366

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 RIVERSIDE NEIGHBORHOOD PARK MASTER PLAN.

WHEREAS, on December 16, 1986 the City Council by motion approved a project relating to the Riverside Neighborhood Park Master Plan, property located east of North Riverside Drive and north of El Pasado 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 the Riverside Neighborhood Park Master Plan, property located east of North Riverside Drive and north of El Pasado Drive.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16 day of December, 1986, 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, Muatore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, Patterson

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1367

A RESOLUTION APPROVING THE REQUEST BY THE KING-KENNEDY MEMORIAL CENTER BOARD FOR CITY FINANCIAL ASSISTANCE FOR JUNE TEENTH DAY TO BE HELD ON JUNE 13, 1987, AT MELLIS PARK.

WHEREAS, the King-Kennedy Board of Directors, by letter dated November 7, 1986, requested financial assistance from the City of Modesto for the purpose of purchasing liability insurance for the June Teenth Day to be held on June 13, 1987, at Mellis Park, and

WHEREAS, said request for financial assistance was considered by the City Council at its meeting held on December 16, 1986.

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, Inc. for the purpose of purchasing liability insurance for the June Teenth Day to be held on June 13, 1987, at Mellis Park. Said contribution shall be for the amount of the premium for said liability insurance, but shall not exceed the amount of $1208.00.

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 16th day of December, 1986, 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: McGrath, Muratore, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: Lang, Patterson

ATTEST: Maurine Coyle
MORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1368

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO FUND THE COST OF LIABILITY INSURANCE FOR THE KING-KENNEDY CENTER BOARD OF DIRECTORS' "JUNE TEENTH DAY"

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

FROM:	General Fund Contingency Reserve (010 800 8000 8003	$608
TO:	King-Kennedy Center Board (010 501 6302 1025.00	$608

This transfer is needed to fund the cost of liability insurance for the King-Kennedy Center Board of Directors' "June Teenth Day" celebration event scheduled for June, 1987. While $600 is already budgeted for this purpose, the estimated cost of insurance for the event is now estimated at $1,208.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th **day of** December, **19**86, **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, Mayor Mensinger
NOES:	**Councilmembers:**	None
ABSENT:	**Councilmembers:**	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1369

A RESOLUTION ESTABLISHING THE CITY OF MODESTO YOUTH COMMISSION AND SUPERSEDING RESOLUTION NO. 74-352.

WHEREAS, the opportunities for young people to participate actively in governmental processes are limited, and

WHEREAS, no formal organization or method exists in the City of Modesto to have young people's views, ideas and recommendations expressed in the development of programs and policies, and

WHEREAS, young people can, through active participation in programs of decision making and planning, learn their responsibilities in the community, and

WHEREAS, the City Council of the City of Modesto recognizes the need to communicate with young people for the purpose of developing programs to meet their needs, and

WHEREAS, the Committee on Youth Involvement in City Government composed of young people from the high schools of Modesto has recommended that a youth commission be established by the City of Modesto to meet the above expressed needs,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. There is hereby established an advisory commission to be known as the City of Modesto Youth Commission.

2. The Commission shall consist of two (2) commissioners from each high school located in the Modesto High School District of Stanislaus County, California, including private and parochial schools.

THIS RESOLUTION WAS RESCINDED BY MODESTO CITY COUNCIL RESOLUTIONS NO. 2022-290

3. Effective June 1987, each school shall appoint two representatives to serve on the commission. One for a term of one year through June 1988, and one for a term of two years through June 1989. Thereafter each school shall select one representative for a term of two years. Should a commissioner become unable to finish a term, a replacement will be appointed for the duration of the term.

4. The commissioners shall be appointed by the City Council. The presidents of the student bodies of each of the high schools and the seniors on the Inter-High Council and the outgoing Commission members shall meet as a selection board and recommend students who are interested in being on the Commission to the City Council for appointment as commissioners. In order to be appointed and serve as a commissioner a student must:

(a) Live within the boundaries of the Modesto High School District of Stanislaus County, California.

(b) Be a full-time student enrolled at one of the high schools located in the Modesto High School District of Stanislaus County, California, including private and parochial schools.

(c) Be under the age of eighteen (18) years at the time of appointment.

5. The Commission shall adopt such rules and regulations as are necessary or convenient for the carrying out of its duties. Said rules and regulations shall provide for the election of officers, attendance of members at meetings, times and places of meetings and such other matters as may be appropriate.

6. The City manager shall provide staff assistance to the Commission.

7. The Commission shall have the following duties:

(a) Advise the City Council concerning the needs of the youth in the City of Modesto.

(b) Make recommendations to the City Council concerning agenda items affecting youth.

(c) Work with city staff to promote better youth services and to solve problems involving youth in the community.

(d) Represent the City of Modesto to other youth organizations in other communities and areas.

(e) Work with other community organizations to promote better youth services.

(f) Act as advisors to other city commissions concerning youth oriented problems and programs.

BE IT FURTHER RESOLVED that this resolution supersedes and replaces Resolution No. 74-352 adopted by the Council on May 6, 1974.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of December, 1986, 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, Mayor Mensinger

NOES: Councilmembers: None

ABSENT: Councilmembers: McGrath, 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. 86-1370

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EDWARD T. AND NINA L. FARIA FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY LIMITS AT 2024 WOODLAND AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Edward T. and Nina L. Faria for water service to property outside the City limits at 2024 Woodland Avenue, located on the south side of Woodland Avenue between Yellowstone and Rosemore 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 16th day of December, 19 86, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1371

A RESOLUTION APPROVING A GRANT APPLICATION FOR FEDERAL FUNDING TO UPDATE THE MODESTO AIRPORT MASTER PLAN

WHEREAS, the 1986-87 Airport Capital Improvement Program includes a project for updating the Airport Master Plan; and

WHEREAS, it is anticipated that this Master Plan update will cost $50,000 of which the Federal Aviation Administration (FAA) will fund $45,000 (90%) and the City $5,000 (10%).

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the application for Federal Assistance to update the Modesto Airport Master Plan is hereby approved, and the execution and submittal of said application by the City Manager 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 December, 1986, 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, Mayor Mensinger
NOES:	Councilmembers:	None
ABSENT:	Councilmembers:	McGrath, Patterson

ATTEST: Norrine Coyle
NORRINE COYLE, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1372

A RESOLUTION APPOINTING MEMBERS OF THE MODESTO YOUTH COMMISSION

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 terms as indicated:

Beyer High School

Erin Higby
Term to expire 6/1/87

Central Catholic High School

John Souza
Term to expire 6/1/87

Kristine Van Tress
Term to expire 6/1/87

Davis High School

Kate Renwick
Term to expire 6/1/87

Stephanie Acker
Term to expire 6/1/87

Downey High School

Hilary Jensen
Term to expire 6/1/87

Jennifer Henry
Term to expire 6/1/87

Modesto Christian High School

Tiffany Coodey
Term to expire 6/1/87

Jim Munoz
Term to expire 6/1/87

Modesto High School

Debbie Vermeulen
Term to expire 6/1/87

Sean Caster
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 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 16th day of December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO.86-1373

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 ACQUISITION OF THE FORMER CROCKER BANK BUILDING PROPERTY LOCATED AT THE SOUTHEAST CORNER OF 10TH AND I STREETS IN THE CITY OF MODESTO TO BE DEVELOPED FOR CITY OFFICE USE WITH ASSOCIATED OFFSTREET PARKING.

WHEREAS, on December 16, 1986, the City Council adopted Resolution No. 1359A giving approval to a project relating to the acquisition of the former Crocker Bank Building property located at the southeast corner of 10th and I Streets in the City of Modesto to be developed for City office use with associated offstreet parking, and

WHEREAS, the City Council certifies that at its Council meeting of December 23, 1986, 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 the acquisition of the former Crocker Bank Building property located at the southeast corner of 10th and I Streets in the City of Modesto to be developed for City office use with associated offstreet parking.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1986, by Councilmember Sutton, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1374

A RESOLUTION GRANTING AN APPEAL TO THE DECISION OF THE ENVIRONMENTAL ASSESSMENT COMMITTEE REQUIRING AN ENVIRONMENTAL IMPACT REPORT FOR THE DRY CREEK MEADOWS VESTING TENTATIVE SUBDIVISION MAP AND ISSUING A MITIGATED NEGATIVE DECLARATION FOR THE PROJECT.

WHEREAS, on November 19, 1986, the City of Modesto's Environmental Assessment Committee reviewed the Dry Creek Meadows vesting tentative subdivision map ("the project") and found that an Environmental Impact Report was required because the project may have a significant effect on the environment because of traffic impacts pertaining to the variation from the adopted Yosemite Neighborhood zoning and development collector street system, and potential conflicts with the new Circulation Element update specifically as it relates to the six-lane perimeter roadway alignment as adopted by the City Council, and

WHEREAS, pursuant to the provisions of Section 4-10.02 of the Modesto Municipal Code, an appeal to the decision of the Environmental Assessment Committee's requirement of an Environmental Impact Report was filed with the Office of the City Clerk by Mid-Valley Engineering on behalf of Dry Creek Investments, by letter dated November 19, 1986, 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 December 23, 1986, at 7:30 p.m., and

WHEREAS, after said public hearing held on December 23, 1986, the Council has found and determined that the developer of the project has agreed to modify its project to accommodate the new expressway loop roadway alignment and has agreed to submit a revised subdivision map complying with the neighborhood zoning and development plan and the City's recently adopted Circulation Element, and

WHEREAS, the Council has further found and determined that the revised subdivision map to be submitted will mitigate the factors identified by the Environmental Assessment Committee for an Environmental Impact Report,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that based on the findings and determinations set forth above, it does hereby grant the appeal of Mid-Valley Engineering on behalf of Dry Creek Investments, the developer of Dry Creek Meadows vesting tentative subdivision map, to the decision of the City of Modesto's Environmental Assessment Committee requiring an Environmental Impact Report for said project, and

BE IT FURTHER RESOLVED that the Council further finds and determines that although the project could have a significant effect on the environment, there will not be a significant effect in this case because of the mitigation that will occur by the submittal of a revised subdivision map complying with the neighborhood zoning and development plan and the City's recently adopted Circulation Element and, therefore, the Council does hereby issue a Mitigated Negative Declaration on the project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1986, 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 David J. Ferrante, for
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1375

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 20-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO RECLASSIFYING CERTAIN PROPERTY LOCATED THEREON FROM R-1 TO R-2.

WHEREAS, on December 23, 1986 the City Council introduced Ordinance No. 2466-C.S. giving approval to a project relating to an amendment to Section Map 20-3-9 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 north side of West Roseburg Avenue east of Tully 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 20-3-9 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 north side of West Roseburg Avenue east of Tully Road.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1376

A RESOLUTION DENYING THE APPEAL OF RAYMOND C. ABST AND SHIRLEY M. ABST TO A DECISION OF THE BOARD OF ZONING ADJUSTMENT DENYING A VARIANCE FOR RETENTION OF A PATIO COVER ENCROACHING INTO A SETBACK AREA, LOCATED AT 901 BRADY AVENUE IN THE CITY OF MODESTO, AND UPHOLDING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT.

WHEREAS, an application for a variance from the provisions of Section 10-2.510(d) of the Modesto Municipal Code to permit retention of a wall connection and an encroaching patio enclosure was filed by Mr. and Mrs. Raymond C. Abst on September 26, 1986, and

WHEREAS, a public hearing was held by the Board of Zoning Adjustment on October 23, 1986, and continued to November 20, 1986 in the City Council Chambers, City Hall, 801 11th Street, Modesto, California, at which hearings evidence, both oral and documentary, was received and considered, and

WHEREAS, the Board of Zoning Adjustment on November 20, 1986, by Resolution No. 1284, denied a variance for retention of a patio cover encroaching into a setback area, located at 901 Brady Avenue in the City of Modesto, for the following reason:

> That pertaining to the patio enclosure there are no special circumstances applicable to the property which would give rise to further side-yard encroachments and strict application of the provisions of the Zoning Regulations will not deprive the applicant of practical use of the property,

and

WHEREAS, an appeal was filed by Raymond C. Abst and Shirley M. Abst with the City Clerk of the City of Modesto by letter dated December 4, 1986, to the decision of the Board of Zoning Adjustment denying a variance for retention of a patio cover encroaching into a setback area, located at 901 Brady Avenue in the City of Modesto, and

WHEREAS, said appeal was set for public hearing before the Council of the City of Modesto at its regular meeting placed located in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, at 7:30 p.m., on December 23, 1986, and

WHEREAS, after hearing evidence both oral and documentary, the Council found and determined that said appeal to the denial of the variance for retention of a patio cover encroaching into a setback area, located at 901 Brady Avenue in the City of Modesto, should be denied and the decision of the Board of Zoning Adjustment should be affirmed for the reason set forth in Board of Zoning Adjustment Resolution No. 1284 and quoted below,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Raymond C. Abst and Shirley M. Abst to the decision of the Board of Zoning Adjustment denying a variance for retention of a patio cover encroaching into a setback area, located at 901 Brady Avenue in the City of Modesto, is hereby denied and the decision of the Board of Zoning Adjustment is hereby affirmed for the following reason:

> There are no special circumstances applicable to the property which would give rise to further side-yard encroachments and strict application of the provisions of the Zoning Regulations will not deprive the applicant of practical use of the property.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1986, 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, Sutton, Whiteside, Mayor Mensinger

NOES: Councilmembers: McGrath, Patterson

ABSENT: Councilmembers: Muratore

ATTEST: _____
NORRINE COYLE, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1377

A RESOLUTION ADOPTING REVISED SCHEDULES 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 after holding a public hearing thereon, and

WHEREAS, the City Council has previously, by Resolution No. 86-6, adopted a schedule of rates and charges for garbage service in the City of Modesto, and

WHEREAS, the City staff has recommended to the City Council revised schedules of rates and charges for garbage service in the City of Modesto, commencing January 1, 1987, and

WHEREAS, by Resolution No. 85-920 adopted on November 18, 1986, December 9, 1986, at 7:30 p.m. was set as the time and place for consideration of said recommended revised schedules of rates and charges for garbage service in the City of Modesto, and

WHEREAS, at said date and time said public hearing was continued by motion to December 23, 1986, at 7:30 p.m., and

WHEREAS, a public hearing was held at said time and place, at which time evidence, both oral and documentary, was received and considered, and

WHEREAS, it was found and determined by the Council of the City of Modesto that the existing schedule of rates and charges for garbage service in the City of Modesto should be revised,

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 January 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 Resolution No. 86-6 is hereby rescinded, effective December 31, 1986.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23 day of December, 1986, 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 Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

No. of Containers	Number of collections per week 1	2	3	4	5	6
1.	4.75	9.50	14.25	19.00	23.75	28.50
2.	7.45	14.90	22.35	29.80	37.25	44.70
3.	10.15	20.30	30.45	40.60	50.75	60.90
4.	12.85	25.70	38.55	51.40	64.25	77.10
5.	15.55	31.10	46.65	62.20	77.75	93.30
6.	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. 86-1378

A RESOLUTION ACCEPTING THE BID OF FLOYD JOHNSTON CONSTRUCTION, INC. FOR REMOVAL AND REPLACEMENT OF THE BRIDGE CROSSING OF M.I.D. LATERAL NO. 5 AT CALIFORNIA AVENUE

WHEREAS, Resolution No. 86-1235, adopted by the Council of the City of Modesto on November 4, 1986, approved the plans and specifications for the removal and replacement of the bridge crossing of M.I.D. Lat.No. 5 at California Ave. and authorized the calling for bids; and

WHEREAS, the bids received for the removal and replacement of the bridge crossing of M.I.D. Lateral No. 5 at California Avenue were opened at 11:15 a.m. on December 2, 1986, 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 Floyd Johnston Construction, Inc. in the amount of $119,008.90 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Floyd Johnston Construction, Inc. in the amount of $119,008.90 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 23rd day of December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1379

A RESOLUTION ACCEPTING THE BID OF FLOYD JOHNSTON CONSTRUCTION, INC. FOR THE REMOVAL AND REPLACEMENT OF THE BRIDGE CROSSING AT M.I.D. LATERAL NO. 6 AT TULLY ROAD

WHEREAS, Resolution No 86-1265, adopted by the Council of the City of Modesto on November 12, 1986, approved the plans and specifications for the removal and replacement of the bridge crossing at M.I.D. Lateral No. 6 at Tully Road and authorized the calling for bids; and

WHEREAS, the bids received for the removal and replacement of the bridge crossing at M.I.D. Lateral No. 6 at Tully Road were opened at 11:15 a.m. on December 9, 1986, 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 Floyd Johnston Construction, Inc. in the amount of $181,872 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Floyd Johnston Construction, Inc. in the amount of $181,872 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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1380

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1986-87 FISCAL YEAR TO PROVIDE ADDITIONAL FINANCING FOR THE TULLY ROAD CANAL CROSSING (FEDERAL AID PROJECT).

WHEREAS, the City of Modesto and the State of California Department of Transportation have an agreement providing for Federal Funding of 80% of the cost of construction of the Tully Road Canal Crossing, and

WHEREAS, the City of Modesto and the County of Stanislaus have a cooperative agreement sharing the remaining 20% of the project costs equally,

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 1986-87 fiscal year:

1. The Amount of $0 now estimated in Revenue Source No. 070-430-3504 Federal Share of Street Projects, of the Special Gas Tax Street Improvement Fund, be increased by $66,882 to $66,882.

2. The amount of $0 now estimated in Revenue Source No. 070-430-3310 County Share of Street Projects, of the Special Gas Tax Street Improvement Fund, be increased by $9,735 to $9,735.

3. The amount of $92,000 now appropriated in Account No. 070-430-G296, Tully Road at Lateral #6 Canal Crossing, of the Special Gas Tax Street Improvement Fund, be increased by $76,617 to $168,617.

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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1381

A RESOLUTION ACCEPTING THE BID OF TRI COUNTY BUILDERS, INC. FOR CONSTRUCTION OF MELLIS PARK MASONRY WALL

WHEREAS, Resolution No.86-1205 adopted by the Council of the City of Modesto on October 28,1986 , approved the plans and specifications for the construction of Mellis Park masonry wall and authorized the calling for bids; and

WHEREAS, the bids received for the construction of Mellis Park masonry wall were opened at 11:10 a.m. on November 25, 1986 , 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 , Inc. in the amount of $17,552.58 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, Inc. in the amount of $17,552.58 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 December , 1986 , 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1382

A RESOLUTION ACCEPTING THE BID OF PHILLIPS GENERAL CONSTRUCTION FOR THE CONSTRUCTION OF THE CORPORATION YARD VEHICLE WASH FACILITY

WHEREAS, Resolution No. 86-1264, adopted by the Council of the City of Modesto on November 12, 1986, approved the plans and specifications for the construction of the Corporation Yard vehicle wash facility and authorized the calling for bids; and

WHEREAS, the bids received for the construction of the Corporation Yard vehicle wash facility were opened at 11:05 a.m. on December 2, 1986, 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 Phillips General Construction in the amount of $137,148 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Phillips General Construction in the amount of $137,148 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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1383

A RESOLUTION REJECTING ALL BIDS FOR THE CITY CORPORATION YARD EXPANSION, AND OPENED IN THE OFFICE OF THE CITY CLERK ON NOVEMBER 25, 1986

WHEREAS, Resolution No. 86-1200, adopted by the Council of the City of Modesto on October 28, 1986, approved the plans and specifications for the City Corporation Yard expansion, and authorized the call for bids; and

WHEREAS, the bids received for the City Corporation Yard expansion were opened at 11:00 a.m. on November 25, 1986, and later tabulated by the Director of Engineering for the consideration of the Council; and

WHEREAS, the low bid received was 41.6% above the architect's estimate, and it is staff's recommendation the bids be rejected and the project be re-bid at a later date.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that all bids received for the City Corporation Yard expansion, and opened in the office of the City Clerk on November 25, 1986, are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1384

A RESOLUTION ACCEPTING THE BID OF ACTION EQUIPMENT COMPANY FOR FURNISHING ONE AIR COMPRESSOR

WHEREAS, Resolution No. 86-1234, adopted by the Council of the City of Modesto on November 4, 1986, approved the plans and specifications for the purchase of one air compressor

and authorized the calling for bids; and

WHEREAS, the bids received for the furnishing of one air compressor

were opened at 3:00 p.m. on December 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 Action Equipment Company in the amount of $6,126

be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Action Equipment Company in the amount of $6,126

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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1385

A RESOLUTION ACCEPTING THE REPAIR OF THE OUTFALL TRUNK SEWER AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the repair of the outfall trunk sewer

has been completed by San Con Engineering
in accordance with the contract agreement dated May 6, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the repair of the outfall trunk sewer

be accepted from said contractor, San Con Engineering ; that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $397,099 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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1386

A RESOLUTION ACCEPTING THE REMODELING OF THE CITY OF MODESTO CORPORATION YARD LUNCHROOM AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the remodeling of the City of Modesto Corporation Yard lunchroom

has been completed by Vern Taylor & Son, Inc.
in accordance with the contract agreement dated August 26, 1986 .

NOW, THEREFORE, BE IT RESOLVED that the remodeling of the City of Modesto Corporation Yard lunchroom

be accepted from said contractor, Vern Taylor & Son, Inc. ;
that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $12,524 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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1387

A RESOLUTION ACCEPTING THE MORSE AVENUE WATERLINE EXTENSION FROM WOODLAND AVENUE TO 800 FEET SOUTH AS COMPLETE

WHEREAS, a report has been filed by the Director of Engineering , that the Morse Avenue waterline extension from Woodland Avenue to 800 feet south

has been completed by Bond Construction

in accordance with the contract agreement dated September 23, 1986.

NOW, THEREFORE, BE IT RESOLVED that the Morse Avenue waterline extension from Woodland Avenue to 800 feet south

be accepted from said contractor, Bond Construction ;

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of $13,390 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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1388

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE RECORDING SYSTEM FOR THE COUNCIL CHAMBERS FROM CALIFORNIA COPY

WHEREAS, the City Clerk's Office has requested informal bid requests be sent to several vendors to purchase a recording system for the Council Chambers; and

WHEREAS, of the vendors notified, only two were received, with California Copy having the lowest bid of $5,959.00.

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of one recording system for the Council Chambers is hereby waived.

BE IT FURTHER RESOLVED that purchase of one recording system for the Council chambers from California Copy for the total price of $5,959.00 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1389

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY TO PROVIDE FUNDING FOR JURY TRANSPORTATION SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County to provide funding for jury transportation service 1/1/87 through 6/30/87

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 December, 1986, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1390

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1986-87 FISCAL YEAR TO PROVIDE FINANCING FOR THE JURY TRANSPORTATION SERVICE.

WHEREAS, the City of Modesto, the Downtown Improvement District and Stanislaus County have agreed to provide interim financing for Jury Transportation Service from January 1, through June 30, 1987, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for the 1986-87 fiscal year to provide financing for the jury bus operation and maintenance through June 30, 1987,

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 1986-87 fiscal year:

1. The amount of $97,644 now appropriated in Account No. 8003-8000-800 Contingency Reserve of the Downtown Improvement District, Fund 090, be reduced by $1,250 to $96,394.

2. The amount of $1,250 be appropriated in Account No. 7651-7000-700, Transfer out to Bus Service Fund, of the Downtown Improvement District, Fund 090.

3. The amount of $1,227,796 now appropriated in Account No. 8003-8000-800, Contingency Reserve of the General Fund, Fund No. 010, be reduced by $1,250 to $1,226,546.

4. The amount of $1,250 be appropriated in Account No. 7651-7000-700, Transfer out to Bus Service Fund, of the General Fund No. 010.

5. The amount of $1,250 be estimated in Revenue Source 9010-7000-700, Transfer in from Fund No. 010, of the Bus Service Fund No. 651.

6. The amount of $1,250 be estimated in Revenue Source 9090-7000-700, Transfer in from Fund No. 090, of the Bus Service Fund No. 651.

7. The amount of $1,263,932 now appropriated in Account No. 0232-1672-160, Transportation Operating Contract, Fund No. 651, be increased by $2,500 to $1,266,432.

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 December, 1986, 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 E. Lynn Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1391

A RESOLUTION VACATING AND ABANDONING A STRIP OF EXCESS STREET RIGHT-OF-WAY ON YELLOWSTONE AVENUE, IN BLOCK 5272 IN THE CITY OF MODESTO PURSUANT TO THE CALIFORNIA STREETS AND HIGHWAYS CODE.

WHEREAS, the City of Modesto has received a request from Paul Holtzclaw of P & R Enterprises to abandon the 5-foot excess street right-of-way of Yellowstone Avenue which would become a part of the Yellowstone 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 Yellowstone Avenue, in Block 5272 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 Yellowstone Avenue, in Block 5272 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 Yellowstone Avenue, in

Block 5272 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 December, 1986, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By _____
Department of Engineering Services

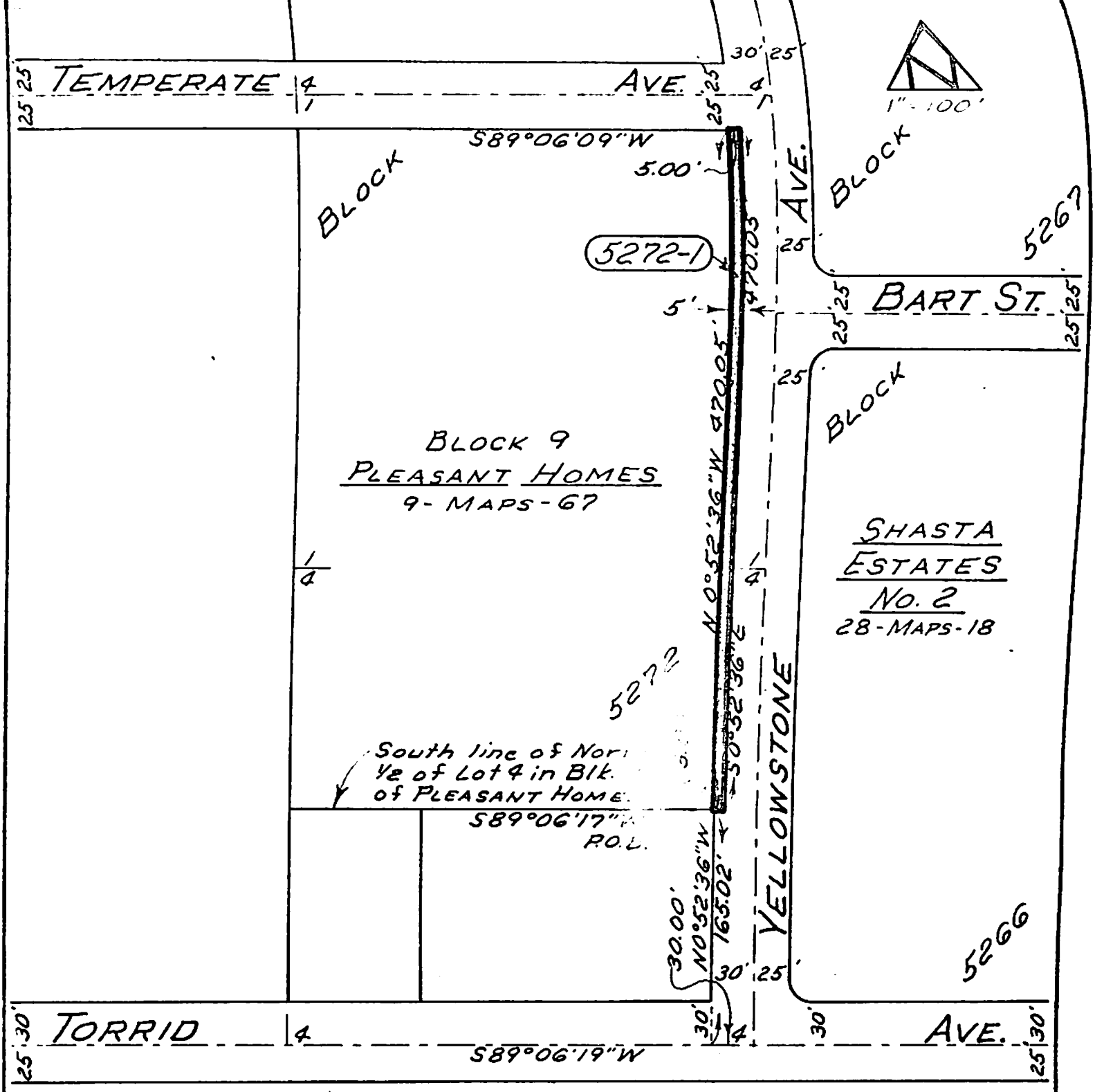
Parcel 5272-1
LA 86-L

VACATE AND ABANDON THE EXCESS RIGHT OF WAY FOR
YELLOWSTONE AVENUE IN BLOCK 5272

All that real property in the State of California, County of Stanislaus, City of Modesto, being a portion of the Northeast quarter of Section 25, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, also being a portion of Lots 1 and 4 in Block 9 of the PLEASANT HOMES Subdivision, as per map filed August 17, 1922 in Volume 9 of Maps, Page 67, Stanislaus County Records, described as follows:

Commencing at the intersection of the centerlines of Yellowstone Avenue and Torrid Avenue, said point also being the Southeastern corner of said Lot 4; thence along said centerline of Torrid Avenue and the Southern line of Lot 4, South 89° 06' 19" West, 30.00 feet, to its intersection with the Southerly extension of the Western line of 55.00 foot Yellowstone Avenue; thence along said Southerly extension of and said Western line of 55.00 foot Yellowstone Avenue, North 00° 52' 36" West, 165.02 feet, to a point on the Southern line of the North half of said Lot 4, and the true point of beginning of this description; thence continuing along said Western line of Yellowstone Avenue, North 00° 52' 36" West, 470.05 feet, to a point on the Southern line of 50.00 foot Temperate Avenue; thence along said Southern line of Temperate Avenue, North 89° 06' 09" East, 5.00 feet, to a point on a line which is parallel with and 25.00 feet, measured at right angles, Westerly from the centerline of Yellowstone Avenue; thence along said parallel line, South 00° 52' 36" East, 470.05 feet, to a point on said Southern line of the North half of Lot 4; thence along the Southern line of the North half of Lot 4, South 89° 06' 17" West, 5.00 feet, to the point of beginning.

Exhibit A



RECOMMENDED BY:		DATE	BY
JERRY H. BUTLER			
CITY OF MODESTO DEPARTMENT OF ENGINEERING ALFRED KAUFMAN, DIRECTOR	VACATE AND ABANDON EXCESS R/W FOR YELLOWSTONE AVE. BLOCK 5272~LD86-L	FLD. BK. & PG.	
R.E. 6743		W. O. NO.	
DATE: Nov, 1986 / DRAWN: J Christionsen / CHECKED:		FILE NUMBER: 4-A-698	

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1392

A RESOLUTION APPROVING THE FINAL MAP OF THE TULLY MANOR NO. 7 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, STONE BROS. & ASSOCIATES, a partnership

(are) possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.555 acres, known as the TULLY MANOR NO. 7 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 May, 19 83, 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 TULLY MANOR 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 December, 1986, by Councilmember Muratore, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1393

A RESOLUTION ACCEPTING IMPROVEMENTS IN AUGUST GLEN SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BONDS

WHEREAS, Diablo Hills Joint Venture , subdividers of August Glen Subdivision , have filed Subdivision Bonds for faithful performance and labor and materials in the amount of $1,214,100.00 and $607,050.00 respectively to guarantee improvements in August Glen Subdivision ; and

WHEREAS, the Director of Public Works in a memorandum dated December 23, 1986 , 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 August Glen Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Subdivision Bond for faithful performance in the amount of $1,214,100 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 $ 607,050 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 23rd day of December , 19 86,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

MODESTO CITY COUNCIL
RESOLUTION NO.86-1394

A RESOLUTION AMENDING THE ANNUAL BUDGET OF THE CITY OF MODESTO FOR THE 1986-87 FISCAL YEAR TO APPROPRIATE AN APPROVED STATE GRANT FOR THE DEVELOPMENT OF BEYER COMMUNITY PARK.

WHEREAS, the State of California awarded the City of Modesto a $330,000 grant under the California Parks and Recreational Facilities Act of 1984 Regional Competitive Grant Program for the development of Beyer Community Park, and

WHEREAS, the City Council adopted Resolution 86-981 on August 19, 1986 accepting said grant, and

WHEREAS, it is necessary to amend the Annual Budget of the City of Modesto for Fiscal Year 1986-87 to estimate 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 Parks and Recreation Facilities Fund (Fund No. 150) of the Annual Budget of the City of Modesto for Fiscal Year 1986-87:

1. The amount of $30,244 now estimated as revenue in Account No. 150-310-3134, State Grant, be increased $330,000 to $360,244.

2. The amount of $243,958 now appropriated in Account No. 150-310-G372, Beyer Community Park, be increased $330,000 to $573,958.

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 December, 1986, 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, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 86-1395

RE-
A RESOLUTION/APPOINTING MEMBERS OF THE GREATER MODESTO COMMUNITY FOUNDATION BOARD (LOWELL CLARK AND LEE HAMPSON)

BE IT RESOLVED by the Council of the City of Modesto as follows:

are re-
SECTION 1. The following persons / hereby /appointed to the the Greater Modesto Community Foundation Board for the respective termsas indicated:

Lowell Clark, term ending December 31, 1991

Lee Hampson, term ending December 31, 1991

SECTION 2. The City Clerk is hereby directed to transmit a copy re-
of this resolution to the newly/appointed membersof the Greater Modesto Community Foundation 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 23rd day of December , 1986 , 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: Norma Coyle
NORRINE COYLE, City Clerk