

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF
ROBERT G. STONUM FROM THE HUMAN RIGHTS COMMISSION

WHEREAS, Robert G. Stonum was appointed a member of the
Human Rights Commission on November 12, 1963, and

WHEREAS, Robert G. Stonum was reappointed as a member of the
Human Rights Commission on May 1, 1967, and

WHEREAS, Mr. Stonum has tendered his resignation from the
Human Rights Commission, and

WHEREAS, Mr. Stonum 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
Robert G. Stonum from the Human Rights Commission be, and hereby
is accepted with regret, and

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 Robert G. Stonum 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 5th day of
January, 1970, by Councilman Smith, who moved its adoption,
which motion being duly seconded by Councilman Simon, was
upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK


MODESTO CITY COUNCIL
RESOLUTION NO. 70-2

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE APPEAL OF DOCTORS' HOSPITAL FROM DENIAL BY PLANNING COMMISSION OF REQUEST TO INSTALL A LINEAR ACCELERATOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 26, 1970 , at 7:45 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 appeal of Doctors' Hospital from denial by Planning Commission of request to install a linear accelerator.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970, By Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-3

A RESOLUTION ACCEPTING THE BID OF R. K. LOWE IN THE AMOUNT OF \$1,400 FOR PURCHASE AND REMOVAL OF BUILDING LOCATED AT 1519 H STREET

WHEREAS, Resolution No. 69-1161 adopted by the Council of the City of Modesto on December 15, 1969 approved specifications for the sale of buildings located at 1519 and 1521 H Street, and 412 Vine Street, and authorized the calling for bids; and

WHEREAS, the bids received for the sale and removal of the buildings were opened at 2:00 P.M. January 5, 1970 and tabulated by the Finance Director for the consideration of the Council; and

WHEREAS, oral bids were considered by the Council January 5, 1970; and


WHEREAS, the highest oral bid for the building located at 1519 H Street was submitted by R. K. Lowe in the amount of \$1,400.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of R. K. Lowe in the amount of \$1,400 for the purchase and removal of the city-owned building located at 1519 H Street is hereby accepted, and execution of necessary documents by the City's designated officials to effect the sale is authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-4

A RESOLUTION AUTHORIZING SALE AND REMOVAL OF BUILDING LOCATED ON PROPOSED NEW LIBRARY SITE AT 1521 H STREET TO NANCY BALL FOR \$2,050

WHEREAS, Resolution No. 1161 adopted by the Council of the City of Modesto on December 15, 1969 approved specifications for the sale of building located at 1521 H Street, and authorized the calling for bids; and

WHEREAS, the bids received for the sale of the building were opened at 2:00 P.M. January 5, 1970 and later tabulated by the Finance Director for the consideration of the Council; and

WHEREAS, oral bids were considered by the Council January 5, 1970; and

WHEREAS, the highest oral bid for the building located at 1521 H Street was submitted by Nancy Ball in the amount of \$2,050.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Nancy Ball in the amount of \$2,050 and removal for purchase/of city-owned building located at 1521 H Street be accepted, and execution of necessary documents by the City's designated officials to effect the sale be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Robinson,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-5

A RESOLUTION ACCEPTINGG BID OF AZEVEDO & WARKENTIN IN AMOUNT OF \$3,050 FOR PURCHASE AND REMOVAL OF BUILDING LOCATED AT 412 VINE ST.

WHEREAS, Resolution No. 69-1161 adopted by the Council of the City of Modesto on December 15, 1969 approving specifications for the sale and removal of a building located at 412 Vine Street and authorized the calling for bids; and

WHEREAS, the bids received for the sale of the building were opened at 2:00 P.M. January 5, 1970 and later tabulated by the Finance Director for consideration of the Council; and

WHEREAS, oral bids were considered by the Council at the regularly scheduled council meeting of January 5, 1970; and

WHEREAS, the Highest oral bid for the building located at 412 Vine Street was submit ted by Azevedo & Warkentin in the amount of \$3,050.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modest that the bid of Azevedo & Warkentin in the amount of \$3,050 for the and purchase ~~of~~ removal of the city-owned building located at 412 Vine Street is hereby accepted, and execution of the necessary documents by the City's designated officials to effect the sale are authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Robinson, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-6

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY FOR
CONSTRUCTION OF WATER LINES IN CARVER TERRACE NO. 4 SUBDIVISION

WHEREAS, Resolution No. 69-1124 adopted by the Council of the City of Modesto on December 8, 1969 approved the plans and specifications for the construction of water lines in Carver Terrace No. 4 Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the construction of water lines in Carver Terrace No. 4 Subdivision were opened at 10:00 A.M. on December 23, 1969 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction Company for construction of water lines in Carver Terrace No. 4 Subdivision in the amount of \$2,416.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction Company for construction of water lines in Carver Terrace No. 4 Subdivision in the amount of \$2,416.00 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 5th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-7

A RESOLUTION ACCEPTING THE CONSTRUCTION OF A VEHICULAR PARKING LOT ON 9TH BETWEEN J & K STREETS (PARKING LOT #29)

WHEREAS, a report has been filed by the Parking & Traffic Department that the construction of a vehicular parking lot on 9th Between J & K Streets (Parking Lot #29) has been completed by B. G. Construction Company,

in accordance with the contract agreement dated November 10, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of a vehicular parking lot on 9th between J & K Streets (Parking Lot #29) be accepted from said contractor, B. G. Construction Company,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$6,970.00 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 5th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-8

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN BRIGHTON-COFFEE-ORANGEBURG AVENUES FROM CONTRACTOR, INDUSTRIAL ELECTRICAL CO.

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Water Lines in Brighton-Coffee-Orangeburg Avenues
has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated July 7, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Water Lines
in Brighton-Coffee-Orangeburg Avenues
be accepted from said contractor, Industrial Electrical Co.,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$6,775.20
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 5th day of January,
1970, by Councilman Smith, who moved its adoption, which motion
being duly seconded by Councilman Simon, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-9

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR STREET LIGHT IMPROVEMENTS, UNIT NO. 1, UPDATING AREA STAGE I MAZE BLVD. TO VINE STREET AND FRANKLIN TO WASHINGTON STREET, UNIT NO. 2. DOWNTOWN POST TOP STAGE I, 10TH STREET, M TO NEEDHAM AVENUE

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

SECTION 1. The plans and specifications for Street Light Improvements, Unit No. 1, Updating Area Stage I Maze Blvd. to Vine Street and Franklin to Washington Street, Unit No. 2. Downtown Post Top Stage I, 10th Street, M to Needham 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 27, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 10

A RESOLUTION APPROVING A DEVELOPMENT PLAN AND DEVELOPMENT SCHEDULE FOR PLANNED DEVELOPMENT ZONE, P-D(34). (SANDERS, PELLEGRINI AND HANSEN - BLOCK 12853).

WHEREAS, by Resolution No. 67-881 adopted on October 9, 1967, the Council approved a development plan and development schedule for Planned Development Zone, P-D(34) (Bomberger), and

WHEREAS, an application was filed on November 10, 1969, to amend the uses permitted in Planned Development Zone, P-D(34) to permit a 194-bed "Type L - Long Term Facility" medical institution primarily for admission of chronic mentally ill or mentally disordered or other incompetent persons who are provided medical care, nursing service and intensive supervision, and

WHEREAS, said application contained a new development plan for Planned Development Zone, P-D(34), and

WHEREAS, the Planning Commission, by Resolution No. 68-163, adopted on December 17, 1968, granted a time extension to the development schedule for said Planned Development Zone, P-D(34) for Phase I and Phase II, and

WHEREAS, it has been determined that with the approval of the new use for said Planned Development Zone, P-D(34), construction can be accomplished in one phase, and

WHEREAS, after public hearing held on December 2, 1969, the Planning Commission adopted Resolution No. 69-139, recommending to the Council an amendment to Planned Development Zone, P-D(34) to permit a 194-bed "Type L - Long Term Facility" medical institution primarily for admission of chronic mentally ill or mentally disordered or other incompetent persons who are provided medical care, nursing service and intensive supervision, subject to the conditions hereinafter set forth, for the reasons set forth in said Planning Commission resolution, and

WHEREAS, after a public hearing held on January 5, 1970, the Council found and determined that the application for an amendment to Planned Development Zone, P-D(34), should be granted as consonant with public necessity, convenience and general welfare for the reasons set forth in said Planning Commission resolution, and

WHEREAS, the Council has introduced Ordinance No. 1001-c.S.
-C.S., on the 5th day of January, 1970, amending Section 2 of
Ordinance No. 857-C.S., to permit a 194-bed "Type L - Long Term
Facility" medical institution primarily for admission of chronic
mentally ill or mentally disordered or other incompetent persons
who are provided medical care, nursing service and intensive super-
vision,

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(34), is hereby approved in accordance
with the plan entitled "Beverly Enterprises Modesto Sanitarium",
dated September 2, 1969, as amended in red on its face and on file
in the office of the Planning Director, subject to the following
conditions:

1. That all development be in accordance with the plot
plan titled Beverly Enterprises Modesto Sanitarium, dated Septem-
ber 2, 1969, as amended in red on its face and on file in the office
of the Planning Director.

2. That a six (6') foot solid decorative masonry wall
be constructed along the southerly property line and along the
easterly property line to within fifteen (15') feet of Celeste
Drive.

3. That all parking areas be improved in accordance
with the provisions of Section 10-2.1807 of the Municipal Code.
The drainage facilities for the parking area shall be approved by
the Director of Public Works.

4. That prior to the issuance of a building permit, a
landscaping and irrigation plan shall be submitted by the appli-
cant for approval by both the Director of Planning and the Director
of Parks and Recreation. The landscaping and irrigation system
shall be installed and maintained in accordance with the approved
landscaping and irrigation plan. Irrigation shall be by under-
ground sprinkler system. A planted screen shall be provided along
the westerly property line subject to the approval by the Planning
Director.

5. That all landscaping, fences and walls be maintained and the premises be kept free of weeds, trash and other debris.

6. That prior to the issuance of a building permit, a plan for lighting of the premises be approved by the Director of Public Works and the Planning Director. The lighting system shall be installed and maintained in accordance with the approved lighting plan.

7. One nonilluminated sign for identification of the subject facility shall be permitted. Said sign shall not be in excess of three (3') feet in height, measured from the finished grade of the sidewalk, and four (4') feet in length. Precise design of the sign shall be approved by the Planning Director prior to the issuance of a building permit for the sign.

8. That prior to the issuance of a building permit for any development, the applicant shall submit for approval by the Planning Director and the Director of Parking and Traffic, a detailed design for parking and driveways to be located at the southerly portion of the subject property within the area specified as a "future 50-bed acute" wing of the hospital, which wing shall be deleted from the plans.

9. That prior to the issuance of a building permit, the developer shall submit to the Fire Chief and Director of Public Works for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.

10. That prior to the issuance of a building permit, the applicant shall submit for approval by the Planning Director, five (5) copies of a revised plot plan showing all the required changes and adjustments in design and limitations set on the development as shown on the plot plan amended in red and on file in the office of the Planning Director.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(34):

The entire construction program be accomplished in one phase with construction to begin on or before January 1, 1971, and

construction to be completed on or before December 31, 1971.

SECTION 3. EFFECTIVE DATE. This resolution shall not become effective unless and until the ordinance to permit a 194-bed "Type L - Long Term Facility" medical institution primarily for admission of chronic mentally ill or mentally disordered or other incompetent persons who are provided medical care, nursing service and intensive supervision in Planned Development Zone, P-D(34) becomes effective.

SECTION 4. PROVISIONS TO REMAIN IN EFFECT. Except as otherwise provided in this resolution, the provisions of Resolution No. 67-881 shall continue to be 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 5th day of January, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-11

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (LOT 13, BLOCK 2229, AT 2047 BELLAMY - Mr. Gordon Lee Ahart)

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 curbs and gutters may be required, and

WHEREAS, the Council, did, on June 9, 1969, adopt its Resolution No. 69-528, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 5, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the ^{cost of} construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$214.30.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$214.30 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Parcel Number 002-01-502-33-35-001 as per Stanislaus County Assessor's Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January 19 69, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-12

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (AT 326 YOSEMITE AVENUE, LOTS 37 AND 38, BLOCK 351 - Mr. Warren A. Marquis, Jr.)

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 curbs and gutters may be required, and

WHEREAS, the Council, ~~did, on~~ HEARING ORDERING WORK DONE WAIVED BY REQUEST OF PROPERTY OWNER ~~adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of~~ curb and gutter ~~along certain streets in the City of Modesto, as provided therein, and~~

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 5, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the ^{cost of} construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$228.88.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$228.88 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Block 351, Lots 37 and 38 as per Stanislaus County Assessor's Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-13

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MUIR TRAIL GIRL SCOUT COUNCIL FOR LEASE OF ROOMS 101, 102, 103, 105,
204, AND A BASEMENT ROOM AT THE MODESTO COMMUNITY CENTER (For Five
Years Commencing January 13, 1970)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the ^{lease} agreement between the City of Modesto and Muir Trail Girl
Scout Council

for lease of Rooms 101, 102, 103, 105, 204, and a basement room at
the Modesto Community Center (for a term of five years commencing 1/13/70)
be, and it is hereby approved.

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

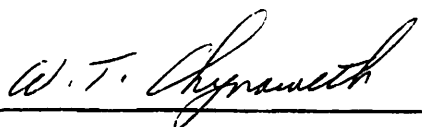
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
January , 19 70, by Councilman Smith , who moved
its adoption, which motion being duly seconded by Councilman Simon,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-14

LETTER

A RESOLUTION APPROVING ~~AGREEMENT~~ BETWEEN THE CITY OF MODESTO AND ORRICK, HERRINGTON, ROWLEY & SUTCLIFFE WHEREBY ORRICK, ET AL, AGREE TO ACT AS BOND COUNSEL FOR THE CITY FOR ASSESSMENT PROCEEDINGS FOR IMPROVEMENT DISTRICT NO. 16 (Street Lighting in Four Separate Areas of the City)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the ~~agreement~~ between the City of Modesto and Orrick, Herrington, Rowley & Sutcliffe whereby Orrick, et al, agree to act as bond counsel for the city for assessment proceedings for Improvement District No. 16 (street lighting in four separate areas of the City)
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 January , 1970 , by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-15

A RESOLUTION DETERMINING THE GENERAL PREVAILING
RATES OF PER DIEM WAGES IN THE LOCALITY OF THE
CITY OF MODESTO FOR THE CALENDAR YEAR 1970.

WHEREAS, Section 1773 of the Labor Code of the State of California requires that if the awarding body chooses to refer to a copy of the prevailing rate of per diem wages on file at its principal office, in lieu of specifying them in each call for bids, the awarding body shall publish its determination of the prevailing rate of per diem wages in a newspaper of general circulation at least one time during each year, and, if there is any change in the prevailing rate during the course of any year, the awarding body shall specify the changes in the first call for bids made by the awarding body thereafter, and

WHEREAS, Section 1773.3 of the Labor Code of the State of California requires that the awarding body of each city shall file, annually, with the Director of Industrial Relations, its determination, made pursuant to Section 1773 of the Labor Code, of the general prevailing rates of per diem wages in the locality in which the public work is to be performed,

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

1. The general prevailing rates of per diem wages in the locality of the City of Modesto for the calendar year 1970 is hereby determined to be those shown on the document attached hereto, marked "Exhibit A", dated January 1, 1970, and hereby made a part of this resolution.

2. The City Clerk is hereby instructed to publish once in the Modesto Bee, a newspaper of general circulation, the above-mentioned wage rate schedule marked "Exhibit A".

3. The City Clerk is hereby instructed to transmit a copy of this resolution, with attachment, to the Director of Industrial Relations of the State of California for filing in compliance with Section 1773.3 of the Labor 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 5th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

Trade	Journeyman Hourly Wage Rate	Vac.	Wage Supplements		Premium Pay	
			Pens.	H. & W.	Sun. & Sat.	Hol.
(cents per hour)						
ABESTOS WORKERS	\$6.87	^a \$0.90	\$0.35	\$0.40	2X	2X
ASPHALT IRONERS & RAKERS	4.925	0.50	0.50	0.30	1½X	2X
BRICKLAYER	5.55	0.25	0.15	0.25	2X	2X
CARPENTER	6.205	0.50	0.45	0.35	2X	2X
CEMENT MASON	5.37	0.50	0.40	0.36	2X	2X
COMBINATION BACKHOE & LOADER	6.94	^a 0.40	0.60	0.40	1½X	2X
COMBINATION ROAD OILER- BOOTMAN	4.945	^a 0.35	0.25	0.375	1½X	2X
COMPRESSOR	5.57	^a 0.40	0.60	0.40	1½X	2X
CONCRETE LABORER	4.775	0.50	0.50	0.30	1½X	2X
CONCRETE MIXER(up to 1yd)	5.57	^a 0.40	0.60	0.40	1½X	2X
CONSTRUCTION LABORER	4.675	0.50	0.50	0.30	1½X	2X
DUMPTRUCKS, LESS THAN 4 YDS	4.505	^a 0.20	0.25	^a 0.385	1½X	2X
DUMPTRUCKS, 4 YDS. BUT LESS THAN 6 YDS.	4.60	0.20	0.25	^d 0.385	1½X	2X
DUMPTRUCKS, 6 YDS. BUT LESS THAN 8 YDS.	4.80	0.20	0.25	^d 0.385	1½X	2X
DUMPTRUCKS, 8 YDS. AND INCL. 12 YDS.	5.04	0.20	0.25	^d 0.385	1½X	2X
DUMPTRUCKS, OVER 12 YDS. AND INCL. 18 YDS.	5.08	0.20	0.25	^d 0.385	1½X	2X
ELECTRICAL WORKER	^b 7.19	^c	1%	0.32	2X	2X
FENCE ERECTOR	6.28	0.25	0.325	0.33	2X	2X
GLAZIERS	^b 5.85	8%	0.25	0.15	2X	2X
HARDWOOD FLOORLAYERS, SHINGLERS, POWER SAW OPERATORS, SAW FILERS & PATENT SCAFFOLD ERECTORS	6.555	0.50	0.40	0.30	2X	2X
HOD CARRIERS, BRICK	5.025	0.50	0.50	0.40	2X	2X
HOD CARRIERS, PLASTER	5.10	0.50	0.30	0.30	2X	2X
IRONWORKER, REINFORCING	6.37	0.25	0.325	0.33	2X	2X
IRONWORKER, STRUCTURAL	6.48	0.25	0.325	0.33	2X	2X
LATHERS	5.20	---	---	---	2X	2X
PAINTERS, BRUSH	5.30	0.25	---	0.20	1½X	1½X
PAINTERS, SPRAY	5.55	0.25	---	0.20	1½X	1½X
PAVEMENT BREAKER	6.40	0.40	0.60	0.40	1½X	1½X
PIPELAYER, CAULKER, BANDER	4.425	0.30	0.30	0.30	1½X	2X
PLASTERERS	5.40	0.50	0.35	0.30	2X	2X
PLUMBERS, PIPE & STEAMFITTR ^c	7.85	^c	0.69	^d 0.55	2X	2X
POWER BLADE OPERATOR	7.02	^a 0.40	0.60	0.40	1½X	2X
POWER SHOVELS, CLAMSHELLS DRAGLINES, BACKHOES, GRADALLS (up to & incl. 1 yd)	7.02	^a 0.40	0.60	0.40	1½X	2X
POWER SHOVELS, ETC. (over 1 yd. & incl. 7 yds)	7.11	^a 0.40	0.60	0.40	1½X	2X
ROLLERS	5.44	^a 0.25	0.40	0.32	1½X	2X
ROOFER	5.94	0.25	0.10	0.20	2X	2X
SELF-PROPELLED BOOM TYPE LIFTING DEVICE	6.40	^a 0.40	0.60	0.40	1½X	2X
SHEET METAL WORKERS	5.86	8%	0.40	0.36	2X	2X

January 1, 1970

Trade	Journeyman Hourly Wage Rate	Vac.	Wage Supplements		Premium Pay	
			Pens.	H. & W.	Sun. & Sat.	Hol.
(cents per hour)						
SINGLE UNIT FLAT RACK (2 axle unit)	\$4.60	^a \$0.35	\$0.25	\$0.375	1½X	2X
SINGLE UNIT FLAT RACK (3 axle unit)	4.70	^a 0.35	0.25	0.375	1½X	2X
TILE SETTERS	5.00	---	---	---	1½X	2X
TRACTORS (BOOM)	6.80	^a 0.40	0.60	0.40	1½X	2X
TRACTORS	6.66	^a 0.40	0.60	0.40	1½X	2X
TRANSIT MIX (under 6 yds)	4.655	^a 0.20	0.25	0.385	1½X	2X
TRANSIT MIX, 6 yds. & under 8 yds.	4.755	^a 0.20	0.25	0.385	1½X	2X
TRENCHING MACHINE	6.66	^a 0.40	0.60	0.40	1½X	2X
TRUCK-TYPE LOADER	6.40	^a 0.40	0.60	0.40	1½X	2X
WATER TRUCKS UNDER 2500 g.	4.615	0.20	0.25	^d 0.385	1½X	2X
WATER TRUCKS OVER 2500 g. & under 4,000 g.	4.715	0.20	0.25	^d 0.385	1½X	2X

^aIncludes employer contribution for paid holidays.

^b6% of gross wages withheld and sent to vacation fund.

^cHourly vacation pay included in the hourly wage rate.

^dIncludes dental plan.

Per diem wages to be paid are determined to be those set forth in collective bargaining agreements for Stanislaus County. All work is to be paid for at the rates of pay effective at the time work is performed.

Copies of all collective bargaining agreements relating to the work are on file and available for inspection in the office of the California Department of Industrial Relations, Division of Labor Statistics and Research, 455 Golden Gate Avenue, San Francisco, California.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-16

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ARTHUR J. WYLIE, SUBDIVIDER, FOR PARTICIPATION IN THE COST OF A STREET LIGHT IN ASPEN MANOR NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Arthur J. Wylie, Subdivider, for participation in the cost of a street light in Aspen Manor No. 1 Subdivision be, and it is hereby approved.

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

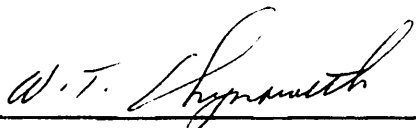
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January , 19 70, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-17

A RESOLUTION ACCEPTING IMPROVEMENTS IN ASPEN MANOR SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Arthur J. Wylie and Florence E. Wylie, subdividers of Aspen Manor Subdivision, have filed a subdivision performance bond in the amount of \$7,600 to guarantee the improvements in Aspen Manor Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated December 30, 1969 has stated that all work required by the subdivision agreement for Aspen Manor Subdivision 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 as complete and to authorize the City Clerk to file a notice of completion; and release the subdivision performance bond in the amount of \$7,600 upon expiration of the statutory lien period.

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

1. That the improvements in Aspen Manor Subdivision be, and they are hereby accepted;

2. That the City Clerk be, and he is hereby authorized to file a notice of completion covering the completion of improvements in Aspen Manor Subdivision;

3. That the City Clerk be, and he is hereby authorized to release the subdivision performance bond in the amount of \$7,600 filed by Arthur J. Wylie and Florence E. Wylie to guarantee certain improvements in Aspen Manor Subdivision upon expiration of the statutory lien period (65 days).


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-18

A RESOLUTION ACCEPTING IMPROVEMENTS IN WESTWOOD MANOR NO. 2 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Thomas Zoslocki and Wylma I. Zoslocki, subdividers of Westwood Manor No. 2 Subdivision, have filed a subdivision performance bond in the amount of \$22,900 to guarantee the improvements in Westwood Manor No. 2 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated December 30, 1969 has stated that all work required by the subdivision agreement for Westwood Manor No. 2 Subdivision 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 as complete and to authorize the City Clerk to file a notice of completion; and release the subdivision performance bond in the amount of \$22,900 upon expiration of the statutory lien period.

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

1. That the improvements in Westwood Manor No. 2 Subdivision be, and they are hereby accepted;
2. That the City Clerk be, and he is hereby authorized to file a notice of completion covering the completion of improvements in Westwood Manor No. 2 Subdivision;
3. That the City Clerk be, and he is hereby authorized to release the subdivision performance bond in the amount of \$22,900 filed by Thomas Zoslocki and Wylma I. Zoslocki to guarantee certain improvements in Westwood Manor No. 2 Subdivision upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-19

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1628 CONCORD AVENUE,
BLOCK 6139, LOT 16 - Mr. Donald K. O'Connor)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Concord Avenue, Block 6139

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-118-02-27-001 as per Stanislaus County
Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-20

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 202 MARIAN AVENUE,
BLOCK 6057, LOTS 23, 24 AND 25 - Dr. Ronald N. Zehner)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Marian Avenue, Block 6057

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-119-15-05-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By P. A. Hasegood
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-21

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1220 BISPO DRIVE,
BLOCK 6701, LOT 7 - Mr. John R. Dryden)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Bispo Drive, Block 6701

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-28-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. C. Hasegood
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-22

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON HAWTHORNE AVENUE
AT 1818 MONTICELLO AVENUE, BLOCK 6709, LOT 1 -
Mrs. Rubalee R. Dial)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Hawthorne Avenue, Block 6709

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-07-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By B. A. Hasegood
Public Works Department
61-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-23

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1202 HAWTHORNE AVENUE,
BLOCK 6710, LOT 5 - Mr. Anthony P. Drobnick)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Hawthorne Avenue, Block 6710

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-41-001 as per Stanislaus County
Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasegawa
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-24

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1206 HAWTHORNE AVENUE,
BLOCK 6710, LOT 4 - Mr. Robert J. Evers)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Hawthorne Avenue, Block 6710

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-40-001 as per Stanislaus County
Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
61-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-25

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1210 HAWTHORNE AVENUE,
BLOCK 6710, LOT 3 - Mr. Troy D. Hasley)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Hawthorne Avenue, Block 6710

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-39-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-26

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1214 HAWTHORNE AVENUE,
BLOCK 6710, LOT 2 - Mr. Lynden C. Proctor)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Hawthorne Avenue, Block 6710

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-38-001 as per Stanislaus County
Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By B. A. Herzog
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-27

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON HAWTHORNE AVENUE
AT 1806 WINNING WAY, BLOCK 6710, LOT 1 - Mr. Emmett L. Carter)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Hawthorne Avenue, Block 6710

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-59-31-37-001 as per Stanislaus County
Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of January 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of January, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosegood
Public Works Department
1-6-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-28

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES M. LARIMER FOR AUDIT OF FINANCIAL RECORDS FOR THE THREE YEARS ENDING JUNE 30, 1970, JUNE 30, 1971 AND JUNE 30, 1972

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Charles M. Larimer for audit of financial records for the City of Modesto for the three (3) fiscal years ending June 30, 1970, June 30, 1971 and June 30, 1972, be, and it is hereby approved.

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

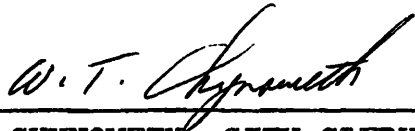
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January , 1970 , by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-29

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
BYRON HEINY FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT
1320 COFFEE ROAD


BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Byron Heiny
for sewer service to property outside the City of Modesto at
1320 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 5th day of
January , 1970 , by Councilman Smith , who moved
its adoption, which motion being duly seconded by Councilman Simon,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-30

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
WILLIAM KEMP FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT
2005 GLENDALE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and William Kemp

for sewer service to property outside the City of Modesto at
2005 Glendale,

be, and it is hereby approved.

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

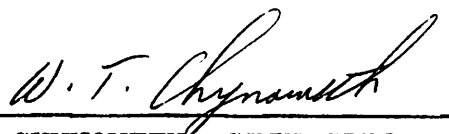
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
January , 1970 , by Councilman Smith , who moved
its adoption, which motion being duly seconded by Councilman Simon,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-31

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANKLIN NIEUWSMA FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 704 STANDIFORD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Franklin Nieuwsma for sewer service to property outside the City of Modesto at 704 Standiford, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 January , 1970 , by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-32

A RESOLUTION ACCEPTING IMPROVEMENTS IN THE RESUBDIVISION OF LOTS 5, 6, 7, 8, AND 9, BLOCK 12859 COFFEE PLAZA SUBDIVISION AND AUTHORIZING RELEASE OF \$600 CASH DEPOSIT FILED TO GUARANTEE IMPROVEMENTS, UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Arthur J. Wylie, Jr. and Sharon L. Wylie; Warren L. Walter and Karen A. Walter; and John E. Sapinsky and G. Beverly Sapinsky, sub-dividers of the Resubdivision of Lots 5, 6, 7, 8, and 9, Block 12859, Coffee Plaza Subdivision, have filed a \$600 cash deposit to guarantee the improvements in said Resubdivision; and

WHEREAS, the Director of Public Works in a memorandum dated December 31, 1969 has stated that all work required by the resubdivision agreement for the Resubdivision of Lots 5, 6, 7, 8 and 9, Block 12859, Coffee Plaza Subdivision 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 as complete and to authorize the City Clerk to file a notice of completion; and release the \$600 cash deposit upon expiration of the statutory lien period.

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

1. That the improvements in the Resubdivision of Lots 5, 6, 7, 8 and 9, Block 12859, Coffee Plaza Subdivision, be, and they are hereby accepted;
2. That the City Clerk be, and he is hereby authorized to file a notice of completion covering the completion of improvements in the Resubdivision of Lots 5, 6, 7, 8 and 9, Block 12859, Coffee Plaza Subdivision;
3. That the City Clerk be, and he is hereby authorized to release the \$600 cash deposit filed by Arthur J. Wylie, Jr. and Sharon L. Wylie; Warren L. Walter and Karen A. Walter; and John E. Sapinsky and B. Beverly Sapinsky to guarantee certain improvements in the Resubdivision of Lots 5, 6, 7, 8 and 9, Block 12859, Coffee Plaza Subdivision, upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970,

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-33

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING THE PROPOSED REVISION NO. 2 TO THE UNCLASSIFIED USE PERMIT PREVIOUSLY GRANTED BY MODESTO CITY COUNCIL RESOLUTION NO. 68-1112 FOR A FOUR-STORY EXPANSION OF DOCTORS' HOSPITAL (Radiation, Physical and Inhalation Therapy Departments)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 26, 1970, at 7:45 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 Revision No. 2 to the Unclassified Use Permit previously granted by Modesto City Council Resolution No. 68-1112 for a four-story expansion of Doctors' Hospital (Radiation, Physical and Inhalation Therapy Departments).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-34

A RESOLUTION APPOINTING MEMBERS OF THE CHARTER REVISION COMMITTEE

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 that the following persons are hereby appointed to the Charter Revision Committee:

Don Hammond, Chairman	Gerald Goren
Floyd W. Abbott	Vera Hinton (Mrs. John)
Mike Beeson	David C. McCain
Mike Berry	Gary C. Robinson
Lowell Clark	Howard Shaw
James E. Coleman	Bette Belle Smith (Mrs. Jean)
Jean Dunlap (Mrs. Clyde)	Don H. West
Raymond F. Feller	John Whitaker

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of January, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-35

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN RUMBLE, COFFEE, BLOCK 121, NEEDHAM, AND ROBERTSON ROAD

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

SECTION 1. The plans and specifications for the installation of water lines in Rumble, Coffee, Block 121, Needham, and Robertson 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 January 27, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, ^{Vice Mayor} Mitchell, Newton, Robinson, Simon, Smith
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-36

A RESOLUTION OBSERVING JANUARY 15 AS THE BIRTHDAY OF
MARTIN LUTHER KING

WHEREAS, the birth date of MARTIN LUTHER KING falls on
January 15, and

WHEREAS, MARTIN LUTHER KING during the course of his
lifetime dedicated himself to the basic ideals of respect
for people and human rights, which are essential to our way
of life.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that it hereby observes January 15 as the
birthday of MARTIN LUTHER KING with the hope that all
residents of the area pause and reflect on the many things
accomplished by this great man.

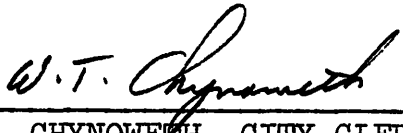
The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
12th day of January, 1970, by Councilman Newton, who moved
its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-37

A RESOLUTION EXPRESSING CONCERN OVER THE GROWING NUMBER OF
TRAFFIC FATALITIES IN THIS AREA

WHEREAS, there has been an unprecedented increase in traffic fatalities in this area recently, and

WHEREAS, this Council is concerned over the safety of all the residents of the area whether they live in the city limits or not, and

WHEREAS, this Council feels that any steps taken to alleviate these conditions are worthwhile.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto does hereby express its concern over the growing number of traffic fatalities in the Greater Modesto area.

BE IT FURTHER RESOLVED that all people are urged to give more thought to defensive driving, to the rules of the road, and to traffic safety procedures; and, especially, to use more courtesy toward their fellow motorists.

BE IT FURTHER RESOLVED that copies of this resolution be furnished to the City Councils of all cities within Stanislaus County and to the California Highway Patrol with the request that each of these bodies takes whatever steps it deems feasible in attempting to lessen the number of traffic fatalities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-38

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALLEN JOHNSON FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1224 KURT AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Allen Johnson for sewer service to property outside the City of Modesto at 1224 Kurt Avenue, be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January , 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, ^{Vice Mayor} Mitchell, Newton, Robinson, Simon, Smith
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-39

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALBERT MUTH FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1901 SUNNY VISTA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Albert Muth

for sewer service to property outside the City of Modesto at 1901 Sunny Vista Avenue,
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January , 19 70, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, ^{Vice Mayor} Mitchell, Newton, Robinson, Simon, Smith
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-40

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

WHEREAS, a Position Classification Plan was adopted by Resolution No. 67-66 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 an amendment 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 by resolution of the City Council,

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

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to abolish a certain class of position and create three (3) new classes of positions as follows:

CLASSIFICATION ABOLISHED

Construction and Maintenance
Superintendent

CLASSIFICATIONS CREATED

Zoning Inspector

Public Works Maintenance Superintendent

Senior Building Inspector

SECTION 2. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN F. JOHNSON, City Attorney

ZONING INSPECTOR

Definiton

Under direction to inspect buildings, structures and land for compliance with zoning and building ordinances, to investigate and report on violations of zoning ordinances, and to do related work as required.

Typical Tasks

Checks plans to insure that proposed construction meets zoning, housing and building code requirements; makes routine inspections of new construction and existing construction to insure conformity with zoning regulations; makes routine investigations of complaints involving zoning violations, makes routine checks to see that requirements of conditional use permits are being complied with; prepares routine reports and correspondence.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade and three years' experience in planning, building inspection, or public works engineering.

Desirable Qualifications

Knowledge of plans, maps, and legal descriptions and ability to read and interpret such materials, knowledge of state and local laws and regulations affecting zoning; ability to read and interpret written material; ability to meet and deal with the public in a tactful and effective manner.

City of Modesto

1970

Exhibit "A"

PUBLIC WORKS MAINTENANCE SUPERINTENDENT

Definition

Under direction, to be responsible for the street and related facilities maintenance and construction activities of the Public Works Department; and to do related work as required.

Typical Tasks

Assists in planning the street construction and maintenance program; prepares or reviews cost estimates for the equipment, materials, and personnel required for routine activities and special projects, and assists in developing details of the budget to carry out the program; prepares priority schedules for special projects and, after approval directs accomplishment of the programs; assigns regular and special activities to unit supervisors; inspects work in progress and upon completion, and prepares reports; maintains close control on costs and progress of all projects; directs the assignment and reassignment of personnel to working units in accordance with work needs; handles difficult public and employee relations problems; trains and evaluates work of subordinate employees.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade and five years experience in planning and supervising the construction or maintenance of a variety of public works operations. One year of the required experience must be equivalent to Public Works Foreman.

Desirable Qualifications

Knowledge of the methods, equipment, materials, and operating practices involved in the construction and maintenance of a wide variety of public works facilities; ability to plan, lay out, and administer a comprehensive work program for a large organization; ability to estimate costs and to develop a budget carrying out the work program; ability to direct the day-to-day operations of unit supervisors in accordance with that program; ability to read engineering plans and interpret them to others; ability to establish and maintain effective organizational and public relations.

City of Modesto

1970

Exhibit "B"

SENIOR BUILDING INSPECTOR

Definition

Under direction, supervises and participates in the inspection of buildings and structures for compliance with laws and codes; reviews plans for conformity with laws and ordinances; acts as Chief Building Official in his absence; and does related work as required.

Typical Tasks

Checks plans for compliance with zoning, building, electrical and plumbing codes; inspects buildings for compliance with codes and laws; answers questions and reviews work of others; advises the public, contractors and builders on code requirements; consults with persons on technical problems or questions; prepares correspondence and reports; provides technical assistance to other City staff members; assists in interpretations of technical matters and application of codes; assists in the assignment and supervision of the work of the Building Inspection Division.

Employment Standards

Any combination of training and experience equivalent to graduation from high school and five years of experience in building inspection, two of which must have been as a Building Inspector.

Desirable Qualifications

Knowledge of construction and material practices for structural plumbing and electrical fields; knowledge of Uniform Building Code, and of state and local laws relating to construction; ability to read and interpret building plans and specifications and enforce their application; ability to supervise the work of others; ability to deal tactfully and effectively with the building trades and the general public.

City of Modesto

1970

Exhibit "C"

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 41

A RESOLUTION AMENDING EXHIBIT "B" OF RESOLUTION NO. 69-585 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 that Exhibit "B" of Resolution No. 69-585, which exhibit is entitled "Personnel Office Alphabetical Listing of Classifications in Modesto City Service 1969-70", is hereby amended to add the positions of Zoning Inspector, Range No. 25, Public Works Maintenance Superintendent, Range No. 27, and Senior Building Inspector, Range No. 27, and to delete the position of Construction and Maintenance Superintendent, Range No. 28.

BE IT FURTHER RESOLVED that Exhibit "B" of Resolution No. 69-585 is further amended to change the range number of the position of Chief Building Official from Range No. 29 to Range No. 32 to be effective on March 1, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, ~~Mike~~ Newton, Robinson, Simon, Smith
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-42

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WAYNE BAUMAN FOR RENTAL OF 40 ACRES AT THE CITY-COUNTY AIRPORT (Term: January 12, 1970 to June 30, 1970)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Wayne Bauman

for rental of 40 acres for agricultural purposes for a term beginning January 12, 1970 and ending June 30, 1970 (rental of 25% of the revenue of the crop) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 January , 1970, by Councilman , who moved its adoption, which motion being duly seconded by Councilman was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-43

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON JONES STREET AT
117 JOHNSON STREET, BLOCK 568, LOT 28 - Mr. Joe Stallone)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Jone Street, Block 568

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-06-53-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
1-12-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-44

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 238 JOHNSON STREET,
BLOCK 570, LOT 46 AND N. 2' OF LOT 45 - Mrs. Vivian V. Jones Schilling)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Johnson Street, Block 570

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-07-43-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
1-12-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-45

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 232-234 JOHNSON STREET,
BLOCK 570, LOT 44 AND S. 23' OF LOT 45 - Mrs. Alma Devlin)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Johnson Street, Block 570

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-07-42-001 as per Stanislaus County
Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
1-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-46

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 228-230 JOHNSON STREET,
BLOCK 570, LOTS 42 AND 43 - Mr. Samuel A. Kauffman)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Johnson Street, Block 570

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-07-41-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosegood
Public Works Department
1-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-47

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 220-226 JOHNSON STREET,
BLOCK 570, LOTS 38 to 41, INCLUSIVE - Mrs. Flora Calleri)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Johnson Street, Block 570

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-07-40-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalks
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By J. A. Roseyard
Public Works Department
61-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-48

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON FLOTO STREET AT
217 FLOTO STREET AND 301 SEMPLE STREET, BLOCK 571,
LOTS 22 AND 23 - Mr. John V. Marshall)

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

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
sidewalks, curbs and gutters have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Floto Street and Semple Street, Block 571

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-04-55-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosewood
Public Works Department
61-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-49

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 513 REDWOOD AVENUE,
BLOCK 586, E. 40' OF LOTS 24 AND 25 - Mrs. Minnie G. Dell'Arringa)

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 curbs and gutters
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
curbs and gutters have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Redwood Avenue, Block 586

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-08-30-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department
1-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-50

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 246 MELROSE STREET,
BLOCK 590, NO. 41.6' OF LOT 65 - Mr. Richard Gelder)

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 curbs and gutters
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets
and Highways Code, the Superintendent of Streets finds that
curbs and gutters have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Melrose Street, Block 590

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

SECTION 1. The Superintendent of Streets is hereby
directed to notify the owners of record of the properties described
as follows:

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

Parcel Number 002-01-111-09-16-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosewood
Public Works Department
①-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-51

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (AT 619 CEDAR STREET, BLOCK 591, W. 76' OF LOTS 23 AND 24 - Mr. Nimolty C. MacDonald)

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 curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Cedar Street, Block 591.

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows:

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

Parcel Number 002-01-111-03-67-001 as per Stanislaus County Assessor's Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 26th day of January 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 12th
day of January, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
61-13-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-52

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER ON MAGNOLIA AVE. AND W. FAIRMONT AVENUE AT 1001 MAGNOLIA AVE., PORTION OF BLOCK 733 (\$897.38 - Dr. David J. New)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 26, 1970 , at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of ^{cost of installation of} sidewalk, curb and gutter on Magnolia Ave. and W. Fairmont Avenue at 1001 Magnolia Ave., Portion of Block 733 (\$897.38 - Dr. David J. New).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, By Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-53


A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 1030 FOURTH STREET,
BLOCK 18, LOTS 29 to 32, INCLUSIVE (\$535.00 - Mr. Silas W. Green)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that January 26, 1970 , at 7:55 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of the cost of installation of sidewalk, curb
and gutter at 1030 Fourth Street, Block 18, Lots 29 to 32,
Inclusive (\$535.00 - Mr. Silas W. Green).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
12th day of January, 1970, By Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-54

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF CURB AND GUTTER ON STODDARD AVENUE AT
402 ELMWOOD AVENUE, BLOCK 553, LOTS 14 AND 15 (\$585.97 -
Manuel M. Acosta)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that January 26, 1970 , at 7:55 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of cost of installation of curb and gutter on
Stoddard Avenue at 402 Elmwood Avenue, Block 553, Lots 14 and 15
(\$585.97 - Manuel M. Acosta).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
12th day of January, 1970, By Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-55

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TERESA S. GANT FOR AN EXTENSION OF TIME WITHIN WHICH TO REMOVE EXISTING BLACKTOP SURFACING FROM THE "O" STREET FRONTAGE OF PROPERTY (LOTS 17 THROUGH 24, BLOCK 62) at n.e. corner of "O" STREET AND 9TH STREET IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Teresa S. Gant

for an extension of time within which to remove existing blacktop surfacing from the "O" Street frontage of her property commonly designated as Lots 17 through 24, Block 62, located at the northeast corner of "O" Street and 9th Street in 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 12th day of January , 19 70, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 56

A RESOLUTION NAMING THE SEVENTY- (70') FOOT WIDE STREET TO BE EXTENDED EASTERLY FROM CROWS LANDING ROAD, NINE HUNDRED SIXTY-FIVE (965') FEET SOUTH OF OLIVERO ROAD AS WINMOORE WAY.

WHEREAS, by Resolution No. 70-7, adopted on January 6, 1970, the Planning Commission approved a tentative parcel map for the division of property located on the east side of Crows Landing Road, four hundred (400') feet south of Olivero Road, and

WHEREAS, said tentative parcel map included a seventy- (70') foot wide public street extending easterly from Crows Landing Road to be dedicated and improved to provide access to adjacent property, and

WHEREAS, it is desirable that the seventy- (70') foot wide public street be officially named for mapping and record purposes, and

WHEREAS, Section 34091.1 of the Government Code of the State of California provides that whenever the legislative body finds that a name should be adopted and applied to any city street, or that the existing name of any city street should be changed, the legislative body may adopt a resolution designating a name for, or change of name of, such street, and

WHEREAS, the Stanislaus County Planning Department has found no existing conflict of name with existing street names, and

WHEREAS, the property owner has proposed "Winmoore Way" as the name of said seventy- (70') foot wide public street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 70-8, adopted January 6, 1970, that said seventy- (70') foot wide public street to be extended easterly from Crows Landing Road, nine hundred sixty-five (965') feet south of Olivero Road be officially named "Winmoore Way",

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

1. That the seventy- (70') foot wide public street to be extended easterly from Crows Landing Road, nine hundred sixty-five (965') feet south of Olivero Road, be officially named "Winmoore Way".

2. That the Director of Parking and Traffic be directed to erect street name signs accordingly.

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 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-57

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$300 TO PROVIDE ADDITIONAL FUNDS FOR PLANTING OF 70 TREES ON J STREET (TO REPLACE THE SOIL AT FIVE PLANTING LOCATIONS BECAUSE OF A NATURAL GAS LEAK)

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

DOWNTOWN IMPROVEMENT DISTRICT FUND (218)

FROM:	Contingency Reserve for Beautification (D.I.D.)	(61)	\$300.00
TO:	Tree Planting (D.I.D.)	(5399)	\$300.00

(The additional amount is needed for the tree planting project because the soil at five planting locations must be replaced because of a natural gas leak.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-58

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$365 TO PAY FOR AGENT SERVICES TO PROCESS THE 1967 MUNICIPAL SEWER BONDS

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

SEWER SERVICE FUND (212)

FROM:	Sewer Service Fund - General Reserve	(60)	\$365.00
TO:	Sewer Service Fund - Services, Professional & Other	(235)	\$365.00

(To provide further for paying agent services to process the 1967 Municipal Sewer Bonds.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-59

A RESOLUTION APPROVING APPROPRIATION TRANSFER of \$502 TO COVER WORK NECESSARY TO CONVERT PLANNING DEPARTMENT CONFERENCE ROOM INTO OFFICE FOR ASSISTANT PLANNER

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

GENERAL FUND (101)

FROM:	Planning - Services, Prof. and Other (235-18)	\$502.00
TO:	Public Works - Maintenance and Repair, Buildings and Grounds (224-19)	\$502.00

(Funds needed to cover conversion of Planning Department conference room into office for Assistant Planner.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-60

A RESOLUTION APPOINTING KENNETH MARPLE TO THE BOARD OF ZONING ADJUSTMENT AS A REPRESENTATIVE OF THE PLANNING COMMISSION FOR A TERM ENDING JANUARY 1, 1971

WHEREAS, the Planning Commission at its meeting of January 6, 1970, adopted Resolution No. 70-1 recommending to the City Council the appointment of Kenneth Marple to the Board of Zoning Adjustment, as a representative of the Planning Commission for the year 1970, and

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 that Kenneth Marple is hereby appointed to the Board of Zoning Adjustment as a representative of the Planning Commission for a term ending January 1, 1971.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-61

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF
DR. WILLIAM A. HOLLOWAY FROM THE HUMAN RIGHTS COMMISSION

WHEREAS, Dr. William A. Holloway was appointed a member
of the Human Rights Commission on January 3, 1967, and

WHEREAS, Dr. Holloway was reappointed to the Human Rights
Commission on April 1, 1968, and

WHEREAS, Dr. Holloway 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
Dr. William A. Holloway from the Human Rights Commission be, and
hereby is accepted with regret, and

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
Dr. William A. Holloway 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 19th
day of January, 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Smith,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-62

A RESOLUTION ACCEPTING THE BID OF CLEVELAND WRECKING COMPANY FOR DEMOLITION OF SMITH FURNITURE BUILDING ON 11TH STREET BETWEEN I AND J STREETS (SITE OF FUTURE PARKING LOT #28)

WHEREAS, Resolution No. 69-1126 adopted by the Council of the City of Modesto on December 8, 1969 approved the plans and specifications for the demolition of Smith Furniture building on the west side of 11th Street, and construction of parking lot, and authorized the calling for bids, and

WHEREAS, the bids received for the demolition of Smith Furniture building on the west side of 11th, and construction of parking lot were opened at 2:00 P.M. on January 13, 1970, and later tabulated by the Parking & Traffic Dept. for the consideration of the Council, and

WHEREAS, the Director of Parking & ^{Traffic} / has recommended that the bid of Cleveland Wrecking Company in the amount of \$7,565 for demolition (only) of the Smith Furniture building be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Cleveland Wrecking Company in the amount of \$7,565 for demolition (only) of the Smith Furniture building 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 January, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: . None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-63

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR FILL AND CONSTRUCTION OF PARKING LOT ON 11TH STREET BETWEEN I AND J STREETS (PARKING LOT #28)

WHEREAS, Resolution No.69-1126 adopted by the Council of the City of Modesto on December 8, 1969, approved the plans and specifications for the demolition of Smith Furniture building on west side of 11th Street between I and J Streets, and construction of parking lot and authorized the calling for bids, and

WHEREAS, the bids received for the demolition of Smith Furniture building on west side of 11th Street between I and J Streets, and construction of parking lot were opened at 2:00 P.M. on January 13, 1970, and later tabulated by the Parking & Traffic Dept. for the consideration of the Council, and

WHEREAS, the Director of Parking and ^{Traffic} has recommended that the bid of The Flintkote Company for fill and construction of parking lot (only) on 11th Street between I and J Streets in the amount of \$16,655 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 Flintkote Company for fill and construction of parking lot (only) on 11th Street between I and J Streets in the amount of \$16,655 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 January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-63A

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,600 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR DEMOLITION OF SMITH FURNITURE BUILDING AND FILL AND CONSTRUCTION OF PARKING LOT #28 (W. Side of 11th Street)

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

PARKING FUND (209)

FROM: General Reserve - Parking Fund (60-57) \$5,600.00

TO: Parking Fund - Parking Lot #28 (6230-57) \$5,600.00

(Additional funds needed for demolition of Smith Furniture building and fill and construction of parking lot (W. side of 11th St.).


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-64

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE DRILLING, CASING, TESTING, AND DEVELOPMENT OF ONE DEEP WELL FOR THE CITY OF MODESTO - WELL NO. 37

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 one deep well for the City of Modesto - Well No. 37, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 3, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-65

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 202 MARIAN AVENUE,
BLOCK 6057, LOTS 23, 24 AND 25) (Dr. Ronald N. Zehner)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Marian Avenue, Block 6057

, and
WHEREAS, the Council, did, on January 5, 1970, adopt its Resolution No. 70-20, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of January, 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-20, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-20 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-66

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1220 BISPO DRIVE,
BLOCK 6701, LOT 7 - Mr. John R. Dryden)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Bispo Drive, Block 6701, and

WHEREAS, the Council, did, on January 5, 1970, adopt its Resolution No. 70-21, directing the Superintendent of Streets to give notice requiring the construction of sidewalks along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of January, 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-21, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-21 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-67

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON HAWTHORNE AVENUE
AT 1818 MONTICELLO AVENUE, BLOCK 6709, LOT 1 -
Mrs. Rubalee R. Dial)

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

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Hawthorne Avenue, Block 6709

, and
WHEREAS, the Council, did, on January 5, 1970,
adopt its Resolution No. 70-22, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the
19th day of January, 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may
be raised by the property owners or other interested persons
relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice
to be given as directed by said Resolution No. 70-22, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or
denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-22 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-68

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1202 HAWTHORNE AVENUE,
BLOCK 6710, LOT 5 - Mr. Anthony P. Drobnick)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hawthorne Avenue, Block 6710, and

WHEREAS, the Council, did, on January 5, 1970, adopt its Resolution No. 70-23, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of January, 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-23, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-23 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-69

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1206 HAWTHORNE AVENUE,
BLOCK 6710, LOT 4 - Mr. Robert J. Evers)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hawthorne Avenue, Block 6710, and

WHEREAS, the Council, did, on January 5, 1970, adopt its Resolution No. 70-24, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of January, 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-24, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-24 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-25 and Chapter 27, Park 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 19th day of January, 19 70, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-71

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1214 HAWTHORNE AVENUE,
BLOCK 6710, LOT 2 - Mr. Lynden C. Proctor)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hawthorne Avenue, Block 6710, and

WHEREAS, the Council, did, on January 5, 1970, adopt its Resolution No. 70-26, directing the Superintendent of Streets to give notice requiring the construction of sidewalks along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of January, 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-26, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-26 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-72

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON HAWTHORNE AVENUE
AT 1806 WINNING WAY, BLOCK 6710, LOT 1 - Mr. Emmett L. Carter)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hawthorne Avenue, Block 6710, and

WHEREAS, the Council, did, on January 5, 1970, adopt its Resolution No. 70-27, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of January, 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-27, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-27 and Chapter 27, Park 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 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-73


A RESOLUTION REFERRING PROPOSED ORDINANCE AMENDING SECTION 10.2-1515 OF THE MODESTO MUNICIPAL CODE RELATING TO LANDSCAPING STANDARDS TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION

BE IT RESOLVED by the Council of the City of Modesto that the proposed amendment to Section 10.2-1515 of the Modesto Municipal Code relating to installation and maintenance of landscaping in P-D Zones and Use Permits is hereby referred to the Planning Commission for report and recommendation to the City Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 74

A RESOLUTION OPPOSING APPLICATION OF THE SANTA FE RAILWAY COMPANY TO DISCONTINUE PASSENGER SERVICE OF THE "SAN FRANCISCO CHIEF", TRAIN NO. 1 AND TRAIN NO. 2.

WHEREAS, the Atchison, Topeka and Santa Fe Railway Company has given notice pursuant to Section 13a(1) of the Interstate Commerce Act that it proposes to discontinue operation of the "San Francisco Chief", Train No. 1 and Train No. 2 between Chicago, Illinois, and Richmond, California, and re-route said Train No. 1 and Train No. 2 to operate between Chicago, Illinois, and Los Angeles, serving stations listed in "Notice of Proposed Change in Route and Change in Schedule" dated November 25, 1969, and

WHEREAS, the Atchison, Topeka and Santa Fe Railway Company Train No. 1 and Train No. 2 serve the citizens of the City of Modesto and Stanislaus County at its station in Empire, California, which is five (5) miles east of Modesto, and

WHEREAS, discontinuance of said train service will result in the loss of the only direct rail transportation available for residents of Modesto and Stanislaus County to the southwestern states, and

WHEREAS, said discontinuance will deprive residents of Modesto and Stanislaus County of passenger train service required for the public convenience and necessity, and

WHEREAS, the ground fog which restricts airline operations in Stanislaus County during the winter months makes dependable rail passenger service a particular necessity in this area, and

WHEREAS, the United States Government in past years has given large subsidies, including land grants, to railroad companies for the express purpose of providing for the transportation of persons, and

WHEREAS, the Atchison, Topeka and Santa Fe Railway Company has an obligation, as a public utility, to enhance rather than decrease its passenger service,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby opposes the application of the Atchison, Topeka and Santa Fe Railway Company to discontinue service of passenger Train No. 1 and Train No. 2 between Chicago, Illinois, and Richmond, California.

BE IT FURTHER RESOLVED that the hearings on this matter which have been requested of the Interstate Commerce Commission by the Public Utilities Commission of the State of California, be scheduled to be held at a central location in the San Joaquin Valley which is most convenient to all the cities in the Valley which are serviced by the Atchison, Topeka and Santa Fe Railway.

BE IT FURTHER RESOLVED that copies of this resolution shall be filed with the Interstate Commerce Commission and copies be sent to the Public Utilities Commission of the State of California, Senator George Murphy, Senator Alan Cranston, Congressman John McFall, Senator Stephen P. Teale, Assemblyman Clare Berryhill, and the Board of Supervisors of the County of Stanislaus.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-75

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(ON JOHNSON STREET AND LEE STREET AT 239 JOHNSON STREET, BLOCK 565,
LOTS 1 and 2 - Mrs. Clara Reichenbach)

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

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Johnson Street and Lee Street, Block 565

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Parcel Number 002-01-111-06-10-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalks
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 2nd day of February 1970, at
4:20 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 19th
day of January, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Robinson, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:
By R. A. Harewood
Public Works Department
1-20-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-76

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(AT 245 HIGH STREET, BLOCK 581, LOTS 1, 2 AND 3 -
Mr. Warren T. Hanford)

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 curbs and gutters
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curbs and
gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
High Street, Block 581

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Parcel Number 002-01-111-08-43-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 2nd day of February 1970, at
4:20 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 19th
day of January, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Robinson, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By A. C. Hestwood
Public Works Department
6-1-20-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-77

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.

(AT 715 CEDAR AVENUE, BLOCK 594, E. 57.4' OF LOTS 21 AND 22 -
AND E. 50' OF LOTS 23 AND 24 - Mr. Cecil G. Plummer)

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 curbs and gutters
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curbs and
gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Cedar Avenue, Block 594

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Parcel Number 002-01-111-03-95-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 2nd day of February 1970, at
4:20 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 19th
day of January, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Robinson, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
6-1-20-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-78

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (CELESTE NO. 2 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on December 22, 1969, certain territory known as _____
Celeste No. 2 Addition, and

WHEREAS, the inclusion of the area contained in _____
Celeste No. 2 Addition to the Modesto Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as _____
Celeste No. 2 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 50.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, March 9, 1970, at the hour of 7:45 P.M., is hereby named as the time and the City Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed.

On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation, printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) The Northwest corner of the annexation which is 261 feet Easterly from the Eastern line of Ellison Drive.
- (2) The Southwest corner of the annexation which is at the intersection of the Northern and the Eastern lines of Wolcott Way.
- (3) The Southeast corner of the annexation which is 531 Easterly from the intersection of the Northern and the Eastern lines of Wolcott Way along the Easterly extension of said Northern line. Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day, prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of

this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 50, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1970, by Councilman Robinson, who moved its adoption,

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

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn Johnson*
ELWYN J. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By *R. A. Hasegood*
Public Works Department

R.H.
1-13-70

CELESTE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning on the existing City limits as established by the Northeastern corner of the ROSE ACRES NO. 2 ADDITION (222), as per description filed September 19, 1968, as Instrument 29381, Stanislaus County Records, said point being on the East-West quarter line of Section 15; thence along said quarter line, South $89^{\circ} 22' 05''$ East, 534.09 feet; thence South $0^{\circ} 18' 11''$ West, 525.14 feet; thence North $89^{\circ} 41' 49''$ West, 531.46 feet, to a point on the Eastern line of the Rose Acres No. 2 Addition (222); thence along the existing City limits, North $0^{\circ} 01' 05''$ East, 528.21 feet to the point of beginning, containing 6.441 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on January 19, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell


NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: January 20, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-79

A RESOLUTION APPROVING APPROPRIATION TRANSFERS AND IMPLEMENTING REORGANIZATION OF PUBLIC WORKS UTILITY, STREETS, WATER AND GARDEN REFUSE DIVISIONS

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfers are approved:

GENERAL FUND (101)

FROM:	Salaries & Wages, Reg. (110-41)	\$65,466
TO:	Salaries & Wages, Reg. (110-50)	49,335
	Salaries & Wages, Reg. (110-51)	16,131
FROM:	Salaries, Reg. (110-41)	\$70,560
	Salaries, Utility Crew (111-50)	78,750
	Salaries, Utility Crew (111-51)	42,425
	Salaries, Utility Crew (111-52)	1,575
TO:	Salaries, Reg. (110-50)	\$55,496
	Salaries, Reg. (110-51)	14,587
	Salaries, Reg. (110-52)	4,329
	Utility Crew Credits (111-41)	118,898
FROM:	Salaries & Wages, Reg. (110-51)	\$14,194
	Equip. Rental Charges (218-51)	8,280
TO:	Salaries & Wages, Reg. (110-54)	14,194
	Equipment Rental Charges (218-54)	8,280

(To provide funds with which to accomplish reorganization of Public Works Streets and Garden Refuse Divisions approved by Council January 5, 1970. Transfer of Personnel and equipment effective January 13, 1970)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of January, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-80

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,000 FROM
GENERAL RESERVE TO A REVOLVING FUND COVERING CURBS, GUTTERS AND
SIDEWALKS UNDER FORCED CONSTRUCTION

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that
the following appropriation transfer(s) be approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$12,000
TO: P/W Streets - Curbs & Gutters, Special (5302-51)	\$12,000

(This is a revolving fund covering curbs, gutters and sidewalks under
forced construction. Funds expended from this account are recovered
later via tax rolls. Due to the unusually large number of projects
which have gone to taxes, the account has been depleted.)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 19th day of January, 1970,
by Councilman Robinson , who moved its adoption, which motion being
duly seconded by Councilman Smith , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-81

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RUE DE YOE SEWER LINE
FROM CONTRACTOR, WESTERN PIPELINE CO.

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Rue De Yoe Sewer Line

has been completed by Western Pipeline Co.

in accordance with the contract agreement dated October 27, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of
Rue De Yoe Sewer Line
be accepted from said contractor, Western Pipeline Co.,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$3,787.40
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 26th day of January,
1970, by Councilman Robinson, who moved its adoption, which motion
being duly seconded by Councilman Simon, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-82

A RESOLUTION ACCEPTING THE CONSTRUCTION OF AIRPORT APRON EXPANSION AND TAXIWAY OVERLAY AT THE MODESTO CITY-COUNTY AIRPORT FROM CONTRACTOR, THE FLINTKOTE COMPANY, DBA: STANDARD MATERIALS COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of Airport Apron Expansion and Taxiway Overlay at the Modesto City-County Airport has been completed by The Flintkote Company, dba: Standard Materials Company in accordance with the contract agreement dated October 27, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Airport Apron Expansion and Taxiway Overlay at the Modesto City-County Airport be accepted from said contractor, The Flintkote Company, dba: Standard Materials Company, that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$19,381.32 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 83

A RESOLUTION GRANTING A REVISION TO THE UNCLASSIFIED USE PERMIT PREVIOUSLY GRANTED TO MODESTO MEDICAL DEVELOPMENT COMPANY BY RESOLUTION NO. 68-1112, AS REVISED BY RESOLUTION NO. 69-733.

WHEREAS, by Resolution No. 68-1112 adopted on December 9, 1968, the City Council granted an unclassified use permit for a 4-story expansion of Doctors' Hospital at 333 W. Orangeburg Avenue, and

WHEREAS, by Resolution No. 69-733 the City Council revised the unclassified use permit previously granted revising the hospital site plan to include additional land area for additional parking facilities which revision was made subject to all the conditions set forth in Planning Commission Resolution No. 69-92, and

WHEREAS, a new application has been submitted to incorporate a 1-story building containing a total of eight thousand six hundred thirty-five (8,635) square feet on the north side of the existing hospital building to include 1) approximately three thousand seven hundred fifty (3,750) square feet for a radiation therapy department to include a supervoltage linear accelerator; 2) approximately two thousand nine hundred seventy-five (2,975) square feet for a physical therapy department; 3) approximately nine hundred sixty (960) square feet for an inhalation therapy department; and 4) approximately nine hundred fifty (950) square feet for a lobby, and

WHEREAS, Section 10-2.1401(n) of the Modesto Municipal Code provides that a hospital is an unclassified use and subject to review by the Planning Commission and City Council, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chambers located in the City Hall, 801 11th Street in the City of Modesto, on November 4, 1969, at which time the application was referred to the Stanislaus County Comprehensive Health Planning Council for a recommendation on this matter, and

WHEREAS, the Stanislaus County Comprehensive Health Planning Council at its meeting of December 3, 1969, recommended only one radiation therapy unit (linear accelerator) in Stanislaus County with its location to be at Memorial Hospital North, and

WHEREAS, the public hearing on this matter was continued by the Planning Commission at its meeting of December 16, 1969, and

WHEREAS, thereafter, upon the evidence, both oral and documentary taken and introduced at said Planning Commission hearing held on November 4, 1969, and the continued hearing on December 16, 1969, the Planning Commission adopted Resolution No. 69-140, recommending to the Council the granting of a revision to the Unclassified Use Permit previously granted by Council Resolution No. 68-1112, as revised by Council Resolution No. 69-733, said revision shall include a total of eight thousand six hundred thirty-five (8,635) square feet for the following uses:

1. Approximately three thousand seven hundred fifty (3,750) square feet for a radiation therapy department, excluding the use of supervoltage.

2. Approximately two thousand nine hundred seventy-five (2,975) square feet for a physical therapy department.

3. Approximately nine hundred sixty (960) square feet for an inhalation therapy department.

4. Approximately nine hundred fifty (950) square feet for a lobby.

Said revision shall be subject to the following conditions:

1. That the location and conformation of the building additions shall be as shown on the plot plan titled "Additions to Doctors' Hospital, dated November 4, 1969", as amended in red and on file in the office of the Planning Director.

2. That development of the proposed therapy addition shall be subject to all of the conditions set forth in Planning Commission Resolution No. 69-92,

and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers located in the City Hall, 801 11th Street, at 7:45 o'clock P.M. on January 26, 1970, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary, was taken and introduced, and the Council found and determined that the granting of a revision to the unclassified use permit previously granted to Modesto Medical Development Company by Resolution No. 68-1112, as revised by Resolution No. 69-733, to include a total of eight thousand six hundred thirty-five (8,635) square feet for the uses set forth above is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 69-140 adopted on December 16, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it grants a revision to the unclassified use permit previously granted by Council Resolution No. 68-1112, as revised by Council Resolution No. 69-733, to include a total of eight thousand six hundred thirty-five (8,635) square feet for the uses and subject to the conditions set forth in Planning Commission Resolution No. 69-140, which by this reference is incorporated herein as though set forth in full.

BE IT FURTHER RESOLVED that failure to comply with the conditions set forth in Planning Commission Resolution No. 69-140 above referred to, shall constitute grounds for revocation of this unclassified use permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: m None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

PLANNING COMMISSION
RESOLUTION NO.69-140

A RESOLUTION RECOMMENDING TO THE COUNCIL THE GRANTING OF REVISION NO. 2 TO THE UNCLASSIFIED USE PERMIT PREVIOUSLY GRANTED BY COUNCIL RESOLUTION 68-1112 FOR A 4-STORY EXPANSION OF DOCTORS' HOSPITAL (RADIATION, PHYSICAL, AND INHALATION THERAPY DEPARTMENTS)

WHEREAS, by Resolution No. 68-1112 adopted on December 9, 1968, the City Council granted an unclassified use permit for a 4-story expansion of Doctors' Hospital at 333 W. Orangeburg Avenue; and

WHEREAS, by Resolution No. 69-733 the City Council revised the unclassified use permit previously granted revising the hospital site plan to include additional land area for additional parking facilities which revision was made subject to all the conditions set forth in Planning Commission Resolution No. 69-92; and

WHEREAS, a new application has been submitted to incorporate a 1-story building containing a total of 8635 square feet on the north side of the existing hospital building to include 1) approximately 3750 square feet for a radiation therapy department to include a supervoltage lineal accelerator; 2) approximately 2975 square feet for a physical therapy department; 3) approximately 960 square feet for an inhalation therapy department; and 4) approximately 950 square feet for a lobby; and

WHEREAS, a public hearing was held by the Planning Commission on November 4, 1969, and the application was referred to the Stanislaus County Comprehensive Health Planning Council for a recommendation on this matter; and

WHEREAS, the Stanislaus County Comprehensive Health Planning Council at their meeting of December 3, 1969, recommended only one radiation therapy unit (linear accelerator) in Stanislaus County, and its location to be at Memorial Hospital North; and

WHEREAS, the public hearing was continued by the Planning Commission on December 16, 1969;

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines that the request for a linear accelerator or any other supervoltage radiation therapy addition is not required by the public necessity, convenience and general welfare because the Stanislaus County Comprehensive Health Planning Council at their meeting of December 3, 1969, recommended only one radiation therapy unit (linear

accelerator) in Stanislaus County, and its location to be at Memorial Hospital North; and

BE IT FURTHER RESOLVED that the Planning Commission hereby finds and determines that the therapy additions, excluding radiation therapy employing supervoltage, as described above, are required by public necessity, convenience, and general welfare in that the addition would increase the hospital service potential to the community and should therefore be approved as a modification to the existing plan.

BE IT FURTHER RESOLVED that the Planning Commission recommends to the Council the granting of Revision No. 2 to the unclassified use permit previously granted by Council Resolution 68-1112 for a 4-story expansion of Doctors' Hospital as revised by Council Resolution 69-733 which incorporated additional land area for parking facilities, said latest revision shall include a total of 8635 square feet for the following uses:

- 1) approximately 3750 square feet for a radiation therapy department, excluding the use of supervoltage;
 - 2) approximately 2975 square feet for a physical therapy department;
 - 3) approximately 960 square feet for an inhalation therapy department; and
 - 4) approximately 950 square feet for a lobby.
- Said revision shall be subject to the

following conditions:

- ✓ 1. That the location and conformation of the building additions shall be as shown on the plot plan titled "Additions to Doctors' Hospital, dated November 4, 1969", as amended in red and on file in the office of the Planning Director.
- ✓ 2. That development of the proposed therapy addition shall be subject to all of the conditions set forth in Planning Commission Resolution 69-92.


The foregoing resolution was introduced at the regular meeting of the Planning Commission held on December 16, 1969, by Kenneth Marple, who moved its adoption, which motion was seconded by Frank Muratore, and carried by the following vote:

Ayes: Alexander, Marple, Muratore, and Sutton

Noes: Nicholson and Dunlap

Absent: Gagos (disqualified himself from this matter due to conflict of interest)

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO.


William S. Nichols, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 70-84

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE REQUEST OF DOCTORS' HOSPITAL FOR PERMISSION TO INSTALL A SUPERVOLTAGE LINEAL ACCELERATOR.

WHEREAS, the application of Doctors' Hospital for permission to install a supervoltage lineal accelerator was denied by the Modesto City Planning Commission on December 16, 1969, and

WHEREAS, Doctors' Hospital filed an appeal to this decision with the City Clerk on December 24, 1969, and requested that a public hearing be held before the City Council of the City of Modesto, and

WHEREAS, the Council set January 26, 1970, at 7:45 o'clock P. M. in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, as the time and place for the public hearing on the appeal, and

WHEREAS, on the basis of the evidence, both oral and documentary taken and introduced at said public hearing, the Council finds and determines that the decision of the Planning Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Doctors' Hospital for permission to install a radiation therapy department to include a supervoltage lineal accelerator be denied, subject to the condition that if Memorial Hospital does not make significant progress toward the installation of a lineal accelerator by January 1, 1971, Doctors' Hospital may request the Planning Commission of the City of Modesto to ask the Stanislaus County Comprehensive Health Planning Council to review the application of Doctors' Hospital with a view toward reconsideration thereof by the Planning Commission and the City Council to permit Doctors' Hospital to install a supervoltage lineal accelerator in its radiation therapy department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

(SEAL)

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-85

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON JONES STREET AT
117 JOHNSON STREET, BLOCK 568, LOT 28 - Mr. Joe Stallone)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks _____ have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Jones Street, Block 568

_____, and
WHEREAS, the Council, did, on January 12, 1970, adopt its Resolution No. 70-43, directing the Superintendent of Streets to give notice requiring the construction of sidewalk _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 26th day of January, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-43, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-43 and Chapter 27, Park 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 January, 19 70, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-44 and Chapter 27, Park 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 January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-45 and Chapter 27, Park 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 January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-88

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 228-230 JOHNSON STREET,
BLOCK 570, LOTS 42 AND 43 - Mr. Samuel A. Kauffman)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Johnson Street, Block 570, and

WHEREAS, the Council, did, on January 12, 19 70, adopt its Resolution No. 70-46, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 26th day of January, 19 70, at 7:50 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 notice to be given as directed by said Resolution No. 70-46, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-46 and Chapter 27, Park 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 January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-89

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 220-226 JOHNSON STREET,
BLOCK 570, LOTS 38 TO 41, INCLUSIVE - Mrs. Flora Calleri)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Johnson Street, Block 570

, and
WHEREAS, the Council, did, on January 12, 1970, adopt its Resolution No. 70-47, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 26th day of January, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-47, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-47 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 26th day of January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-90

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON FLOYD STREET AT
217 FLOYD STREET AND 301 SEMPLE STREET, BLOCK 571,
LOTS 22 AND 23 - Mr. John V. Marshall)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets
and Highways Code of the State of California establishes a procedure
pursuant to which the construction of sidewalks, curbs and gutters
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks,
curbs and gutters have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Floto Street and Semple Street, Block 571
_____, and

WHEREAS, the Council, did, on January 12, 1970,
adopt its Resolution No. 70-48, directing the Superintendent of
Streets to give notice requiring the construction of sidewalks,
curbs and gutters along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the
26th day of January, 1970, at 7:50 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 notice
to be given as directed by said Resolution No. 70-48, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or
denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-48 and Chapter 27, Park 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 January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-91

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO.) AT 619 CEDAR STREET,
BLOCK 591, W. 76' OF LOTS 23 AND 24 (Mr. Nimolty C. MacDonald)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Cedar Street, Block 591

_____, and
WHEREAS, the Council, did, on January 12, 1970, adopt its Resolution No. 70-51, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 26th day of January, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-51, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-51 and Chapter 27, Park 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 January, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-92

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (SIDEWALK, CURB AND GUTTER ON FAIRMONT AVE. AND SIDEWALK ON MAGNOLIA AVE. AT 1001 MAGNOLIA AVE., PORTION OF BLOCK 733 - \$897.38 - Dr. David J. New) 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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-711, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 26, 1970, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the ^{cost of} construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$897.38

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$897.38 Dollars, be assessed in ten annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Parcel Number 02-01-113-05-11-001 as per Stanislaus County Assessor's Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth

W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-93

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (AT 1030 FOURTH STREET, BLOCK 18, LOTS 29 to 32, INCLUSIVE - \$535.00 - Silas W. Green.)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-706, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 26, 1970, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the ^{cost of} construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of _____
\$535.00

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$535.00 Dollars, be assessed in five annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 29 to 32 inclusive, Block 18 of City of Modesto, as per Deed recorded in Volume 1812 at Page 330 as Instrument 44416, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-94

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (ON STODDARD AVENUE AT 402 ELMWOOD AVENUE, BLOCK 553, LOTS 14 AND 15 - \$585.97 - Manuel M. Acosta)

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 curb and gutter may be required, and

WHEREAS, the Council, did, on June 16, 1969, adopt its Resolution No. 69-551, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 26, 1970, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the ^{cost of} construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of _____
\$585.97.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$585.97 Dollars, be assessed in ten annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Parcel Number 002-01-110-03-72-001 as per Stanislaus County Assessor's Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-95

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE
CITY OF MODESTO TO CALL A SPECIAL ELECTION TO
ANNEX TERRITORY TO THE CITY OF MODESTO.
(HIGHWAY VILLAGE ADDITION)

WHEREAS, on the 14th day of January, 19 70, a
petition proposing that the following described new territory, to
wit, Highway Village Addition, be annexed to the
City of Modesto, was duly received by the Council of the City of
Modesto, and

WHEREAS, said petition is signed by not less than one-
fourth (1/4) of the qualified electors residing within said
described territory as shown by the County registration of voters,
and

WHEREAS, said petition contains said description of the
said new territory proposed to be annexed to said City of Modesto,

NOW, THEREFORE, it is hereby resolved that it is the
intention of this Council to call a special election for the pur-
pose of submitting to the electors residing within the hereinafter
described territory the question whether or not said described
territory should be annexed to said City of Modesto, and the
property therein subjected to taxation after annexation equally
with the property within the City, to pay the bonded indebtedness
of the City of Modesto for the acquisition, construction or com-
pletion of municipal improvements outstanding or authorized at the
date of the first publication of the notice of the election. Said
territory is described as attached hereto.

Said territory shall be designated and referred to upon
election ballots as Highway Village Addition.

Any person owning real property within the said described
territory may appear before the Council of the City of Modesto on
the 2nd day of March, 1970, at the hour of 5:00
o'clock P.M., at the Council Chambers located in the City Hall,
801 - 11th Street, Modesto, California, concerning written protest
against the annexation filed pursuant to Government Code Section 35120.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Blasegood
Public Works Department

R. A. Blasegood
1-22-70

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North $0^{\circ} 46'$ West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North $0^{\circ} 46'$ West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North $0^{\circ} 46'$ West, 320.68 feet, to a point on the Southern line of the PRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South $88^{\circ} 42'$ West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North $0^{\circ} 46'$ West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South $88^{\circ} 52'$ West, 959.82 feet; South $46^{\circ} 51'$ West, 798.57 feet; South $25^{\circ} 11' 30''$ West, 107.00 feet; South $46^{\circ} 27' 15''$ West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South $46^{\circ} 27' 15''$ West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South $43^{\circ} 31'$ East, 1171.56 feet; South $43^{\circ} 32' 30''$ East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North $0^{\circ} 46'$ West, 755.69 feet; thence North $89^{\circ} 14'$ East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-96

A RESOLUTION AUTHORIZING EXERCISE OF OPTION TO EXTEND LEASE
OF PREMISES OCCUPIED BY BROUGHTON BRANCH LIBRARY

BE IT RESOLVED BY THE COUNCIL of the City of Modesto that the City of Modesto hereby exercises its option to extend the lease of premises located at 2031 Yosemite Boulevard, Modesto, California, Broughton Branch Library, for a period of one year, beginning June 1, 1970 and ending May 31, 1971, on the same terms and conditions as set forth in the agreement between the City of Modesto and George W. Eisenhut, dated May 25, 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simom, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-97

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MANUEL SANTOS FOR SEWER SERVICE OUTSIDE THE CITY TO PROPERTY AT
1523 PAULETTE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Manuel Santos
for sewer service outside the City to property at 1523 Paulette
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
January , 1970 , by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Simon,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-98

A RESOLUTION APPROVING ADDITIONAL PURCHASES TO THE EQUIPMENT
POOL (No additional funds required)

WHEREAS, the Director of Public Works in a memorandum dated
January 22, 1970 has requested additional vehicles be purchased
for the equipment pool, and

WHEREAS, the purchase of the recommended equipment can be
handled by transfers within the fund and there is no anticipated
need for additional funds.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that the request for additional pool equipment as outlined
in a memorandum from the Director of Public Works to the City
Manager, dated January 22, 1970, Subject: "Request for Additional
Pool Equipment," (attached hereto and marked 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 26th day of
January, 1970, by Councilman Robinson, who moved its adoption,
which motion being duly seconded by Councilman Simon, was upon
roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

M E M O R A N D U M

January 22, 1970

TO: City Manager

FROM: Director of Public Works

SUBJECT: Request for Additional Pool Equipment

In the course of analyzing the operation of the equipment pool in terms of various departmental needs and maintaining the level of service, it has become apparent that there are two areas which need immediate attention. The immediacy comes as a result of the impending call for bids on new and replacement equipment currently included in the Service Division Budget.

One place where adjustment is needed is in the category of pickup trucks. For the past two years the operating divisions in both the Parks and Recreation and Public Works Departments have been handicapped at times due to the unavailability of vehicles. Generally, this has occurred during the peak months from May 1 until November 1 and has been caused by the following factors:

1. Operating procedures have been changed; and, while equipment rental budgets were increased to reflect the changes, vehicles, particularly pickup trucks, were not added to the pool.
2. By keeping equipment at a bare minimum, replacement vehicles for those being serviced or repaired were not available.
3. Much of the pool equipment has a special use.

Regarding the last point, for example, the record will show that there are 66 $\frac{1}{2}$ -ton pickups in the equipment pool; of these, 24 are equipped with special bodies, special paint, or special equipment which makes them virtually unusable for any operations other than those to which they are normally assigned. These units are used in such areas as water service, surveying, pet control, Fire Department, traffic painting, electrical maintenance, etc. In addition, there are 18 radio-equipped units which are used by supervisory personnel.

For these reasons it is requested that we be authorized to purchase four additional units for the pool: three $\frac{1}{2}$ -ton pickups and one $\frac{3}{4}$ -ton pickup. We would propose to equip the $\frac{3}{4}$ -ton pickup with fender tool boxes to be purchased from savings in the Streets Division and use the vehicle to replace the $\frac{3}{4}$ -ton dump truck now being used by the Streets Leadman, thus freeing a more versatile piece of equipment for pool use.

The second area which requires attention is in the Garden Refuse Division. The recent annexations of nearly 1,000 acres of developed residential area have exceeded our capability on an annual basis to continue to provide once-a-week garden refuse service with our current inventory of standard equipment. It is requested, therefore, that the purchase of an additional 2-ton truck with dump body be authorized. We will request

personnel to man the truck in the 1970-71 budget, but will fill in with personnel from the Streets Division during the months of May and June when we have anticipated that the vehicle will become available for use.

The estimated cost of purchasing this equipment is as follows:

3 ½-ton pickups @ \$2,000	\$6,000
1 3/4-ton pickup @ \$2,625	2,625
1 2-ton dump @ \$5,775	<u>5,775</u>
Total	\$14,400

Offsetting this cost will be smaller expenditures in certain areas of the Service Division budget. Replacement of pool items is based upon a variety of factors including mileage and maintenance cost, availability of parts, etc., and in the course of our final review we have found that there are some savings that can be effected. Also, the proposal to change the Police Department over to a two-fleet operation will show an expenditure less than that anticipated. Finally, we have found a way to make better use of an existing piece of equipment, thus eliminating the need to replace another unit this year. Therefore, expenditures on these items will be less than the amount budgeted, by the following:

1. Replacement of 7 ½-ton pickups instead of 8	\$ 1,800
2. Replacement of 13 patrol cars instead of 15, by 13 detective cars	8,500
3. Cancelling replacement of one 4-wheel tractor	2,700
4. Conversion of vacuum truck to 6-yd. dump instead of replacement of 4-yd. dump	4,000
5. Replacement of 2 3/4-ton pickups instead of 3	<u>2,550</u>
Total	\$19,550

If we can obtain authorization to proceed on this basis, the Purchasing Officer can complete the material he needs for his bid call.


Ross Campbell

RC:FR:la
cc:City Clerk
City Attorney
Finance Director
Purchasing Officer

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-99

A RESOLUTION APPROVING APPLICATION FOR FUNDS FROM CALIFORNIA AIRPORT ASSISTANCE REVOLVING FUND TO BE SUBMITTED TO THE CALIFORNIA DEPARTMENT OF AERONAUTICS (ALLOCATIONS FOR THE FISCAL YEAR 1971-1972) AND AUTHORIZING CITY MANAGER TO EXECUTE THE APPLICATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the application for funds from California Airport Assistance Revolving Fund to be submitted to the California Department of Aeronautics by January 31, 1970 (allocations for the fiscal year 1971-1972) for the following projects is hereby approved:

Airplane Wash Area	\$ 4,000
Aircraft Tiedown Overlay/Stage 2	\$10,000
Access Road North End Airport	\$17,000

BE IT FURTHER RESOLVED that the execution of said agreement by the City Manager 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 January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-100

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
F. K. FLODEN CORPORATION FOR PARTIAL SETTLEMENT OF AN UNPAID
INDUSTRIAL SEWER DEBT (Bankruptcy Proceedings)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and F. K. Floden
Corporation

for partial settlement of an unpaid industrial sewer debt,
(as set forth in a letter from Eadie and Payne, Certified Public
Accountants, 595 No. Arrowhead Avenue, San Bernardino, California 92402,
dated January 12, 1970)
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
January , 1970 , by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Simon,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-101

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO COMMENCE PROCEEDINGS TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO DESIGNATED AS THE STANDIFORD ADDITION.

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report and recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the inhabited territory more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, 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 January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

(SEAL)

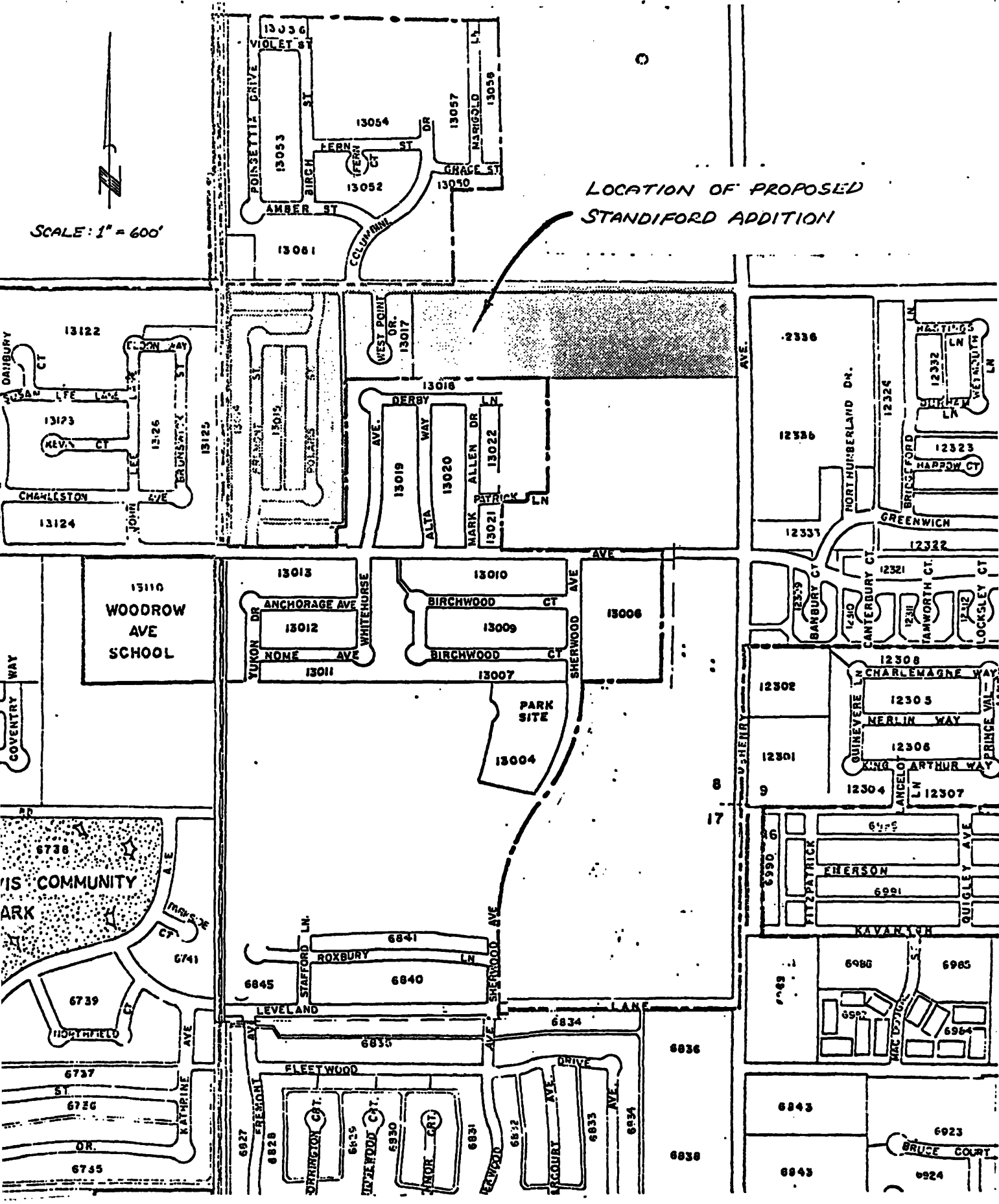
ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

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

SCALE: 1" = 600'

LOCATION OF PROPOSED STANDIFORD ADDITION



MODESTO CITY COUNCIL
RESOLUTION NO. 70-102

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS SANTA ANA ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on January 21, 1970, requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Santa Ana Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on January 16, 1970, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 9th day of March, 1970, at the hour of 7:50 o'clock P. M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, at which time and place any person owning real property within such territory and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such territory should not be so annexed. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the

owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970,

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By P. A. Hesegood
Public Works Department

SANTA ANA ADDITION

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of the Northeast quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9, 10, 11, 12, 13 and 14 of Block 1 of DEL ESTE SUBDIVISION as per map filed April 14, 1914, in Volume 8 of Maps, Page 12, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Southern line of the LA LOMA - YOSEMITE ADDITION (55), said point being on the center line of a 60.00 foot public road known as Santa Ana Avenue; thence along the existing City Limits and Northern line of Lot 14 of said Block 1, East 238.34 feet, to the Western line of the 20.00 foot Alley in said Block 1; thence along said Western line, South $00^{\circ} 54'$ East, 326.69 feet, to the Southern line of Lot 9 in said Block 1; thence along said Southern line and its Westerly extension, West, 238.34 feet, to the center line of Santa Ana Avenue; thence along said center line, North $00^{\circ} 54'$ West, 326.69 feet, to the point of beginning, containing 1.787 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-103

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE MONTCLAIR NO. 2 ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on January 16, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Montclair No. 2 Addition,

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

That the annexation of said uninhabited territory designated as Montclair No. 2 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. C. Rosewood
Public Works Department

R. Hill
-22-70

MONTCLAIR #2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the South half of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the MONTCLAIR ADDITION(233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records, said point being on the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963, as Instrument 5121, Stanislaus County Records, said point being also on the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Southeastern corner of property conveyed to DAVID V. SWITZER, et ux, by Deed recorded January 5, 1956, as Instrument 235, Stanislaus County Records; thence along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Switzer property, North $01^{\circ} 02' 40''$ West, 281.97 feet to the Northeastern corner of said Switzer property and the Southeastern corner of property conveyed to CLARENCE N. NUNN, et ux, by Deed recorded March 28, 1947 as Instrument 8973, Stanislaus County Records; thence continuing along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Nunn property, North $01^{\circ} 02' 40''$ West, 115.06 feet to a point on a line which is parallel with and 115.00 feet, measured at right angles, Northerly from the Southern line of the Nunn property; thence along said parallel line, North $89^{\circ} 09' 44''$ West, 772.78 feet to a point on the Northerly projection of the Western line of property, conveyed to DONALD E. LANDES, et ux, by Deed recorded May 13, 1961, as Instrument 15860, Stanislaus County Records; thence along said Northerly projection, South $01^{\circ} 02' 40''$ East, 115.06 feet, to the Northwestern corner of said Landes property; thence along the Western line of the Landes property, South $01^{\circ} 02' 40''$ East, 281.97 feet to the Northern line of the Montclair Addition (233); thence along the existing City Limits on the Northern line of the Montclair Addition (233), South $89^{\circ} 09' 44''$ East, 772.78 feet, to the point of beginning, containing 7.040 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-104

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE OLD OAKDALE ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on January 16, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Old Oakdale Addition,

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

That the annexation of said uninhabited territory designated as Old Oakdale Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Rosegood
Public Works Department

SMH
1-22-70

OLD OAKDALE ADDITION

All that real property in the State of California, County of Stanislaus, in the Southwest quarter of Section 23, 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 Eastern line of MORNINGSIDE HEIGHTS ADDITION (192) as per description filed June 14, 1966, as Instrument 21018, Stanislaus County Records, said point being on the East-West quarter section line and North $89^{\circ} 59'$ East, 16.50 feet from the West quarter corner of Section 23; thence along said East-West quarter line North $89^{\circ} 59'$ East, 1422.96 feet; thence South $00^{\circ} 45'$ East, 612.15 feet; thence South $89^{\circ} 59'$ West, 1422.96 feet, to a point on the existing City Limits on the Eastern line of Addition (192); thence along said existing City Limits, North $00^{\circ} 45'$ West, 612.15 feet to the point of beginning, containing 19.997 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-105

A RESOLUTION NAMING THE 40-FOOT PART-WIDTH STREET TO BE EXTENDED WESTERLY FROM SPENCER AVENUE, 240 FEET NORTH OF CALIFORNIA AVENUE, "MARNI WAY".

WHEREAS, by Resolution No. 70-19, adopted on January 20, 1970, the Planning Commission approved a tentative parcel map for the division of property located on the west side of Spencer Avenue, 240 feet north of California Avenue, and

WHEREAS, said tentative parcel map included a 40-foot part-width public street extending westerly from Spencer Avenue to be dedicated and improved to provide access to the property and adjacent property, and

WHEREAS, it is desirable that said street be officially named for mapping and record purposes, and

WHEREAS, Section 34091.1 of the Government Code of the State of California provides that whenever the legislative body finds that a name should be adopted and applied to any city street, or that the existing name of any city street should be changed, the legislative body may adopt a resolution designating a name for, or change of name of, such street, and

WHEREAS, the Stanislaus County Planning Department has found no existing conflict of name with existing street names, and

WHEREAS, the property owner has proposed "Marni Way" as the name of said 40-foot part-width street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 70-20, adopted January 20, 1970, that said 40-foot part-width street to be extended westerly from Spencer Avenue, 240 feet north of California Avenue, be officially named "Marni Way,

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

1. That the 40-foot part-width street to be extended westerly from Spencer Avenue, 240 feet north of California Avenue, be officially named "Marni Way".

2. That the Director of Parking and Traffic be directed to erect street name signs accordingly.

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 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-106

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP (Wolverine Building Service, Inc.)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 22-3-9 of the zoning map to prezone to Two-Family Residential Zone, P-R-2 (Wolverine Building Service, Inc.)

the following described property:

See Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-14 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 22-3-9 of the Zoning Map be set for February 24, 1970 at 8:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

All that certain real property situate in portion of Lots 7, 10, 15, and 18 of Broughton Colony Tract, according to the official map thereof, recorded in Volume 1 of Maps at Page 78, Stanislaus County Records, being a portion of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the intersection of the centerline of Rose Avenue with the Westerly extension of the South line of Cranbrook Colony No. 1, according to the official map thereof, recorded in Volume 21 of Maps at Page 37, Stanislaus County Records; thence South $0^{\circ} 37'$ East along said centerline of Rose Avenue a distance of 953.40 feet; thence North $89^{\circ} 23'$ East 130.00 feet; thence North $0^{\circ} 37'$ West 521.00 feet; thence North $82^{\circ} 40' 26''$ East 10.07 feet; thence North $0^{\circ} 37'$ West 146.00 feet; thence North $89^{\circ} 52' 45''$ East 1043.32 feet; thence South $0^{\circ} 42' 30''$ East 995.00 feet; thence South $20^{\circ} 39' 35''$ East 380.98 feet; thence North $0^{\circ} 42' 30''$ West 1635.80 feet to the Southeast corner of Cranbrook Colony No. 2, according to the Official Map thereof, recorded in Volume 21 of Maps at Page 74, Stanislaus County Records; thence South $89^{\circ} 52' 45''$ West along the South line of said Cranbrook Colony No. 2 and said Cranbrook Colony No. 1 a distance of 1312.88 feet to the point of beginning.

Excepting therefrom the easterly 20 feet of Rose Avenue adjacent to the above described property.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-107

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP (Lakewood Memorial Park Endowment Fund)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 19-3-9 of the zoning map to re-classify from One-Family Residential Zone, R-1, to Two-Family Residential Zone, R-2 (Lakewood Memorial Park Endowment Fund)

the following described property:

See Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-16 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 19-3-9 of the Zoning Map be set for February 24, 1970 at 8:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

All that portion of the northwest quarter of Section 19, Township 3 South, Range 9 East, M. D. B. and M. described as follows:

Commencing at the northwest corner of said Section 19; thence South $89^{\circ}21' 30''$ East along the north line of said Section 19 a distance of 1210.90 feet; thence South $0^{\circ} 34' 22''$ East a distance of 10.00 feet to the centerline of Evergreen Avenue and the true point of beginning of this description; thence South $89^{\circ} 21' 30''$ East along said centerline of Evergreen Avenue, parallel to and 10.00 feet distant southerly at right angles from the aforementioned north line of Section 19, a distance of 751.69 feet; thence South $0^{\circ} 34' 30''$ East a distance of 308.49 feet; thence North $89^{\circ} 21' 30''$ West a distance of 752.27 feet; thence North $0^{\circ} 34' 22''$ West a distance of 308.49 feet to the point of beginning.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-108

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 26-3-9 OF ZONING MAP (Hirleman, et al)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 26-3-9 of zoning map to reclassify from One-Family Residential Zone, R-1, to Two-Family Residential Zone, R-2, and to prezone to P-R-2, ~~XXXXXX~~

the following described property:

See Exhibit "A" attached.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-15 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 26-3-9 of the Zoning Map be set for February 24, 1970 at 8:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

PARCEL 1 - Property to be Rezoned From R-1 to R-2

All that certain real property situate in the Northwest Quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the interior Quarter corner of said Section 26; thence North $0^{\circ} 34' 45''$ West along the East line of said Northwest Quarter of Section 26 a distance of 715.93 feet; thence North $89^{\circ} 40' 56''$ West 45.71 feet; thence Westerly 84.99 feet along a tangent curve concave to the North, having a radius of 430.00 feet and a central angle of $11^{\circ} 19' 27''$; thence South $0^{\circ} 34' 45''$ East along a non-tangent line 330.43 feet; thence North $89^{\circ} 58'$ West 22.03 feet; thence South $0^{\circ} 02'$ West 394.50 feet to the South line of said Northwest Quarter of Section 26; thence South $89^{\circ} 58'$ East along said South line 156.25 feet to the point of beginning.

Including also the South one-half of the Modesto Irrigation District's Lateral No. 2 adjacent to the above described property.

PARCEL 2 - Property to be Prezoned to R-2

All that certain real property situate in the Southwest Quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the interior Quarter section corner of said Section 26; thence North $89^{\circ} 58' 05''$ West along the East-West Quarter section line of said Section 26, a distance of 120.00 feet; thence South $0^{\circ} 33' 30''$ East along a line parallel with and 120.00 feet Westerly of the North-South Quarter section line of said Section 26 a distance of 660.19 feet to the South line of the North half of the Northeast Quarter of the Southwest Quarter of said Section 26; thence South $89^{\circ} 55' 45''$ East along said South line of the North half of 120.00 feet to said North-South Quarter section line of Section 26; thence North $0^{\circ} 33' 30''$ West along said North-South Quarter section line of Section 26 a distance of 660.19 feet, more or less, to the point of beginning.

Excepting therefrom the South one-half of the Modesto Irrigation District's Lateral No. 2 adjacent to the above described property.

PARCEL 3 - Property to be Rezoned from R-1 to R-2

All that certain real property situate in the South half of the Northeast Quarter of the Southwest Quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the Northeast corner of said South half of the Northeast Quarter of the Southwest Quarter of Section 26; thence South $0^{\circ} 33' 30''$ East along the East line of said South half of the Northeast Quarter of the Southwest Quarter of Section 26 a distance of 540.27 feet; thence South $89^{\circ} 26' 30''$ West 80.00 feet; thence North $0^{\circ} 33' 30''$ West 125.00 feet; thence South $89^{\circ} 26' 30''$ West 35.00 feet; thence North $0^{\circ} 33' 30''$ West 416.53 feet to the North line of said South half of the Northeast Quarter of the Southwest Quarter of Section 26; thence South $89^{\circ} 55' 45''$ East along said North line of said South half 115.01 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-109

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 7-3-9 OF THE ZONING MAP (Tully Manor Enterprises)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 7-3-9 of the zoning map to rezone from One-Family residential zone, R-1, to two-family residential zone, R-2,

the following described property:

See Exhibit "A" attached

and


WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 7-3-9 of the Zoning Map be set for February 24, 1970 at 8:20 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

All that certain real property situate in the South half of the Northwest Quarter of the Southeast Quarter of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Commencing at the Southeast corner of said Northwest Quarter of the Southeast Quarter of Section 7; thence North $89^{\circ} 11' 45''$ West along the South line of said Northwest Quarter of the Southeast Quarter of Section 7 a distance of 1157.24 feet to the Southeast corner of property conveyed to the Protestant Episcopal Bishop of San Joaquin as described in Deed recorded on August 22, 1963, as Instrument No. 32023, Stanislaus County Records; thence North $0^{\circ} 52' 03''$ West along the East line of said Episcopal Church property 378.01 feet to the Northeast corner thereof and the point of beginning of this description, said point being on the South line of property conveyed to B. J. and Glynda J. DePee as described in Deed recorded in Volume 2242 of Official Records, at Page 622, Stanislaus County Records; thence South $89^{\circ} 09' 53''$ East along said South line of the DePee Property 394.54 feet; thence South $0^{\circ} 48' 15''$ West 137.63 feet; thence North $89^{\circ} 11' 45''$ West 312.00 feet; thence South $88^{\circ} 31' 36''$ West 78.49 feet to said East line of the Episcopal Church property; thence North $0^{\circ} 52' 03''$ West along said East line of the Episcopal Church property 141.02 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-110

A RESOLUTION TRANSFERRING ONE HUNDRED THOUSAND AND NO/100THS (\$100,000.00) DOLLARS FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SERVICE DIVISION REVOLVING FUND (FUND NO. 512).

WHEREAS, the sum of One Hundred Thousand and no/100ths (\$100,000.00) Dollars is available in the Unappropriated Fund Balance of the General Fund (Fund No. 101), and

WHEREAS, said sum will not be required for operating costs of the City during the 1969-70 fiscal year, and

WHEREAS, the Council desires to transfer said sum to the Service Division Revolving Fund (Fund No. 512) to be utilized for the replacement and acquisitions of equipment,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of One Hundred Thousand and no/100ths (\$100,000.00) Dollars be and is hereby transferred from the Unappropriated Fund Balance of the General Fund (Fund No. 101) to the Service Division Revolving Fund (Fund No. 512).

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 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-111

A RESOLUTION APPOINTING R. L. CLOWARD TO THE CHARTER REVISION COMMITTEE AND ACCEPTING THE RESIGNATIONS OF JAMES COLEMAN AND DAVE McCAIN FROM THE CHARTER REVISION COMMITTEE

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 that R. L. Cloward is hereby appointed to the Charter Revision Committee.

BE IT FURTHER RESOLVED that the resignations of James E. Coleman and David C. McCain from the Charter Revision Committee are hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of January, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-112

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR AUTOMOTIVE EQUIPMENT: 13 - 4-DOOR SEDANS; 1 - STATION WAGON; 10 - 1/2-TON PICKUPS; 4 - 3/4T PICKUPS; 3 - 2-T TRUCKS

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

SECTION 1. The plans and specifications for automotive equipment: 13 - 4-door sedans; 1 - station wagon; 10 - 1/2-ton pickups; 4 - 3/4-ton pickups; 3 - 2-ton trucks, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 17, 1970 at 2:00 P.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February 19 70, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-113

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL CO. FOR
INSTALLATION OF WATER LINES IN RUMBLE, COFFEE, BLOCK 121, NEEDHAM AND
ROBERTSON ROAD

WHEREAS, Resolution No. 70-35 adopted by the Council of the City
of Modesto on January 12, 1970 approved the plans and specifications
for the installation of water lines in Rumble, Coffee, Block 121, Needham
and Robertson Road,
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines
in aforesaid locations
were opened at 10:10 A.M. on Jan. 27, 1970, and later tabulated by
the Public Works Department for the consideration of the Council,
and

WHEREAS, the Director of Public Workshas recommended that the bid
of Industrial Electrical Co. in the amount of \$24,184.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Industrial Electrical Co. for installation of water lines
in Rumble, Coffee, Block 121, Needham and Robertson Road in the amount
of \$24,184.00

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 2nd day of February, 1970,
by Councilman Robinson, who moved its adoption, which motion being
duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-114

A RESOLUTION ACCEPTING THE BID OF FERRERO ELECTRIC, INC., FOR STREET LIGHT IMPROVEMENTS, UNIT NO. 1, UPDATING AREA STAGE I; AND UNIT NO. 2, DOWNTOWN POST TOP STAGE I

WHEREAS, Resolution No. 70-9 adopted by the Council of the City of Modesto on January 5, 1970 approved the plans and specifications for the street light improvements, Unit No. 1, updating area Stage I; and Unit No. 2, Downtown Post Top Stage I, and authorized the calling for bids, and

WHEREAS, the bids received for the street light improvements as listed above were opened at 10:00 A.M. on Jan. 27, 1970, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Ferrero Electric, Inc., in the amount of \$28,629.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Ferrero Electric, Inc. for street light improvements, Unit No. 1, updating area Stage I; and Unit No. 2, Downtown Post Top Stage I, in the amount of \$28,629.00

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 2nd day of February, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-115

A RESOLUTION ACCEPTING THE BID OF I-R EQUIPMENT CORP. TO SUPPLY
ONE (1) BACKHOE LOADER

WHEREAS, Resolution No. 69-1101 adopted by the Council of the City of Modesto on December 1, 1969 authorized the Purchasing Officer to negotiate for the purchase of a new backhoe-loader with a tilt bed transport trailer and authorized waiver of formal bid procedure, and

WHEREAS, the Purchasing Officer in a memorandum to the City Manager dated January 29, 1970, Subject: "Backhoe-Loader and Trailer Purchase," has recommended that the bid of I-R Equipment Corp., 903 Del Paso Boulevard, Sacramento, California, to supply one (1) Model 140 Dynahoe Backhoe with a 3/8 cubic yard backhoe bucket and 1-1/2 cubic yard loader complete in all respects including taxes and transportation at \$19,404.00 be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of I-R Equipment Corp. to supply one (1) backhoe-loader (as described above) for a total amount of \$19,404.00 be accepted and the execution of a purchase order be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-116

A RESOLUTION ACCEPTING THE BID OF NANCE FORD TRACTOR TO FURNISH ONE (1) LOW BED TRANSPORT TRAILER DESIGNED SPECIFICALLY FOR BACKHOE HAULING

WHEREAS, Resolution No. 69-1101 adopted by the Council of the City of Modesto on December 1, 1969 authorized the Purchasing Officer to negotiate for the purchase of a new backhoe-loader with a tilt bed transport trailer and authorized waiver of formal bid procedure, and

WHEREAS, the Purchasing Officer in a memorandum to the City Manager dated January 29, 1970, Subject: "Backhoe-Loader and Trailer Purchase," has recommended that the bid of Nance Ford Tractor, 756 South Ninth Street, Modesto, California, to furnish one (1) Model M-985 Ferree three axle, six wheel, 9 ton capacity low bed transport trailer designed specifically for backhoe hauling in the amount of \$2,676.44 (tax included) be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Nance Ford Tractor to furnish one (1) low bed transport trailer (as described above) for a total amount of \$2,676.44 be accepted and the execution of a purchase order be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-117

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$9,731 TO PROVIDE
ADDITIONAL FUNDS NEEDED TO PURCHASE TRACTOR: BACKHOE LOADER

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that
the following appropriation transfer(s) be approved:

SERVICE WORKING CAPITAL FUND (512)


FROM: Service - Reserve Appropriation (60-48)	\$9,731.00
TO: Service - Tractor: Backhoe Loader	\$9,731.00

(To provide funds for backhoe-loader and trailer purchase as set forth
in a memorandum dated January 29, 1970, from the Purchasing Officer to
the City Manager.)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 2nd day of February, 1970,
by Councilman Robinson , who moved its adoption, which motion being
duly seconded by Councilman Newton , was upon roll call carried
and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-118

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON JOHNSON STREET
AND LEE STREET AT 239 JOHNSON STREET, BLOCK 565,
LOTS 1 AND 2 (Mrs. Clara Reichenbach)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Johnson Street and Lee Street, Block 565, and

WHEREAS, the Council, did, on January 19, 1970, adopt its Resolution No. 70-75, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 2nd day of February, 1970, at 4:20 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 notice to be given as directed by said Resolution No. 70-75, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-75 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California.

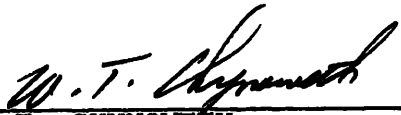
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-119

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 715 CEDAR AVENUE,
BLOCK 594, E. 57.4' OF LOTS 21 AND 22 - AND E. 50' OF
LOTS 23 AND 24 - Mr. Cecil G. Plummer)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Cedar Avenue, Block 594

, and
WHEREAS, the Council, did, on January 19, 19 70, adopt its Resolution No. 70-77, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 2nd day of February, 19 70, at 4:20 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 notice to be given as directed by said Resolution No. 70-77, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-77 and Chapter 27, Park 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 February, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-120

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED
AMENDMENTS TO THE SIGN ORDINANCE OF THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, February 16, 1970 at 5:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed amendments to the sign ordinance 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 2nd day of February, 1970 By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-121

A RESOLUTION COMMENDING HARRY SHAM FOR HIS OUTSTANDING AND DEDICATED SERVICES AS AIRPORT MANAGER AT THE MODESTO CITY-COUNTY AIRPORT, AND RECOGNIZING HIS INVALUABLE CONTRIBUTION TO THE CITY OF MODESTO.

WHEREAS, HARRY SHAM was employed by the City of Modesto on August 8, 1949, as Airport Manager at the Modesto City-County Airport, and

WHEREAS, HARRY SHAM served in the capacity of Airport Manager from August 8, 1949, until November 24, 1969, and

WHEREAS, during his over twenty years as Airport Manager at the Modesto City-County Airport, HARRY SHAM has rendered invaluable services to the City of Modesto by promoting aviation activities at its Airport, and by increasing the amount of services which can be carried on from said Airport, and

WHEREAS, in addition to his duties as Airport Manager, HARRY SHAM could be called an "Ambassador of Good Will", as he is well known all over the State of California for the role he has played in aviation, and because of his popularity and hard work, he has put Modesto "on the map" as far as Modesto's aviation and Airport activities are concerned,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby commends HARRY SHAM for the outstanding services he has rendered as Airport Manager at the Modesto City-County Airport.

BE IT FURTHER RESOLVED that the Council hereby extends to HARRY SHAM wishes for a happy retirement, and also wishes for good health and success in everything he undertakes to do.

BE IT FURTHER RESOLVED that this Council hereby directs that an appropriate plaque be placed in the Administration Building at the Modesto City-County Airport honoring HARRY SHAM for his contributions to the Airport.

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be presented to HARRY SHAM in recognition of the performance of his outstanding services 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 2nd day of February, 1970, by Councilman Davies, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: Dixon
ABSENT: Councilmen: None

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-122

A RESOLUTION APPROVING PAYMENT OF CLAIM FOR DAMAGES IN AMOUNT OF \$308 TO STANLEY GALAS PROPERTY, PARCEL NO. 2-21

WHEREAS, A CLAIM OF \$308 against the City of Modesto has been filed by Stanley and Norman Galas for damages to property resulting from pipeline construction, SWI Project Unit No. 2, Outfall Sewer, and

WHEREAS, an easement document with Stanley and Norman Galas provided that if damage occurred which was a direct result of the City's pipeline construction, the City would accept the responsibility therefor; and

WHEREAS, the Director of Public Work has recommended that the payment of the claim be authorized since the claim is in order and is reasonable.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that payment of claim for damages in amount of \$308 to Stanley Galas Property is hereby authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-123

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER
HIGHWAY 99 FREEWAY AGREEMENT COVERING AREA BETWEEN BLUE GUM
AND CONANT AVENUES

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that Tuesday, February 24,¹⁹⁷⁰ at 7:45 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of Highway 99 freeway agreement covering area
between Blue Gum and Conant Avenues


The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
2nd day of February, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Newton was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-124

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROY HUXLEY HALL AND HAZEL MURRAY HALL FOR SEWER SERVICE TO PROPERTY LOCATED AT 1800 CLAYTON AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Roy Huxley Hall and Hazel Murray Hall for sewer service at 1800 Clayton 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 2nd day of February , 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-125

A RESOLUTION ACCEPTING IMPROVEMENTS IN NORTHGATE NO. 6 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger, subdividers of Northgate No. 6 Subdivision, have filed a subdivision improvement bond in the amount of \$44,400 to guarantee improvements in Northgate No. 6 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated January 29, 1970 has indicated that all work required by the subdivision agreement for Northgate No. 6 Subdivision 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 Council to accept the improvements as complete and to authorize the City Clerk to file a notice of completion and release the subdivision performance bond in the amount of \$44,400 upon expiration of the statutory lien period.


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

1. That the improvements in Northgate No. 6 Subdivision are hereby accepted;
2. That the City Clerk is hereby authorized to release the subdivision performance bond in the amount of \$44,400 filed by Robert P. Bomberger and Muriel F. Bomberger to guarantee improvements in Northgate No. 6 Subdivision upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: COUNCILMENT Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 126


RESOLUTION APPROVING CHARGE TO CHARTER REVIEW COMMITTEE
SUBMITTED BY MAYOR LEE H. DAVIES, JANUARY 27, 1970

BE IT RESOLVED by the Council of the City of Modesto that the Charge to the Charter Review Committee dated January 27, 1970 by Mayor Lee H. Davies, a copy of which is attached hereto marked "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 2nd day of February, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:



W. T. CHYNOWETH
City Clerk

CHARGE TO THE CHARTER REVIEW COMMITTEE
By Mayor Lee H. Davies
January 27, 1970

Your willingness to accept an appointment to the Charter Review Committee is greatly appreciated.

In order that you may better understand your duties, an explanation of why this Committee was appointed is in order. Almost twenty years ago the citizens of Modesto adopted a new City Charter which provided for the first time for this City, the Council-Manager form of government. The final adoption and approval of that Charter was preceded by the election of a Board of Freeholders which in 1949 drafted a proposed Charter that was subsequently submitted to the voters. Because of some technical difficulties, it was invalidated by the courts prior to its approval. Thereafter, the City Council appointed a citizens' committee, such as yourselves, to complete the job of drafting a City Charter, which was eventually approved by the voters and ratified by the State Legislature.

In 1961, after the City had had some ten years' experience in operating under the new Charter, the City Council felt that it was time to review the Charter and evaluate operations under it, with the opportunity for recommendations for amendments, if they appeared to be desirable. The Council appointed a Citizens' Charter Review Committee to make such an evaluation. This Committee made a complete and thorough review of the Charter, line by line, and proposed a number of revisions. These proposals were eventually submitted to the voters in 1962. The voters approved them, and they were subsequently ratified by the State Legislature.

Now, eight years later, the City Council has appointed this Committee to again take a look at the City Charter and determine whether in your judgment any further revisions should be made. In appointing your Committee, it was not our intention to duplicate the work that was done by the previous Committee.

Exhibit "A"

Most people who know our Charter consider it to be a model. The proof of this is the fact that it has been used by other cities as a model in studying their charters, and in the fact that the Charter has been able to answer virtually every question or problem that has arisen over the years.

Therefore, we are not asking you to make a section by section, item by item review of the Charter. While we do not wish to restrict your review, we do caution against extensive revisions that might weaken an effective and tested City Charter. In addition to such matters as your Committee may bring to light, the Council and City staff suggest the following items for your consideration:

1. Alternatives for election of Councilmen by districts.
2. Method of filling Council vacancies.
3. Compensation for Councilman.
4. Periodic review of Charter every 10 years.
5. Technical clarifications in Sections 701 and 801 (k).

Your Committee should not conclude from the above suggestions that we are directing you to make recommendations for changes, or that previous Committees have not already considered them. We are saying, take another look at them, as members of the community have raised questions regarding these matters. I have enclosed copies of letters from Councilmen giving their views and concerns regarding the above items.

The list is short, but we would not expect a long list for a Charter that has proven as effective as this one. On the other hand, your Committee should feel free to explore the Charter to the extent that you feel is desirable.

A Charter, like the State and Federal Constitutions, is a statement of basic principles, outlining powers, relationships and responsibilities. It should be a reasonably short, concise and readable instrument establishing an outline of the organizational framework of government. It should not be encumbered

with ordinary statute law as so many State Constitutions now are. The California Constitution is an example of a basic document of government that is full of provisions that should be a part of the Statute books. Consequently, not a year goes by that it is not necessary to amend it. Compare that with the Federal Constitution which has endured for 180 years with a minimum of amendments.

The function of your Committee is to review Modesto's Charter, especially those items listed above, to make sure that we have a Charter that provides the best organization, powers, functions and essential procedures for the best possible City government.

The City Attorney will give you staff assistance in carrying out your duties, and arrangements have been made to provide you with secretarial assistance and the other necessities to enable you to accomplish your task.

The City Council and I are appreciative of your willingness to serve on this Committee. I know that you will find it a challenge. I know also that you will treat it as a serious responsibility.

As stated earlier, our City Charter is an effective, workable instrument. A model of its kind. Let us protect and continue it as such.

1/29/70 Clerk (10) for Mayor & Councilmen

MODESTO CITY COUNCIL
RESOLUTION NO. 70-127


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 620 LA LOMA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 16, 1970 , at 4:15 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 report of Superintendent of Streets on the cost of installation of sidewalk at 620 LaLoma Avenue, Block 234, Lot 8 (\$232.50)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, ¹⁹⁷⁰~~1969~~ By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.70-128

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK AT 602
LA LOMA (Dr. Kenneth Lau)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that February 16, 1970 , at 4:15 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 report of Superintendent of Streets on
cost of installation of sidewalk at 602 LaLoma Avenue in
amount of \$232.40.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
2nd day of February, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Newton was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-129

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 324 BONITA (Neville T. Ellerd)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 16, 1970 , at 4:15 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 report of Superintendent of Streets on the cost of installation of sidewalk at 324 Bonita (Neville T. Ellerd), Block 233, Lot 6, (\$181.87.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-130

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS FOR COST OF INSTALLATION OF SIDEWALK ON OAK STREET AT 305 SOUTH MADISON (Uriah Grays)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 16, 1970 , at 4:15 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 report of Superintendent of Streets for cost of installation of sidewalk on Oak Street at 305 South Madison, Block 414, portions of Lots 11 to 14, inclusive in amount of \$214.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of February, 1970: By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-131

A RESOLUTION REQUESTING GOVERNOR REAGAN TO RESTORE TUOLUMNE RIVER REGIONAL PARK FUNDS TO PROPOSED 1970-71 BUDGET

WHEREAS, funds for the Tuolumne River Regional Park Project have been deleted from Governor Reagan's proposed 1970-71 budget for the State Parks and Recreation Department, and

WHEREAS, it is essential that these funds be made available to permit the local agencies to continue with this project, which is an integral part of the overall plan for furnishing open space and recreational facilities to the citizens in this area;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that the Honorable Ronald Reagan, Governor of the State of California, is hereby requested to restore funds for a State grant for the Tuolumne River Regional Park (Project No. 850-203) to the proposed 1970-71 budget.

BE IT FURTHER RESOLVED that if the State Park Bonds are not sold this year, it is requested that this project be still authorized until such time as the bonds are sold.

BE IT FURTHER RESOLVED that certified copies of this resolution be forwarded to Governor Reagan, Senator Teale, Assemblyman Berryhill, the Stanislaus County Board of Supervisors, 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 2nd day of February, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-132

A RESOLUTION AMENDING RESOLUTION NO. 69-585 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. 69-585. Exhibit "A"
entitled "City of Modesto Schedule of Salary Ranges in City Service" attached to
Resolution No. 69-585 entitled "A Resolution Establishing Salary Schedules and
Fixing Compensation for Positions in the City Service" is hereby amended as
shown on the Amended Exhibit "A", which is attached hereto and made a part
hereof as though set forth in full herein.

SECTION 2. AMENDMENT TO RESOLUTION NO. 69-585. Exhibit
"B" entitled "Personnel Office Alphabetical Listing of Classifications in Modesto
City Service 1969-70", attached to Resolution No. 69-585 entitled "A Resolution
Establishing Salary Schedules and Fixing Compensation for Positions in the City
Service" is hereby amended as shown on the Exhibit "B", which is attached
hereto and made a part hereof as though set forth in full herein.

SECTION 3. EFFECTIVE DATE. This resolution shall apply
retroactively on and after January 1, 1970.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 2nd day of February, 1970, by
Councilman Robinson, who moved its adoption, which motion being duly
seconded by Councilman Mitchell, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CITY OF MODESTO

SCHEDULE OF SALARY RANGES IN CITY SERVICE

<u>Bi-Weekly</u>						<u>Monthly</u>					
<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
10	156	164	172	181	190	10	339	357	374	394	413
10.5	160	168	177	186	195	10.5	348	365	385	404	424
11	164	172	181	190	200	11	357	374	394	413	435
11.5	168	177	186	195	205	11.5	365	385	404	424	446
12	172	181	190	200	210	12	374	394	413	435	457
12.5	177	186	195	205	215	12.5	385	404	424	446	467
13	181	190	200	210	220	13	394	413	435	457	478
13.5	186	195	205	215	226	13.5	404	424	446	467	491
14	190	200	210	220	231	14	413	435	457	478	502
14.5	195	205	215	226	237	14.5	424	446	467	491	515
15	200	210	220	231	243	15	435	457	478	502	528
15.5	205	215	226	237	249	15.5	446	467	491	515	541
16	210	220	231	243	255	16	457	478	502	528	554
16.5	215	226	237	249	261	16.5	467	491	515	541	567
17	220	231	243	255	268	17	478	502	528	554	583
17.5	226	237	249	261	274	17.5	491	515	541	567	596
18	231	243	255	268	281	18	502	528	554	583	611
18.5	237	249	261	274	288	18.5	515	541	567	596	626
19	243	255	268	281	295	19	528	554	583	611	641
19.5	249	261	274	288	302	19.5	541	567	596	626	657
20	255	268	281	295	310	20	554	583	611	641	674
20.5	261	274	288	302	317	20.5	567	596	626	657	689
21	268	281	295	310	325	21	583	611	641	674	707
21.5	274	288	302	317	333	21.5	596	626	657	689	724
22	281	295	310	325	341	22	611	641	674	707	741
22.2	283	297	312	328	344	22.2	615	646	678	713	748
22.5	288	302	317	333	350	22.5	626	657	689	724	761
23	295	310	325	341	359	23	641	674	707	741	781
23.2	297	312	328	344	361	23.2	646	678	713	748	785
23.5	302	317	333	350	368	23.5	657	689	724	761	800
24	310	325	341	359	376	24	674	707	741	781	817
24.5	317	333	350	368	386	24.5	689	724	761	800	839
25	325	341	359	376	395	25	707	741	781	817	859
25.2	328	344	361	380	399	25.2	713	748	785	826	867
25.5	333	350	368	386	405	25.5	724	761	800	839	881
26	341	359	376	395	415	26	741	781	817	859	902
26.5	350	368	386	405	425	26.5	761	800	839	881	924
27	359	376	395	415	436	27	781	817	859	902	948
27.5	368	386	405	425	447	27.5	800	839	881	924	972
28	376	395	415	436	458	28	817	859	902	948	996
28.2	380	399	418	439	461	28.2	826	867	909	954	1002
28.5	386	405	425	447	469	28.5	839	881	924	972	1020
29	395	415	436	458	481	29	859	902	948	996	1046
29.5	405	425	447	469	493	29.5	881	924	972	1020	1072

Bi-Weekly

Monthly

<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
30	415	436	458	481	505	30	902	948	996	1046	1098
30.5	425	447	469	493	517	30.5	924	972	1020	1072	1124
31	436	458	481	505	530	31	948	996	1046	1098	1152
31.2	439	461	484	509	534	31.2	954	1002	1052	1107	1161
31.5	447	469	493	517	543	31.5	972	1020	1072	1124	1181
32	458	481	505	530	556	32	996	1046	1098	1152	1209
32.5	469	493	517	543	570	32.5	1020	1072	1124	1181	1239
33	481	505	530	556	584	33	1046	1098	1152	1209	1270
33.5	493	517	543	570	599	33.5	1072	1124	1181	1239	1302
34	505	530	556	584	613	34	1098	1152	1209	1270	1333
34.5	517	543	570	599	629	34.5	1124	1181	1239	1302	1368
35	530	556	584	613	644	35	1152	1209	1270	1333	1400
35.5	543	570	599	629	660	35.5	1181	1239	1302	1368	1435
36	556	584	613	644	676	36	1209	1270	1333	1400	1470
36.5	570	599	629	660	693	36.5	1239	1302	1368	1435	1507
37	584	613	644	676	710	37	1270	1333	1400	1470	1544
37.5	599	629	660	693	728	37.5	1302	1368	1435	1507	1583
38	613	644	676	710	745	38	1333	1400	1470	1544	1620
38.5	629	660	693	728	764	38.5	1368	1435	1507	1583	1661
39	644	676	710	745	783	39	1400	1470	1544	1620	1702
39.5	660	693	728	764	802	39.5	1435	1507	1583	1661	1744
40	676	710	745	783	822	40	1470	1544	1620	1702	1787

City Manager \$987

City Manager \$2,146

City Attorney \$791

City Attorney \$1,720

This is the basic salary structure

Effective 1-1-70, (Adopted 2-2-70)

Amended Exhibit "A"

ALPHABETICAL LISTING
OF
CLASSIFICATIONS IN MODESTO CITY SERVICE
1969-70
(Amended 2/3/70 Effective 1/1/70)

<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>
Account Clerk	14.5	Electrician	23.5
Account Clerk, Senior	18.5	Electrician Leadman	24.5
Accountant	26	Engineering Aide	20.5
Accountant, Junior	22.5	Engineering Aide, Junior	17.5
Accountant, Senior	29	Engineering Aide, Princ.	26
Airport Manager	26.5	Engineering Aide, Senior	23.5
Asst. City Clerk	20.5	Equipment Mechanic	21.5
Asst. City Engineer	34	Equipment Serviceman	18.5
Asst. Dir. of Public Works	34		
Asst. Fire Chief	31.2	Fire Chief	34.5
Asst. Planner	26	Fire Engineer	23.2
Asst. Poundmaster	17.5	Fire Lieutenant	25.2
Associate Civil Engineer	32	Fireman	22.2
Associate Planner	29		
		Golf Course Maint. Foreman	25
Battalion Chief	28.2		
Building Inspector	25	Heavy Equipment Operator	20.5
Building Inspector, Senior	27		
Building Maint. Foreman	22	Janitor	14.5
		Junior Civil Engineer	26
Chief Building Official	*32		
Chief Electrician	27	Key Punch Operator	14.5
Chief of Police	35.5		
City Attorney	N/A	Laboratory Technician	20.5
City Clerk & Auditor	30.5	Laborer	16.5
City Manager	N/A		
Civil Engineering Asst.	28	Office Machine Operator	15
Clerk, Intermediate	13	Office Machine Supervisor	18.5
Clerk, Junior	10		
Construction Inspector	25	Parking Meter Svc. & Reprmn.	18.5
		Parks Foreman	25
Data Processing Supervisor	22.5	Parks Leadman	22
Deputy City Manager	39.5	Parks Maintenance Man	18.5
Director of Finance	34.5	Parks Maint. Mechanic	19.5
Dir. of Parking & Traffic	36	Parks Superintendent	29
Dir. of Parks & Recreation	34	Personnel Officer	29.5
Director of Planning	36	Planning Aide	20.5
Dir. of P.W. & City Eng.	38.5	Planning Aide, Junior	17.5

*Salary set at range 29 until 3-1-70

<u>Title of Classification</u>	<u>Range No.</u>
Planning Aide, Senior	23.5
Police Captain	31
Police Lieutenant	29
Police Property Clerk	17.5
Police Records Supervisor	24.5
Police Sergeant	27
Policeman	24.5
Policewoman	24.5
Poundmaster	20.5
Public Works Foreman	25
Public Works Leadman	22
Public Works Maint. Man	18.5
Public Works Maint. Mech.	19.5
Public Works Maint. Supt.	27
Purchasing Officer	27.5
Radio-Telephone Operator	19.5
Recreation Supervisor I	23.5
Recreation Supervisor II	25.5
Secretary	18.5
Secretary to City Attorney	20.5
Secretary to City Manager	21.5
Senior Planner	32
Service Division Supt.	27
Shop Foreman	23.5
Stenographer Clerk, Inter.	14.5
Stenographer Clerk, Junior	11
Stores & Equipment Clerk	19.5
Supervisor of Gen. Services	23.5
Telephone Oper.-Receptionist	13
Traffic Painter	20.5
Tree Foreman	25
Tree Leadman	22
Tree Trimmer	20.5
Typist Clerk, Inter.	13
Typist Clerk, Junior	10
Water Service Foreman	25
Water Quality Control Asst.	23.5
Water Quality Control Op.I	18.5
Water Quality Control Op.II	21.5
Water Quality Control Supt.	29
Zoning Inspector	25

MODESTO CITY COUNCIL
RESOLUTION NO. 70-133

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF SAN JOAQUIN BAKERIES, INC. FOR ENCROACHMENT PERMIT AT THE PLANT LOCATION AS FOLLOWS: CORNER OF 10TH STREET AND NEEDHAM AVENUE, AT THE END OF COLLEGE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 16, 1970 , at 4:20 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 request of San Joaquin Bakeries, Inc., the producers of Rainbow Bread, for encroachment permit at the plant located on the corner of 10th Street and Needham Avenue, at the end of College Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1970 By Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-134

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN CARVER TERRACE
NO. 4 SUBDIVISION FROM CONTRACTOR, VALLEY CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Carver Terrace
No. 4 Subdivision
has been completed by Valley Construction Company

in accordance with the contract agreement dated January 5, 1970.

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines
in Carver Terrace No. 4 Subdivision
be accepted from said contractor, Valley Construction Company,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$2,419.20
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 9th day of February,
1970, by Councilman Smith, who moved its adoption, which motion
being duly seconded by Councilman Mitchell, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-135

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ INSTALLATION OF ELECTRIC SYSTEM AND LIGHTING AT DAVIS PARK

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ installation of Electric System and Lighting at Davis Park has been completed by Ferrero Electric, Inc.,

in accordance with the contract agreement dated July 28, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ installation of electric system and lighting at Davis Park be accepted from said contractor, Ferrero Electric, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$24,060.00 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 9th day of February, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF OSTERBERG AND STEWART FOR THE DRILLING, CASING, TESTING, AND DEVELOPMENT OF ONE DEEP WELL FOR THE CITY OF MODESTO - WELL NO. 37

WHEREAS, Resolution No. 70-64 adopted by the Council of the City of Modesto on January 19, 1970, approved the plans and specifications for the drilling, casing, testing, and development of one deep well for the City of Modesto - Well No. 37, and authorized the calling for bids, and

WHEREAS, the bids received for the drilling, casing, testing, and development of Well No. 37 were opened at 10:00 A.M., February 3, 1970, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Osterberg & Stewart for the drilling, casing, testing, and development of one deep well for the City of Modesto - Well No. 37, at an estimated cost of \$6,500 depending on depth of well (in accordance with bid tabulation prepared by the Public Works Department) 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 for the drilling, casing, testing, and development of one deep well for the City of Modesto - Well No. 37, at an estimated cost of \$6,500 depending on depth of well (in accordance with bid tabulation prepared by the Public Works Department) 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 February, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-137

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
DON HOLLOWAY FOR SEWER SERVICE OUTSIDE THE CITY AT 1321 COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Don Holloway
for sewer service outside the City at 1321 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 9th day of
February , 1970 , by Councilman Smith , who moved
its adoption, which motion being duly seconded by Councilman Mitchell,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-138

A RESOLUTION APPROVING RECOMMENDATION OF COUNCIL STUDY COMMITTEE ON COMPARATIVE CITIES FOR NEW LIST OF CITIES AND AGENCIES TO BE ADOPTED FOR SALARY COMPARISON PURPOSES

WHEREAS, the City Council Study Committee on Comparative Cities has recommended that the following agencies be adopted for salary comparison purposes:

City of Bakersfield	County of Stanislaus
City of Salinas	State of California
City of Santa Rosa	Yosemite Area Junior College District
City of Fairfield	Modesto City Schools
City of Mountain View	Greater Modesto Chamber of Commerce Salary Survey
City of Stockton	Modesto Irrigation District

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the recommendation of the Council Study Committee on Comparative Cities that the above listed cities and agencies be adopted for salary comparison purposes, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th of February, 1970 by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 139

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

WHEREAS, Gilbert Medeiros and Opal Medeiros, husband
and wife,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 3.22 acres, known as the
Woodrow Manor No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 21 day of May,
1968, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Woodrow Manor No. 2
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Woodrow Manor No. 2
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Eight Hundred Thirty
and 70/100ths (\$830.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Ten Thousand,
Two Hundred and no/100ths (\$10,200.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-140

A RESOLUTION APPROVING THE FINAL MAP OF THE
CARVER TERRACE NO. 4 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, SHERWOOD MORTGAGE COMPANY, a corporation

~~are~~ is possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 8.83 acres, known as the
CARVER TERRACE NO. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 5th day of December,
1967, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said CARVER TERRACE NO. 4
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the CARVER TERRACE NO. 4
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Nine Hundred
Seventy-one and 70/100ths (\$1,971.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Sixteen
Thousand, One Hundred and No/100ths (\$16,100.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-141

A RESOLUTION APPROVING ANNEXATION OF PROPERTY TO EMPIRE
SANITARY DISTRICT

WHEREAS, the City of Modesto and Empire Sanitary District entered into an agreement May 19, 1969 whereby the City of Modesto agreed to accept sewage from the Empire Sanitary District; and

WHEREAS, said agreement provides that the Empire Sanitary District shall receive prior consent of the City of Modesto before changing its boundaries to permit others to connect to the District's system; and

WHEREAS, Empire Sanitary District in a letter dated February 2, 1970 has requested permission to annex the following described property for the purpose of furnishing it sanitary sewer service:

The Westerly 670.00 feet, measured along the South line, of Lot 38 of Root Colony, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on January 5, 1912 in Volume 6 of Maps at Page 16.

EXCEPTING THEREFROM THE FOLLOWING: Commencing at the Southwest corner of said Lot 38, being on the centerline of Church Street; thence North along the Westerly line of said Lot 38 and said centerline of Church Street 90.00 feet to the point of beginning of this description; thence continuing North 255.94 feet; thence South $89^{\circ} 29''$ East 170.00 feet; thence South 256.09 feet; thence North $89^{\circ} 26''$ West 170.00 feet to the point of beginning.

and

WHEREAS, the Director of Public Works in a memorandum dated February 5, 1970 has recommended that the annexation be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Empire Sanitary District to annex the above described property to the Empire Sanitary District is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th

of February, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-142

A RESOLUTION AUTHORIZING CHANGE IN CAPITAL IMPROVEMENT PROJECTS
AND APPROVING APPROPRIATION TRANSFERTO EFFECT CHANGE

WHEREAS, the Director of Parks and Recreation has requested the following changes in the Capital Improvement Program:

- (1) Carry-over of Project Number 416, purchase of park in the Northeast-End Neighborhood in amount of \$24,800, from fiscal year 1969-70 to 1971-72; and
- (2) Transfer of Project Number 418, acquisition of neighborhood park in the East Orangeburg Neighborhood, from fiscal year 1971-72 to fiscal year 1969-70; and

WHEREAS, the Director of Parks and Recreation has recommended that funds in the amount of \$24,800 appropriated for the purchase of the Northeast-End Neighborhood park in the 1969-70 budget be transferred to Account 6418-31-321 for acquisition of the East Orangeburg Neighborhood Park.

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

- (1) Carry-over of Project Number 416, purchase of park in the Northeast-End Neighborhood in amount of \$24,800 from 1969-70 to 1971-72 is hereby approved;
- (2) Transfer of Project Number 418, acquisition of Neighborhood Park in the East Orangeburg Neighborhood, from fiscal year 1971-72 to fiscal year 1969-70 is hereby approved;

The following appropriation transfer is approved for purchase of the East Orangeburg Neighborhood Park in fiscal year 1969-70:

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM:	N/E End Neighborhood Park Land Acquisition (6416-31-321)	\$24,800
TO:	E. Orangeburg Neighborhood Park (6418-31-321)	\$24,800


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-143

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE STANDIFORD ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on January 26, 1970, a request for consent to commence proceedings to annex certain territory referred to as the STANDIFORD ADDITION to the City of Modesto was presented to the Council, and

WHEREAS, on January 26, 1970, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on February 3, 1970, the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election,

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

SECTION 1. That said unincorporated territory proposed to be annexed to the City of Modesto be and it is hereby designated as the STANDIFORD Addition; said territory is contiguous to the City of Modesto and is shown on that certain map marked Exhibit "A" entitled, PROPOSED STANDIFORD ADDITION.

dated January 14, 1970, which is attached hereto and made a part hereof.

SECTION 2. That consent be and it is hereby granted for the commencement of annexation proceedings of said _____
STANDIFORD Addition in accordance with the Annexation Act of 1913, as amended, provided the petition for annexation contains the request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-144


A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONCERNING
PROPOSED ADOPTION OF AMENDMENTS TO THE ZONING TEXT OF THE
MODESTO MUNICIPAL CODE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 2, 1970, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed amendments to the zoning text of the Modesto Municipal Code concerning procedural changes relative to hearing applications for zone boundary changes, rezoning, and unclassified use permits (Chapter 2 of Title X 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 9th of February, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-145

A RESOLUTION AUTHORIZING CITY ATTORNEY TO WRITE TO SUPREME COURT OF THE STATE OF CALIFORNIA REGARDING VAGUENESS OF DISCLOSURE OF ASSETS LAW AND APPROVING APPROPRIATION TRANSFER OF \$200 FOR CITY'S SHARE OF LEGAL COSTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City Attorney is authorized to write to the Supreme Court of the State of California stating that the Disclosure of Assets law is too vague.

BE IT FURTHER RESOLVED that the following appropriation transfer is approved:


General-Fund (101)

FROM:	General Reserve (60-101)	\$200.00
TO:	Misc. Litigation (234-65-101)	\$200.00

(Authorizing payment to Carmel by the Sea as the City's share of litigation)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of February, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: Dixon
ABSENT: Councilmen: Robinson, Simon


W.T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-146

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN WOODROW MANOR NO. 2 SUBDIVISION

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

SECTION 1. The plans and specifications for the installation of water lines in Woodrow Manor No. 2 Subdivision,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 3, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO70-147

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 THE AMOUNT OF SAID LIEN. (Block 234, Lot 8, 620 LaLoma, Dr. Waldo R. Nelson)

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 sidewalk may be required, and

WAIVER SIGNED BY DR. WALDO R. NELSON REQUESTING CONSTRUCTION
~~WHEREAS, the Council, did, on _____, 19~~

~~OF SIDEWALK
adopt its Resolution No. _____, directing the Superintendent of
Streets to give notice requiring the construction of _____
_____ along certain streets in the City of Modesto,
as provided therein, and _____~~

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, February 16, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$232.50

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$232.50 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 8 of Block 234 in the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-148

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 THE AMOUNT OF SAID LIEN. (Lot 7 of Block 234, 602 LaLoma, Dr. Kenneth Lau)

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 SIDEWALK may be required, and WAIVER SIGNED BY DR. LAU REQUESTING CONSTRUCTION OF ~~WHEREAS, the Council, did, on _____, 19____,~~ SIDEWALK AT ABOVE LOCATION ~~adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of _____~~ ~~--- along certain streets in the City of Modesto,~~ ~~as provided therein, and~~

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, February 16, 19 70, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$232.50

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$232.50 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 7 of Block 23⁴ in the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-149

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 THE AMOUNT OF SAID LIEN. (Lot 6 of Block 233 of the City of Modesto, County of Stanislaus, 324 Bonita, Neville T. Ellerd)

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 sidewalk may be required, and

WAIVER SIGNED BY MR. ELLERD REQUESTING CONSTRUCTION OF SIDEWALK
~~WHEREAS, the Council, did, on _____, 19____,~~

~~adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of _____ along certain streets in the City of Modesto, as provided therein, and~~

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, February 16, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$181.87

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$181.87 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 6 of Block 233 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-150

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 THE AMOUNT OF SAID LIEN (Block 414, North 52' of Lots 11 to 14 inclusive, 305 So. Madison Street) (Mr. Uriah Grays)

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 sidewalk may be required, and WAIVER SIGNED BY MR. URIAH GRAYS REQUESTING CONSTRUCTION OF ~~WHEREAS, the Council, did, on _____, 19____, adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of _____ along certain streets in the City of Modesto, as provided therein, and~~

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of SIDEWALK _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, February 16, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$214.00

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$214.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Block 414, North 52 feet of Lots 11 to 14, inclusive, 305 S. Madison Street.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-151

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO SAN JOAQUIN BAKERIES TO CONSTRUCT AN OVERHEAD PASSAGE-WAY ACROSS PUBLIC RIGHT OF WAY

WHEREAS, San Joaquin Bakeries has filed a request with the Council of the City of Modesto for permission to construct an overhead passage-way across the public right of way (alley) to connect properties located at 10th and Needham Streets and 9th and O Streets; and

WHEREAS, February 16, 1970 at 4:20 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California was set as the time and place for hearing the request; and

WHEREAS, the Director of Public Works in a memorandum dated February 12, 1970 has recommended that an encroachment permit be granted for the overhead passage-way subject to certain conditions.

Now, therefore, be it resolved by the Council of the City of Modesto as follows:

1. An encroachment permit, revocable upon demand of the City of Modesto, is hereby granted to said applicant to permit construction of an overhead passage-way across public alley, connecting parcels of property located at the corner of 10th and Needham Streets and 9th and O Streets, as per plan on file in the office of the City Clerk.
2. Permittee, its successors and assigns, during the term of this permit, shall indemnify and hold the City harmless from any and all damages, costs and charges of any kind or character arising out of or relating thereto, or in any way connected with the exercise of the rights granted by this permit.
3. Insurance in the amount of \$100,000/\$300,000 public liability and \$50,000 property damage to cover the liability assumed by this permit shall be posted with the City Clerk.

4. The City Council reserves the right to revoke this encroachment permit at any time.
5. Automatic heat-activated fire doors shall be provided at the connections of the overhead passage to each building to prevent the extension of fire or smoke through the passage from one building to another. The fire doors shall be of the rating required by the Uniform Building Code for the type of walls being penetrated.
6. Plans for the overhead passage shall be prepared by a registered civil or structural engineer and submitted to the Public Works Department for approval. The minimum clearance between the alley and overhead passage shall be 15 feet.
7. San Joaquin Bakeries, Inc. shall be responsible for obtaining permission from the various affected public utilities and shall pay all expenses for the relocation of wires, poles, or other facilities.
8. The overhead passage shall be designed and constructed in such a manner that there shall not be a noise problem to adversely affect adjacent properties.
9. The overhead passage shall be adequately maintained during the term of this agreement in a manner that the overhead passage will not become a hazard nor an eye-sore by reason of inadequate maintenance, dilapidation, obsolescence or abandonment.
10. In the event that the use of the overhead passage is discontinued at any time during the term of this permit, permittee shall remove, at its expense, the entire structure from the public right of way.

11. In order to guarantee that the overhead passage is adequately maintained and to guarantee its removal if its use is discontinued or this permit is revoked, a bond in the amount of \$1,000 in a form satisfactory to the City Attorney, shall be posted with the City Clerk.

12. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit and 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 16th day of February, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, ~~KAMIKAWA~~
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-152

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (MONTCLAIR NO. 2 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on January 26, 1970, certain territory known as MONTCLAIR NO. 2 Addition, and

WHEREAS, the inclusion of the area contained in MONTCLAIR NO. 2 Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as MONTCLAIR NO. 2 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 50.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, April 6, 1970, at the hour of 4:15 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) At the intersection of the West line and North line of Montclair Drive.
- (2) On the Southern boundary of the annexation 770 feet West of the West line of Montclair Drive.
- (3) On the Eastern boundary of the annexation 360 feet North of the Northern line of Montclair Drive.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 50, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: ~~Robinson~~ none
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

R.H.H.
2-13-70
By R. A. Rosegood
Public Works Department

MONTCLAIR #2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the South half of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the MONTCLAIR ADDITION(233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records, said point being on the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963, as Instrument 5121, Stanislaus County Records, said point being also on the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Southeastern corner of property conveyed to DAVID V. SWITZER, et ux, by Deed recorded January 5, 1956, as Instrument 235, Stanislaus County Records; thence along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Switzer property, North $01^{\circ} 02' 40''$ West, 281.97 feet to the Northeastern corner of said Switzer property and the Southeastern corner of property conveyed to CLARENCE N. NUNN, et ux, by Deed recorded March 28, 1947 as Instrument 8973, Stanislaus County Records; thence continuing along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Nunn property, North $01^{\circ} 02' 40''$ West, 115.06 feet to a point on a line which is parallel with and 115.00 feet, measured at right angles, Northerly from the Southern line of the Nunn property; thence along said parallel line, North $89^{\circ} 09' 44''$ West, 772.78 feet to a point on the Northerly projection of the Western line of property, conveyed to DONALD E. LANDES, et ux, by Deed recorded May 13, 1961, as Instrument 15860, Stanislaus County Records; thence along said Northerly projection, South $01^{\circ} 02' 40''$ East, 115.06 feet, to the Northwestern corner of said Landes property; thence along the Western line of the Landes property, South $01^{\circ} 02' 40''$ East, 281.97 feet to the Northern line of the Montclair Addition (233); thence along the existing City Limits on the Northern line of the Montclair Addition (233), South $89^{\circ} 09' 44''$ East, 772.78 feet, to the point of beginning, containing 7.040 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on February 16, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

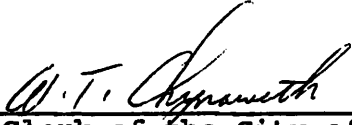
At said meeting said resolution was introduced upon motion of Councilman Simon, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: February 17, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-153

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (OLD OAKDALE ADDITION)

WHEREAS, there has been annexed to the City of Modesto on January 26, 1970, certain territory known as Old Oakdale Addition, and

WHEREAS, the inclusion of the area contained in Old Oakdale Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Old Oakdale Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 51.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, April 6, 1970, at the hour of 4:20 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 51.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the Eastern line of Oakdale Road on the Northern boundary of the annexation.
- (2) On the Eastern line of Oakdale Road on the Southern boundary of the annexation.
- (3) At the Southern line of Patty Way on the Northern boundary of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 51, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By G. A. Rosegood
Public Works Department

Bill
2-13-70

OLD OAKDALE ADDITION

All that real property in the State of California, County of Stanislaus, in the Southwest quarter of Section 23, 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 Eastern line of MORNINGSIDE HEIGHTS ADDITION (192) as per description filed June 14, 1966, as Instrument 21018, Stanislaus County Records, said point being on the East-West quarter section line and North $89^{\circ} 59'$ East, 16.50 feet from the West quarter corner of Section 23; thence along said East-West quarter line North $89^{\circ} 59'$ East, 1422.96 feet; thence South $00^{\circ} 45'$ East, 612.15 feet; thence South $89^{\circ} 59'$ West, 1422.96 feet, to a point on the existing City Limits on the Eastern line of Addition (192); thence along said existing City Limits, North $00^{\circ} 45'$ West, 612.15 feet to the point of beginning, containing 19.997 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on February 16, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Simon, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

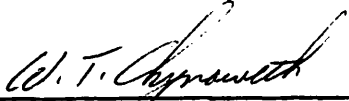
NOES: Councilmen: None

ABSENT: Councilmen: Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: February 17, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-154

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NICHOLAS ANGELO MARTINO FOR LEASE OF MANCINI PARK FOR FARMING PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Nicholas Angelo Martino

for lease of Mancini Park for period ending November 30, 1970 at a rental of 15% of all crops

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 February 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-155

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA & SUE, LANDSCAPE ARCHITECTS, TO DEVELOP A LAND USE AND SCHEMATIC MASTER PLAN FOR A SECTION OF DRY CREEK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ribera & Sue, landscape architects, to develop a land use and schematic master plan for a section of Dry Creek Park for

be, and it is hereby approved.

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

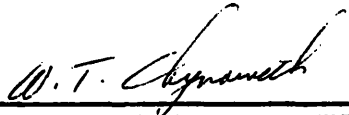
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-156

A RESOLUTION AUTHORIZING THE TRANSFER OF FOUR THOUSAND, EIGHT HUNDRED AND NO/100THS (\$4,800.00) DOLLARS FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SPECIAL FUND FOR CAPITAL OUTLAYS (FUND NO. 321).

WHEREAS, it is anticipated that a sum of Four Thousand, Eight Hundred and no/100ths (\$4,800.00) Dollars is available in the General Reserve (Account No. 60) of the General Fund (Fund No. 101), and

WHEREAS, said sum will not be required for operating costs of the City during the 1969-70 fiscal year, and

WHEREAS, the Council desires to transfer said sum to the Special Fund for Capital Outlays (Fund No. 321) to be utilized for preliminary development costs of the Dry Creek Park.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of Four Thousand, Eight Hundred and no/100ths (\$4,800.00) Dollars be and is hereby transferred from the General Reserve (Account No. 60) of the General Fund (Fund No. 101) to the Expenditure Appropriation Account Dry Creek Park Study (Account No. 6415) of the Special Fund for Capital Outlays (Fund No. 321).

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 16th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

(SEAL)

APPROVED AS TO FORM:

BY Elwyn E. Johnson
ELWYN E. JOHNSON, City Attorney

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-157

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$20,000 FOR NEW
WATER SERVICES

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that
the following appropriation transfer(s) be approved:

GENERAL FUND (101)

FROM:	General Reserve (60)	\$20,000
TO:	New Services (5301-50-101)	\$20,000

(for installation of new water services)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 16th day of February, 1970
by Councilman Simon , who moved its adoption, which motion being
duly seconded by Councilman Smith , was upon roll call carried
and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-158

A RESOLUTION APPOINTING MEMBERS OF THE HUMAN RIGHTS COMMISSION; AND REAPPOINTING MEMBERS OF BOARD OF PLUMBING EXAMINERS, BOARD OF ELECTRICAL EXAMINERS, BOARD OF HEATING AND COOLING EXAMINERS, AND UNSAFE STRUCTURE CODE BOARD OF APPEALS

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 that the following persons are appointed to the Human Rights Commission:

		<u>Term expiration date</u>
Gordon Nutson	(replaces Robert Stonum)	5/1/70
Julius C. Manrique	(replaces Dr. Wm. Holloway)	5/1/71
Lupe Hernandez	(replaces Mike Thompson)	5/1/71
Betty Denenholz	(replaces Mrs. Mary Walton)	5/1/73


BE IT FURTHER RESOLVED that the following persons are reappointed to various Boards as listed below for the respective terms as indicated:

<u>BOARD OF PLUMBING EXAMINERS</u>	<u>Term expiration date</u>
Charles C. Coon	1/1/74
<u>BOARD OF ELECTRICAL EXAMINERS</u>	
Otto Anderson	1/1/74
<u>BOARD OF HEATING & COOLING EXAMINERS</u>	
Roy Keir	1/1/74
<u>UNSAFE STRUCTURE CODE BOARD OF APPEALS</u>	
S. M. Angelo	1/1/74

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of February, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-159

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN, AND AMENDING RESOLUTION 69-519 TO PERMIT PAYMENT BY INSTALLMENT (1100 Sycamore Ave., George Francis Damas, \$728.92)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on August 26, 1968, adopt its Resolution No. 68-823, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 9, 1969, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$782.92.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$782.92 Dollars, be assessed in ten annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 13, 14, 15, Block 743 of MENSINGER TRACT NO. 1 as per map filed October 14, 1931 in Volume 11 of Maps, Page 21, Stanislaus County Records

SECTION 1A. Resolution 69-519 confirming the report of costs of the Superintendent of Streets and directing the method of collection of payment, is hereby amended to permit payment of lien in ten annual installments.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of ~~Resolution No. 69-519~~ Resolution No. 69-519.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

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

AYES: COUNCILMEN: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: COUNCILMEN: None

ABSENT: COUNCILMEN: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-160

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF A LIBRARY BUILDING AT 1500 EYE STREET

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

SECTION 1. The plans and specifications for the construction of a library building at 1500 Eye Street, 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 March 31, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February 1970, by Councilman Newton who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-161

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 245 HIGH STREET,
BLOCK 581, LOTS 1, 2 AND 3 - Mr. Warren T. Hanford)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along High Street, Block 581

_____ , and
WHEREAS, the Council, did, on January 19, 1970, adopt its Resolution No. 70-76, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 2nd day of February, 1970, at 4:20 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~~ which hearing was continued to 2/9/70 at 7:40 P.M., and further continued to 2/24/70 at 7:40 P.M., and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-76, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-76 and Chapter 27, Park 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 24th day of February, 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: ~~Mayor Davies~~ Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-162

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA REGARDING A FREEWAY ON ROAD 10-STA-99, BETWEEN 0.2 MILE NORTH OF THE WEST MODESTO OVERHEAD AND THE NORTHERLY CITY LIMITS AT SHOEMAKE AVENUE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the State of California regarding a freeway on Road 10-Sta-99, between 0.2 mile north of the West Modesto Overhead and the northerly City Limits at Shoemake Avenue, be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-163

A RESOLUTION DENYING AN APPLICATION FOR AN
AMENDMENT TO SECTION 22-3-9 OF THE ZONING
MAP. (WOLVERINE BUILDING SERVICE, INC.)

WHEREAS, the Planning Commission initiated proceedings to amend Section 22-3-9 of the Zoning Map to prezone to Two-Family Residential Zone, P-R2, all of the property described on the attached Exhibit "A", which by this reference, is made a part hereof as though set forth in full herein, and

WHEREAS, said matter was set for public hearing before the Planning Commission of the City of Modesto in the Council Chambers located at 801 11th Street, Modesto, California, at 8:15 o'clock P. M., on January 20, 1970, and

WHEREAS, said hearing was held at the above time and place, and evidence both oral and documentary, was taken and introduced, and

WHEREAS, thereafter the Commission adopted Resolution No. 70-14 recommending to the Council an amendment to Section 22-3-9 of the Zoning Map to prezone the property described on the attached Exhibit "A" to Two-Family Residential Zone, P-R2, and

WHEREAS, the recommended amendment to Section 22-3-9 of the Zoning Map was set for public hearing before the Council of the City of Modesto in the Council Chambers located at 801 11th Street, Modesto, California, at 8:05 o'clock P. M., on February 24, 1970, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence, both oral and documentary was taken and introduced, and

WHEREAS, the City Council finds and determines as follows:

(1) Prezoning to Two-Family Residential Zone, P-R2, would be inserting R-2 zoning between an existing R-1 Single-Family Residential area and a proposed R-1 Single-Family Residential area.

(2) Homeowners in the subdivision adjacent to the property described on the attached Exhibit "A" purchased their homes with the understanding that the area described in said Exhibit was to be zoned for R-1, Single Family Residential uses.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of Wolverine Building Service, Inc. to amend Section 22-3-9 of the Zoning Map to prezone to Two-Family Residential Zone, P-R2, the property described on the attached Exhibit "A", be and it is hereby denied, for the reasons hereinabove set forth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon

NOES: Councilmen: Smith, Mayor Davies

ABSENT: Councilmen: Robinson

(SEAL)

ATTEST: _____
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By *William P. Nichols*
Planning Department

All that certain real property situate in portion of Lots 7, 10, 15, and 18 of Broughton Colony Tract, according to the official map thereof, recorded in Volume 1 of Maps at Page 78, Stanislaus County Records, being a portion of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Beginning at the intersection of the centerline of Rose Avenue with the Westerly extension of the South line of Cranbrook Colony No. 1, according to the official map thereof, recorded in Volume 21 of Maps at Page 37, Stanislaus County Records; thence South $0^{\circ} 37'$ East along said centerline of Rose Avenue a distance of 953.40 feet; thence North $89^{\circ} 23'$ East 130.00 feet; thence North $0^{\circ} 37'$ West 521.00 feet; thence North $82^{\circ} 40' 26''$ East 10.07 feet; thence North $0^{\circ} 37'$ West 146.00 feet; thence North $89^{\circ} 52' 45''$ East 1043.32 feet; thence South $0^{\circ} 42' 30''$ East 995.00 feet; thence South $20^{\circ} 39' 35''$ East 380.98 feet; thence North $0^{\circ} 42' 30''$ West 1635.80 feet to the Southeast corner of Cranbrook Colony No. 2, according to the Official Map thereof, recorded in Volume 21 of Maps at Page 74, Stanislaus County Records; thence South $89^{\circ} 52' 45''$ West along the South line of said Cranbrook Colony No. 2 and said Cranbrook Colony No. 1 a distance of 1312.88 feet to the point of beginning.

Excepting therefrom the easterly 20 feet of Rose Avenue adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-164

A RESOLUTION APPROVING APPROPRIATION TRANSFER of \$2,000 FOR CONTRIBUTION TO COMPREHENSIVE HEALTH PLANNING COUNCIL OF STANISLAUS COUNTY

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

GENERAL FUND (101)

FROM: General Reserve (60-101) \$2,000

TO: Health Planning Council (454-65-101) \$2,000

(Contribution to Comprehensive Health Planning Council of Stanislaus County)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970 by Councilman Dixon , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-165

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ESTATE OF GERTRUDE M. RUDDY FOR LEASE OF WOODROW PARK FOR FARMING PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Estate of Gertrude M. Ruddy

for lease of Woodrow Park for farming purposes (approximately 5.9 acres)

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION AUTHORIZING TWO ADDITIONAL PERSONNEL IN PUBLIC WORKS
WATER QUALITY CONTROL DIVISION

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

The following additional personnel are authorized to be hired
in Public Works Water Quality Control Division:

One - Operater I

One - Operater II


The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 24th day
of February, 1970 by Councilman Simon who moved its
adoption, which motion being duly seconded by Councilman
Smith was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-167

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,800 TO PROVIDE TWO ADDITIONAL PERSONNEL AT REMOTE PONDING SITE (PUBLIC WORKS WATER QUALITY CONTROL DIVISION

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

GENERAL FUND (101)

FROM:	Water Quality Control Taxes (430-53-101)	\$4,800.00
TO:	Salaries & Wages, Regular (110-53-101)	\$4,800.00

(To provide funds for staffing Remote Ponding Site)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-168

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
JOHANNA KELLSTROM FOR WATER SERVICE TO PROPERTY AT 502 SUNSET BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Johanna Kellstrom
for water service to property outside the city limits at 502 Sunset
Boulevard
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
February 1970, by Councilman Simon, who moved its
adoption, which motion being duly seconded by Councilman Smith
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-169

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK AT 1624 CONCORD AVENUE, BLOCK 6139,
LOT 7 (\$113.50 - Mr. Roy E. Martin)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that March 9, 1970, at 7:55 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of the cost of installation of sidewalk at
1624 Concord Avenue, Block 6139, Lot 7 (\$113.50 -
Mr. Roy E. Martin).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
24th day of February, / ¹⁹⁷⁰ By Councilman Simon
who moved its adoption, which motion being duly seconded by
Councilman Smith was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-170

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF SIDEWALK (DRIVEWAY APPROACH) ON McHENRY AVENUE, SOUTH OF 926 McHENRY AVENUE (\$71.00 - Mrs. Mabel Arata)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 9, 1970, at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk (driveway approach) on McHenry Avenue, south of 926 McHenry Avenue (\$71.00 - Mrs. Mabel Arata).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, /¹⁹⁷⁰ By Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

A RESOLUTION NAMING THE 60-FOOT WIDE CUL-DE-SAC STREET TO BE EXTENDED EASTERLY FROM MC HENRY AVENUE, 232 FEET NORTH OF BOWEN AVENUE, "MARK RANDY PLACE".

WHEREAS, by Resolution No. 70-29, adopted on February 17, 1970, the Planning Commission approved a tentative parcel map for the division of property located on the east side of McHenry Avenue, 232 feet north of Bowen Avenue, and

WHEREAS, said tentative parcel map included a 60-foot wide cul-de-sac public street extending easterly from McHenry Avenue to be dedicated and improved to provide access to the property, and

WHEREAS, it is desirable that said street be officially named for mapping and record purposes, and

WHEREAS, Section 34091.1 of the Government Code of the State of California provides that whenever the legislative body finds that a name should be adopted and applied to any city street, or that the existing name of any city street should be changed, the legislative body may adopt a resolution designating a name for, or change of name of, such street, and

WHEREAS, the Stanislaus County Planning Department has found no existing conflict of name with existing street names, and

WHEREAS, the property owner has proposed "Mark Randy Place" as the name for said 60-foot wide cul-de-sac street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 70-30, adopted on February 17, 1970, that said 60-foot wide cul-de-sac street to be extended easterly from McHenry Avenue, 232 feet north of Bowen Avenue, be officially named "Mark Randy Place",

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

1. That the 60-foot wide cul-de-sac street to be extended easterly from McHenry Avenue, 232 feet north of Bowen Avenue, be officially named "Mark Randy Place".
2. That the Director of Parking and Traffic be directed to erect street name signs accordingly.
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.

4. That this resolution shall not become effective until a Parcel Map is recorded in accordance with the Tentative Map approved by Planning Commission Resolution No. 70-29 adopted on February 17, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilmen Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-172

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 10-3-9 OF THE ZONING MAP (HARLEY D. BRANNAN)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 17, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 10-3-9 of the zoning map to consider the proposed rezoning of property located at the northeast corner of Coffee Road to P-R-3 and P-R-2, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-27 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 10-3-9 of the Zoning Map be set for March 16, 1970 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

Prezone to R-3

The West 175.00 feet measured at right angles of the following described parcel:

All that portion of the Southwest Quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being the South half, front and rear measurements of the following described parcel, to-wit:

Beginning at the Southwest corner of said Section 10 in Coffee Road; thence North 89° 36' 50" East 2625.60 feet to the intersection with the North-South Quarter section line through said Section 10; thence North 0° 53' 20" West 824.43 feet to the Southeast corner of Coffee Village No. 2 as per map filed in volume 19 of Maps, at Page 44, Stanislaus County Records; thence South 89° 33' 30" West 2624.16 feet along the South line of Coffee Village No. 2, and continuing to a point on the West line of said Section 10 in Coffee Road; thence South 0° 47' 20" East 822.10 feet to the point of beginning.

Prezone to R-2

Parcel 1

The East 250.00 feet of the West 425.00 feet measured at right angles of the following described parcel:

All that portion of the Southwest Quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being the South half, front and rear measurements of the following described parcel, to-wit:

Beginning at the Southwest corner of said Section 10 in Coffee Road; thence North 89° 36' 50" East 2625.60 feet to the intersection with the North-South Quarter section line through said Section 10; thence North 0° 53' 20" West 824.43 feet to the Southeast corner of Coffee Village No. 2, as per Map filed in Volume 19 of Maps, at Page 44, Stanislaus County Records; thence South 89° 33' 30" West 2624.16 feet along the South line of Coffee Village No. 2, and continuing to a point on the West line of said Section 10 in Coffee Road; thence South 0° 47' 20" East 822.10 feet to the point of beginning.

Prezone to R-2

Parcel 2

All that certain real property situate in the Southwest Quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Commencing at the southwest corner of said Section 10; thence North 89° 36' 50" East along the South line of said Section 10 a distance of 425.01 feet to the point of beginning of this description; thence North 0° 47' 20" West ~~171.30~~ feet; thence North 89° 36' 50" East ~~125.84~~ feet; thence South ~~125.31~~ Feet ~~0° 23' 10" East 10.30~~ feet; thence North 89° 36' 50" East 310.00 feet; thence South 82° 15' 21" East 70.71 feet; thence North 89° 36' 50" East 1571.63 feet; thence South 0° 53' 20" East 51.22 feet; thence North 89° 06' 40" East 123.00 feet to a point on the North-South Quarter section line of said Section 10; thence South 0° 53' 20" East along said Quarter section line a distance of 100.88 feet to the South Quarter section corner of said Section 10; thence South 89° 36' 50" West along the South line of said Section 10 a distance of 2200.59 feet to the point of beginning.

CONTAINING: 7.62 acres; and

148.37 Feet

North 0° 23' 10" West 12.64 Feet

MODESTO CITY COUNCIL
RESOLUTION NO. 70-173

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN (HOUSING ELEMENT, PHASE I)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 16, 1970, at 4:15 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 amendment to the Modesto Urban Area General Plan (Housing Element, Phase I)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman ^{Smith} ~~Simon~~ was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-174

A RESOLUTION AMENDING THE POLICY FOR WALKWAYS
IN SUBDIVISIONS IN THE CITY OF MODESTO, AND
RESCINDING RESOLUTION NO. 69-867.

WHEREAS, the Planning Commission of the City of Modesto has recommended to the City Council a policy for walkways in subdivisions in the City, and

WHEREAS, the Council is desirous of adopting such a policy,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following be adopted as the City's policy for walkways in subdivisions:

1. Walkways shall be allowed only when they serve a "functional convenience", for instance where they directly connect a subdivision to a commercial area, school, park, or other public facility.
2. Walkways shall not be allowed when their purpose is to serve as substitutes for a required street in subdivisions.
3. Walkways which are allowed shall be installed by the subdivider in accordance with the City's Standard Specifications for Subdivisions. After a walkway is installed and accepted by the City it will be maintained by the City.
4. Walkways shall be eight (8') feet in width, with a four-foot (4') walk, flanked on each side by two (2') feet of landscaping to consist of shrubs located in planting cutouts at spacings approved by the Director of Parks and Recreation, with the space between the planting cutouts filled in with exposed aggregate concrete. Before approval of the final map of a subdivision which includes one or more walkways, the subdivider shall deposit with the City a sum of money sufficient to provide for the planting of shrubs by the Parks and Recreation Department. The amount to be deposited shall be determined by the Director of Parks and Recreation.
5. Lighting shall be required at all walkways which are needed in the opinion of the Director of Public Works. The type and location of the lighting standards and luminaires shall

be approved by the Director of Public Works. The cost of such lighting shall be borne by the developer of the subdivision, with the maintenance thereof, after acceptance of the installation by City, to be provided by City.

6. Walkway fences, compatible in construction with other fences in the general area, shall be installed by the developer of the subdivision at the time a walkway is constructed, and thereafter, said walkway fences shall be maintained by the property owners adjacent to said walkway.

BE IT FURTHER RESOLVED that Resolution No. 69-867 adopted by the Council on September 15, 1969, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-175

A RESOLUTION APPROVING AMENDMENT TO THE
STANDARD SPECIFICATIONS FOR SUBDIVISION
IMPROVEMENTS.

WHEREAS, the Standard Specifications for Subdivision Improvements were adopted in March, 1959, by the City Council, upon recommendation by the Planning Commission, and

WHEREAS, the Planning Commission by Resolution No. 70-31 has recommended to the Council that the "Standard Specifications for Subdivision Improvements" be amended to add a provision for mid-block walkways, as shown on the sheet titled "Mid-Block Walkway Standard Detail for Subdivisions", dated December 17, 1969, which is on file in the office of the Director of Public Works and the office of the Director of Planning,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the "Standard Specifications for Subdivision Improvements" be amended to add a provision for mid-block walkways, as shown on the sheet titled "Mid-Block Walkway Standard Detail for Subdivisions", dated December 17, 1969, which is on file in the office of the Director of Public Works, the office of the Director of Planning, and the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Clerk furnish copies of this resolution to the Planning Director and the City Engineer who shall place a copy on file in the respective offices as a part of the Standard Specifications for Subdivision Improvements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by

Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-176

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A REQUEST FOR CONSENT TO
COMMENCE PROCEEDINGS TO ANNEX CERTAIN
INHABITED TERRITORY TO THE CITY OF MODESTO
DESIGNATED AS THE SHERWOOD FOREST ADDITION

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report and recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the inhabited territory more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

(SEAL)

ATTEST:

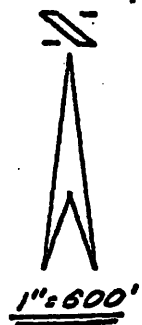
W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

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

SHERWOOD FOREST ADDITION

LITTLE LEAGUE BALL PARK



Map section showing a large shaded area and surrounding streets. The shaded area is bounded by SYLVAN AVE to the north and HUNTERLAND DR. to the west. Streets shown include CHARLEMAGNE WAY, MERLIN WAY, KING ARTHUR WAY, ROBIN HOOD DRIVE, ROTTINGHAM LA., YORKSHIRE LA., LITTLE JOHN, BUCKINGHAM, TUXFORD LA., and KING RICHARD LA. Lot numbers include 12308, 12303, 12306, 12304, 12307, 12320, 12319, 12318, 12317, 12316, 12314, and 12315.

Map section showing SHERWOOD PARK and SHERWOOD SCHOOL. SHERWOOD PARK includes lots 12406, 12405, 12402, and 12404. SHERWOOD SCHOOL is lot 12401. Streets shown include PARKWOOD DRIVE, TERRACE PLACE, DEL PASSI, and CRESTWOOD DR.

Map section showing a grid of streets including EMERSON AVE, KAVARICH AVE, QUIGLEY AVE, EDWARD AVE, WINDSOR AVE, and WINDSOR LANE. Lot numbers include 6996, 6997, 6993, 12953, 6991, 6992, 6989, 6988, 6985, 6984, 6983, 6982, 6981, 6980, 6983, 6984, 6985, 6986, 6987, 6988, 6989, 6990, 6991, 6992, 6993, 6994, 6995, 6996, 6997, 6998, 6999, 7000, 12951, 12952, 12953, 12954, 12955, 12956, 12957, 12958, 12959, 12960, 12961, 12962, 12963, 12964, 12965, 12966, 12967, 12968, 12969, 12970, 12971, 12972, 12973, 12974, 12975, 12976, 12977, 12978, 12979, 12980, 12981, 12982, 12983, 12984, 12985, 12986, 12987, 12988, 12989, 12990, 12991, 12992, 12993, 12994, 12995, 12996, 12997, 12998, 12999, 13000.

Map section showing streets BRUCE COURT, BRODERICK AVE, and BRUCE AVE. Lot numbers include 6945, 6923, 6924, 6922, 6921, 6920, 6923, 6924, 6925, 6926, 6927, 6928, 6929, 6930, 6931, 6932, 6933, 6934, 6935, 6936, 6937, 6938, 6939, 6940, 6941, 6942, 6943, 6944, 6945, 6946, 6947, 6948, 6949, 6950, 6951, 6952, 6953, 6954, 6955, 6956, 6957, 6958, 6959, 6960, 6961, 6962, 6963, 6964, 6965, 6966, 6967, 6968, 6969, 6970, 6971, 6972, 6973, 6974, 6975, 6976, 6977, 6978, 6979, 6980, 6981, 6982, 6983, 6984, 6985, 6986, 6987, 6988, 6989, 6990, 6991, 6992, 6993, 6994, 6995, 6996, 6997, 6998, 6999, 7000.

Map section showing streets MARGOURT AVE, MARGOURT DRIVE, and various lot numbers. Lot numbers include 6834, 6836, 6838, 6839, 6840, 6841, 6842, 6843, 6844, 6845, 6846, 6847, 6848, 6849, 6850, 6851, 6852, 6853, 6854, 6855, 6856, 6857, 6858, 6859, 6860, 6861, 6862, 6863, 6864, 6865, 6866, 6867, 6868, 6869, 6870, 6871, 6872, 6873, 6874, 6875, 6876, 6877, 6878, 6879, 6880, 6881, 6882, 6883, 6884, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6893, 6894, 6895, 6896, 6897, 6898, 6899, 6900.

Map section showing streets HEARTWOOD WAY, SHEPPARD LANE, and HUNTINGTON DRIVE. Lot numbers include 12403, 12404, 12405, 12406, 12948, 12949, 12950, 12951, 12952, 12953, 12954, 12955, 12956, 12957, 12958, 12959, 12960, 12961, 12962, 12963, 12964, 12965, 12966, 12967, 12968, 12969, 12970, 12971, 12972, 12973, 12974, 12975, 12976, 12977, 12978, 12979, 12980, 12981, 12982, 12983, 12984, 12985, 12986, 12987, 12988, 12989, 12990, 12991, 12992, 12993, 12994, 12995, 12996, 12997, 12998, 12999, 13000.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-177

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO COMMENCE PROCEEDINGS TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO DESIGNATED AS THE EAST ORANGEBURG-COFFEE ADDITION

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report and recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the inhabited territory more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

(SEAL)

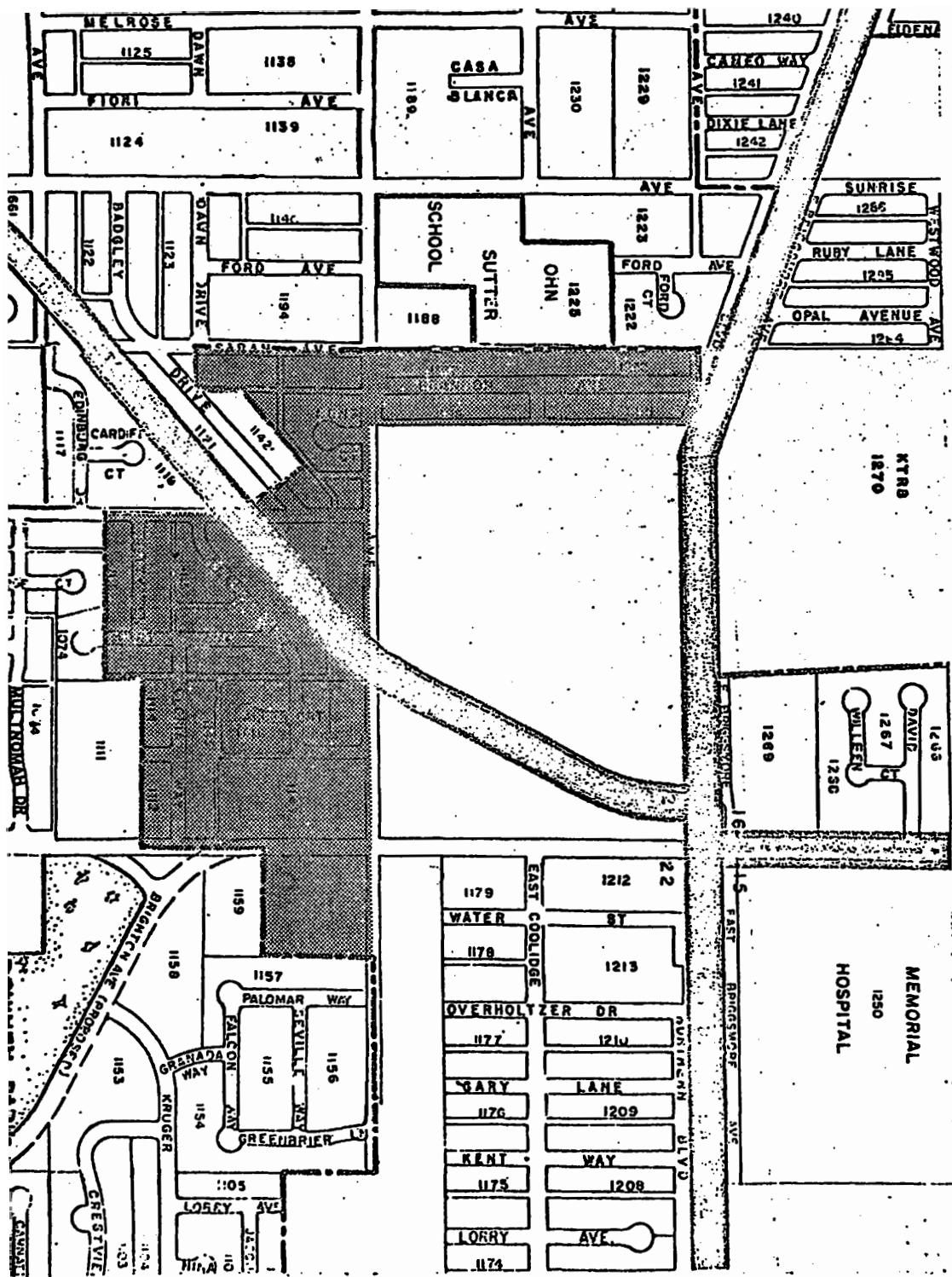
ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

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

ADDITION



MODESTO CITY COUNCIL
RESOLUTION NO. 70-178

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,800 FOR REMODELING OF OFFICE AND DORMITORY SPACE AT FIRE STATION NO. 1

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

SPECIAL FUND FOR CAPITAL OUTLAYS

FROM:	Relocate Fire Station #3 (6107-41-321)	\$2,800
TO:	Remodel Fire Station #1 (6110-41-321)	\$2,800

(For purchase of materials to remodel office and dormitory space in Fire Station No. 1)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-179

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,900 FOR ENGINEERING,
NEEDED CURB AND GUTTER

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that
the following appropriation transfer(s) be approved:

SPECIAL GAS TAX (207)

FROM:	College, Orangeburg to Briggsmore (6737-207)	\$5,900
TO:	"K" Street, 6th to 9th (6745-207)	\$5,900

(To provide funds for engineering, needed curb and gutter
that are a city responsibility and to provide a construction
contingency)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 24th day of February, 1970
by Councilman Simon , who moved its adoption, which motion being
duly seconded by Councilman Smith , was upon roll call carried
and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-180

A RESOLUTION OF THE CITY OF MODESTO OPPOSING
AB 317.

WHEREAS, AB 317 would find that the quality of law enforcement is a matter of statewide interest rather than a purely local matter, but fails to recognize local responsibilities and interests, and

WHEREAS, AB 317 would place responsibility for the determination of minimum standards of compensation, including retirement allowances and other fringe benefits, for law enforcement personnel in the hands of a Commission appointed by the Governor, and

WHEREAS, the Commission, upon which the responsibility for determination of requirements is placed, is not responsible fiscally or otherwise to the taxpayers, and

WHEREAS, local agencies would be required to furnish equipment necessary for the safety of law enforcement personnel, which could lead to demands for equipment whether needed or not, and

WHEREAS, AB 317 takes from the hands of the duly elected officials of local governmental agencies the power to determine salaries and fringe benefits of a small segment of the total public employee group, and

WHEREAS, it has not been demonstrated that existing compensation and working condition policies of local governmental agencies have limited the ability of local governmental agencies to attract and retain competent law enforcement personnel, and

WHEREAS, no consideration has been given to the problems created for local governmental agencies by discriminatory legislation affecting one segment of the public employees, and

WHEREAS, AB 317 would make no appropriation of funds either for equipment or for compensation, and does not guarantee that appropriations will be made on a permanent basis for these purposes, and

WHEREAS, a far better approach would be to assist cities in solving their revenue problems so they might be in position to pay adequate compensation for all employees in order to attract and retain competent personnel necessary to provide all municipal services, and

WHEREAS, this is another attempt to take from the hands of the duly elected officials of local government the responsibilities and powers necessary to properly discharge their obligations,

NOW, THEREFORE, BE IT RESOLVED that this City Council is opposed to AB 317 in its entirety and urges its defeat by the State Legislature.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the members of the Assembly Committee on Criminal Procedure, Assemblyman Clare Berryhill, Senator Stephen Teale, and the League of California Cities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of February, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-181
DEMOLITION

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ OF SMITH FURNITURE BUILDING ON THE WEST SIDE OF 11TH STEEET BETWEEN I & J STREETS

WHEREAS, a report has been filed by the Director of Parking and Traffic that the ~~construction~~ demolition of the Smith Furniture Building on the west side of 11th Street between I and J Streets. has been completed by Cleveland Wrecking Company

in accordance with the contract agreement dated January 19, 1970 demolition

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ of Smith Furniture Building on the west side of 11th Street between I and J Streets. be accepted from said contractor, Cleveland Wrecking Company,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$7,565.00 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 2nd day of March 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-182

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SPRINKLER SYSTEM AND LAND-
SCAPING AT DAVIS PARK

WHEREAS, a report has been filed by the Director of Public Works
that the construction of sprinkler system and land-
scaping at Davis Park
has been completed by Albert M. Biehl

in accordance with the contract agreement dated October 6, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of sprinkler
system and landscaping at Davis Park
be accepted from said contractor, Albert M. Biehl

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$17,137.00
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 2nd day of March
1970 by Councilman Smith, who moved its adoption, which motion
being duly seconded by Councilman Simon, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF BILL HUGHES DODGE FOR PURCHASE OF
AUTOMOTIVE EQUIPMENT

WHEREAS, Resolution No. 70-112 adopted by the Council of the City
of Modesto on February 2, 1970 approved the plans and specifications
for the purchase of automotive equipment

and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment

were opened at 2:00 B.M., February 17, 1970 and later tabulated by
the Purchasing officer for the consideration of the Council,
and

WHEREAS, the Purchasing officer has recommended that the bid
of Bill Hughes Dodge for items 2, 8, and 9 - (1) 4 door station wagon,
\$2,686.22; (1) 2-ton Dump Flat Bed, \$4,868.55; and (2) 2-ton Standard
Dump, \$10,266.12.

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Bill Hughes Dodge for Items 2, 8, and 9, as itemized
above, for \$17,820.89

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 March, 1970
by Councilman Smith who moved its adoption, which motion being
duly seconded by Councilman Simon, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

A RESOLUTION ACCEPTING THE BID OF BEST CHEVROLET COMPANY FOR THE PURCHASE OF AUTOMOTIVE EQUIPMENT

WHEREAS, Resolution No. 70-112 adopted by the Council of the City of Modesto on February 2, 1970 approved the plans and specifications for the purchase of automotive equipment

and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment

were opened at 2:00 P.M. February 17, 1970 and later tabulated by the Purchasing officer for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of Best Chevrolet Company for Items 3, 4, 5, 6, and 7 - (9) $\frac{1}{2}$ -ton pickup, \$17,119.51; (1) $\frac{1}{2}$ -ton Cab Chassis, \$1,677.26; (1) $\frac{3}{4}$ -ton dump pickup, \$2,802.34; (1) $\frac{3}{4}$ -ton pickup \$2,448.72; (2) $\frac{3}{4}$ -ton Cab Chassis, \$4,257.36 be accepted as the lowest responsible bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Best Chevrolet Company for Items 3, 4, 5, 6, and 7, as itemized above, for \$28,305.19 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 March, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

A RESOLUTION ACCEPTING THE BID OF THIEL MOTOR COMPANY FOR PURCHASE OF
AUTOMOTIVE EQUIPMENT

WHEREAS, Resolution No. 70-112 adopted by the Council of the City of Modesto on February 2, 1970 approved the plans and specifications for the purchase of automotive equipment

and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment were opened at 2:00 P.M., February 17, 1970 and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of Thiel Motor Company for Item 1 - (13) 4-door sedans, \$20,373.80, plus 13 spotlights installed, \$495.82, total \$20,869.62 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Thiel Motor Company for \$20,869.62

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

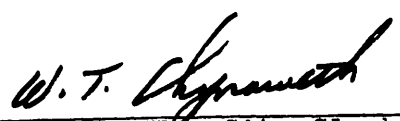
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-186

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RESTROOM AND MISCELLANEOUS IMPROVEMENTS IN SHERWOOD PARK

WHEREAS, a report has been filed by the Director of Public Works that the construction of restroom and miscellaneous improvements in Sherwood Park has been completed by B. J. Rommel

in accordance with the contract agreement dated August 25, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of restroom AND miscellaneous improvements in Sherwood Park be accepted from said contractor, B. J. Rommel

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$53,105.00 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 2nd day of March 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-187
PARTIAL

A RESOLUTION ACCEPTING THE/CONSTRUCTION OF SCENIC-SONOMA TRUNK SEWER,
PROJECT UNIT NO. 9, MUNICIPAL SEWER DISTRICT

WHEREAS, a report has been filed by the Director of Public Works
partial
that the/construction of scenic-Sonoma trunk sewer,
Project Unit no. 9, Municipal Sewer District,
has been completed by Stockton Construction Company, Inc. with the ex-
ception of the final paving of Lakewood and Orangeburg Avenues,
in accordance with the contract agreement dated February 4, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of Scenic-
Sonoma Trunk Sewer, Project Unit No. 9, Municipal Sewer District,
partially
be/accepted from said contractor, Stockton Construction Company, Inc.,
(excepting completion of final paving of Lakewood and Orangeburg Avenues)
and that Notice of Completion/for work completed be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$698,979.54
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 March
1970 by Councilman Smith , who moved its adoption, which motion
being duly seconded by Councilman Simon , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

A RESOLUTION COMMENDING THE MODESTO POLICE RESERVES FOR CONTRIBUTIONS TO 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 33 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 1969 alone, the Police Reserves served a total of 5,536 manhours of time for the Modesto Police Department.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that each and every man serving with the Modesto Police Reserves is commended for his untiring work in the organization which so greatly contributed to the health, safety, and general welfare of our community.

BE IT FURTHER RESOLVED that duly authenticated copies of this resolution be presented to these officers who devoted so many of their personal hours to the Police Reserves during 1969, 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 2nd day of March, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-189

A RESOLUTION SUPPORTING THE DEVELOPMENT OF A REGIONAL
CRIMINAL JUSTICE EDUCATION AND TRAINING CENTER AT MODESTO
JUNIOR COLLEGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it endorses the development of a Regional Criminal Justice Education and Training Center to be located in the proximity of the City of Modesto.

BE IT FURTHER RESOLVED that the Council of the City of Modesto endorses Yosemite Junbr College District as the local governmental agency designated to apply for State or Federal funds for the construction of such facility.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-190

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND ALTA M. REX FOR RIGHT OF WAY ALIGNMENT OF BODEM-SUNRISE CONNECTION, AND ACCEPTING GRAND DEED

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

1. The right of way agreement between the City of Modesto and Alta M. Rex for right of way for alignment of Bodem-Sunrise connection is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.
2. The City Manager and City Clerk of the City of Modesto are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto.
3. Grant deed for right of way is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chapman
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-191

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO SHARE IN THE OPERATING COST OF FOUR STREET LIGHTS IN THE AIRPORT LIGHTING DISTRICT

WHEREAS, the County of Stanislaus, working in conjunction with the Modesto Irrigation District, has recently authorized the energizing of street lights in the Airport Lighting District; and

WHEREAS, the Stanislaus County Department of Public Works has asked that the City share the operating costs of three lights adjacent to the city limit line and one street light at Monterey Avenue and Conejo Avenue adjacent to the Airport; and


WHEREAS, the Director of Public Works in a memorandum dated February 24, 1970 has recommended that the City share one-half the operating costs of the lights indicated above on the basis the lights will be of benefit to the adjacent area within the city limits.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that participation of the City in sharing one-half the operating costs of three lights adjacent to the city limit line, and one street light at Monterey Avenue and Conejo Avenue adjacent to the Airport, is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1970 by Councilman Smith, who moved its adoption, which motion duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-192

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TOWILL, INC. FOR AERIAL PHOTOS AND BASE MAPS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Towill, Inc.

for aerial photos and base 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 2nd day of March 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-193

A RESOLUTION APPROVING PROGRESS PAYMENT TO MOTOROLA COMMUNICATIONS AND ELECTRONICS INC. FOR WORK COMPLETED TO DATE

WHEREAS, Motorola Communications and Electronics Inc. has requested partial payment (85%) of the value of that portion of the police radio communications system that has been installed; and

WHEREAS, the Purchasing Officer has indicated that about 80 percent of the total work has been completed and is performing satisfactorily; and

WHEREAS, the Purchasing Officer has recommended that the request of Motorola Communications and Electronics Inc. for partial payment in the amount of \$42,750 be authorized.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Motorola Communications and Electronics, Inc. for a progress payment in amount of \$42,750 for work completed to date in connection with the installation of a police radio communications system, 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 March, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-194

A RESOLUTION AUTHORIZING PAYMENT TO U SAVE AUTOMATIC CORPORATION OF \$328.00 AS CITY'S SHARE OF FLAGPOLE RELOCATION COSTS

WHEREAS, in conjunction with the Briggsmore-Northern expressway construction project currently underway, it is necessary that a large flag and pole at the northwest corner of McHenry Avenue and Briggsmore Avenue, be relocated; and

WHEREAS, cost of the relocation of the flag and pole is \$656.00; and

WHEREAS, negotiations have been undertaken by the Public Works Department with U Save Automatic Corporation on the share of costs in relocating the flag and pole; and

WHEREAS, the Director of Public Works has recommended that the City pay one-half the relocation costs to ^U Save Automatic Corporation in amount of \$328.00.

NOW, THEREFORE, BE IT AUTHORIZED by the Council of the City of Modesto that payment of \$328.00 to U Save Automatic Corporation for one-half the relocation costs of flag and pole is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-195

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE CELESTE NO. 1 ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on February 20, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements; and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Celeste No. 1 Addition,

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

That the annexation of said uninhabited territory designated as Celeste No. 1 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen:

ABSENT: Councilmen: Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Hayward
Public Works Department
3-3-70

CELESTE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of the Southwest quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City limits as established by the Northeastern corner of the SHERWOOD MEADOWS NO. 2 ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records, said point being the Northwest corner of the Northeast quarter of the Southwest quarter of Section 15; thence along the East-West quarter section line, North $89^{\circ} 45' 50''$ East, 653.02 feet; thence South $0^{\circ} 52' 30''$ East, 587.83 feet to a point on the existing City limits as established by the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records, said point being on a curve, the center of which bears, South $10^{\circ} 28' 54''$ West; thence along the existing City limits on the Northern boundary of the Rose Acres Addition (181), along a curve concave to the South, having a Radius of 2130.00 feet, a Central Angle of $17^{\circ} 39' 06''$, and an Arc Length of 656.21 feet, to a point on the Eastern line of the Sherwood Meadows No. 2 Addition (178), thence along said Eastern line and the existing City limits, North $0^{\circ} 52' 30''$ West, 566.25 feet to the point of beginning, containing 8.397 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-196

A RESOLUTION APPOINTING MEMBERS TO THE MAYOR'S COUNCIL ON
YOUTH OPPORTUNITY

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 Mayor's Council on Youth Opportunity for a term ending October 31, 1970:

Charles K. Brunn
2506 Kenmore Ct.
Modesto, Calif. 95350

Anthony Petrulakis
3205 Sherwood Ave.
Modesto, Calif. 95350

Jack G. Davis
309 Greenwich Lane
Modesto, Calif. 95350

Tommy L. Shaw
1509 Rumble Rd.
Modesto, Calif. 95350

Richard A. DeFord
1222 Eye Street
Modesto, Calif. 95354

Mrs. Corinne Shields
1032 Amherst Ave.
Modesto, Calif. 95350

Denis C. Genest
1237 Sycamore
Modesto, Calif. 95350

Leland H. Glidewell
1122 Grantland Ct.
Modesto, Calif. 95350

Richard Hagerty
Rt. 1, 8200 Jantzen Rd. #32
Modesto, Calif. 95351

James J. Underwood
305 N. Santa Ana
Modesto, Calif. 95351

Miss Lily Lau
218 California
Modesto, Calif. 95351

Carl T. Wildermuth
1305 Fiori Ave.
Modesto, Calif. 95350

Mrs. Judith Martin
1521 Sunrise
Modesto, Calif. 95350

John E. Wilson, Chairman
1128 Mills Ave.
Modesto, Calif. 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to each newly appointed member and to 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 March 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Smith, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-197

A RESOLUTION COMMENDING STUDENTS FOR A BETTER ENVIRONMENT, SUPPORTING TEACH-IN AND AUTHORIZING PROCLAMATION NAMING APRIL 22, 1970 AS TEACH-IN DAY

WHEREAS, April 22, 1970 has been designated as National Environmental Teach-In Day, and

WHEREAS, the Students for a Better Environment of Modesto Junior College are planning and coordinating a Teach-In on the Modesto Junior College Campus for this day, and

WHEREAS, the plans for this show a true sense of concern for today's problems and a sincere desire to help in solving these problems.

NOW, THEREFORE, BE IT RESOLVED that the Students for a Better Environment are hereby commended for their efforts in connection with Teach-In Day, and

BE IT FURTHER RESOLVED THAT the plans for the Teach-In are supported by this council, and

BE IT FURTHER RESOLVED that the Mayor of the City of Modesto is hereby authorized to issue a Proclamation naming April 22, 1970 as Teach-In Day at Modesto Junior College.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Smith, Simon and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION CO. FOR INSTALLATION OF WATER LINES IN WOODROW MANOR NO. 2 SUBDIVISION

WHEREAS, Resolution No. 70-146 adopted by the Council of the City of Modesto on February 16, 1970 approved the plans and specifications for the installation of water lines in Woodrow Manor No. 2 Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in Woodrow Manor No. 2 Subdivision were opened at 10:00 A.M. March 3, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction Co. in amount of \$1,454.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction Co. in amount of \$1,454.00

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-199

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WADING POOL AT GRACEADA PARK BY WOLVERINE BUILDING SERVICE, INC.

WHEREAS, a report has been filed by the Director of Public Works that the construction of wading pool at Graceada Park

has been completed by Wolverine Building Service, Inc.

in accordance with the contract agreement dated November 24, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of wading pool at Graceada Park be accepted from said contractor, Wolverine Building Service, Inc..

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$14,159 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-200

A RESOLUTION ACCEPTING THE CONSTRUCTION OF INSTALLATION OF SUBDIVISION
TYPE LIGHTING MODERNIZATION, STAGE II

WHEREAS, a report has been filed by the Director of Public Works
that the construction of subdivision type lighting
modernization, Stage II
has been completed by Industrial Electrical Co., Inc.

in accordance with the contract agreement dated June 2, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of
subdivision type lighting modernization, Stage ~~II~~, ~~XXXXXXXXXXXX~~
be accepted from said contractor, Industrial Electrical Co., Inc.

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$119,228.28
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 9th day of March,
1970 by Councilman Dixon, who moved its adoption, which motion
being duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-201

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (CELESTE NO. 2 ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on January 19, 1970, duly adopted Resolution No. 70-78 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, March 9, 1970, at the hour of 7:45 P.M., at the Council Chambers, City Hall, 801 - 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

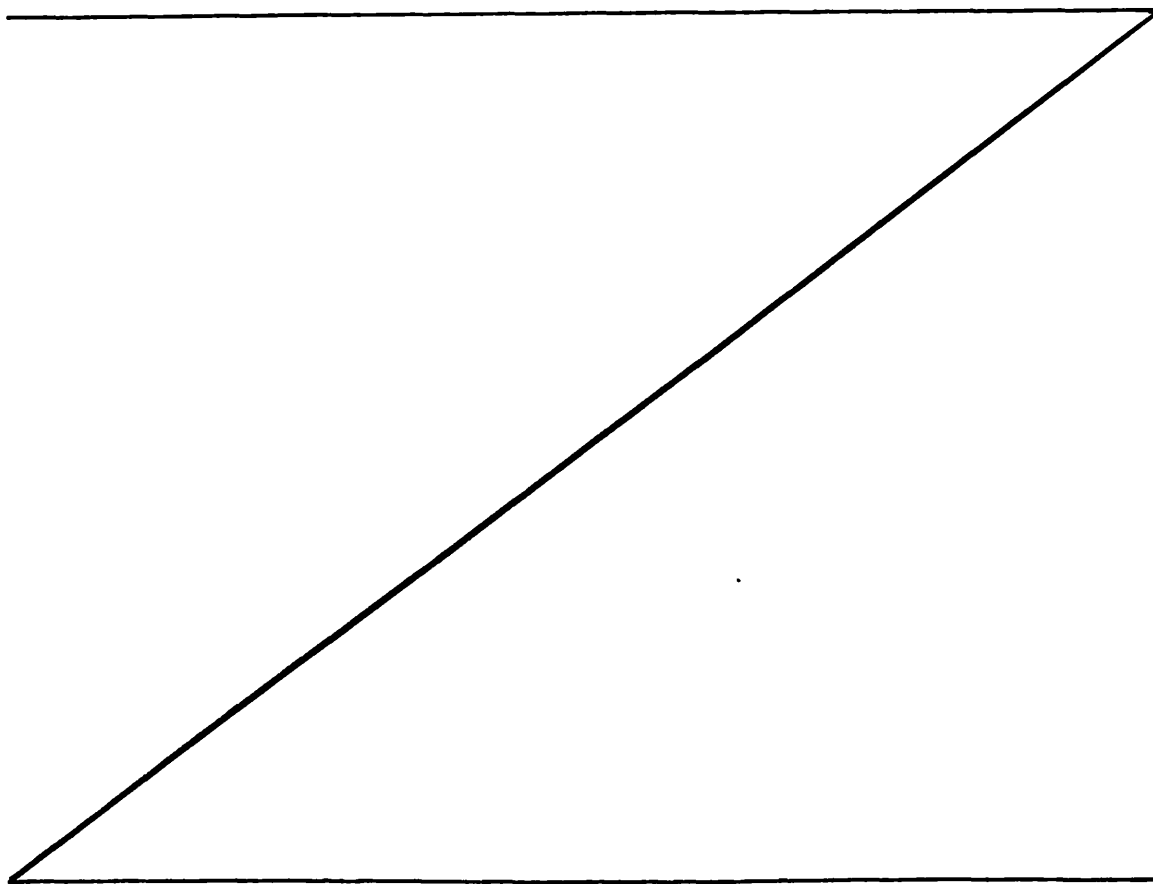
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



CELESTE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning on the existing City limits as established by the Northeastern corner of the ROSE ACRES NO. 2 ADDITION (222), as per description filed September 19, 1968, as Instrument 29381, Stanislaus County Records, said point being on the East-West quarter line of Section 15; thence along said quarter line, South 89° 22' 05" East, 534.09 feet; thence South 0° 18' 11" West, 525.14 feet; thence North 89° 41' 49" West, 531.46 feet, to a point on the Eastern line of the Rose Acres No. 2 Addition (222); thence along the existing City limits, North 0° 01' 05" East, 528.21 feet to the point of beginning, containing 6.441 Acres, more or less.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 50, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Rosewood
Public Works Department

R.A.R.
1-23-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-202

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS **SANTA ANA** ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-102, adopted on January 26, 19 70, the Council fixed the 9th day of March, 19 70, at the hour of 7:50 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-102 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Riverbank News, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Santa Ana Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By

R. C. Hazard
Public Works Department

R.H.H.
1-29-70

SANTA ANA ADDITION

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of the Northeast quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9, 10, 11, 12, 13 and 14 of Block 1 of DEL ESTE SUBDIVISION as per map filed April 14, 1914, in Volume 8 of Maps, Page 12, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Southern line of the LA LOMA - YOSEMITE ADDITION (55), said point being on the center line of a 60.00 foot public road known as Santa Ana Avenue; thence along the existing City Limits and Northern line of Lot 14 of said Block 1, East 238.34 feet, to the Western line of the 20.00 foot Alley in said Block 1; thence along said Western line, South $00^{\circ} 54'$ East, 326.69 feet, to the Southern line of Lot 9 in said Block 1; thence along said Southern line and its Westerly extension, West, 238.34 feet, to the center line of Santa Ana Avenue; thence along said center line, North $00^{\circ} 54'$ West, 326.69 feet, to the point of beginning, containing 1.787 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-203

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 THE AMOUNT OF SAID LIEN. ((1624 Concord Avenue, Block 6139, Lot 7 (Mr. Roy E. Martin)

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 _____ sidewalks _____ may be required, and
Requiredment waived by owner)

WHEREAS, the Council, did, on x x x x, 19____, adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, March 9, 1970, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$113.50

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$113.50 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 17, of Block 6139 of the Woodman Tract, as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records (Assessor's Parcel No. 002-01-118-02-26-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-204

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 THE AMOUNT OF SAID LIEN. (Sidewalk (driveway approach) on McHenry Avenue, South of 926 McHenry Avenue) (Mabel Ann Arata)
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 SIDEWALKS may be required, and

WHEREAS, the Council, did, on October 27, 1969, adopt its Resolution No. 69-1009, directing the Superintendent of Streets to give notice requiring the construction of Sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, March 9, 1970, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$71.00

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$71.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

All that portion of Block 649 lying between 920 and 928 McHenry Avenue excepting that portion belonging to the City of Modesto within the alley right of way, as shown in Stanislaus County Recorder's Records (County Assessor's Parcel Number 002-01-112-01-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 205

A RESOLUTION APPROVING LEASE AGREEMENTS FOR LEASING TIE-DOWN AND T-HANGAR SPACES AT THE MODESTO CITY COUNTY AIRPORT, AND AUTHORIZING THE AIRPORT MANAGER TO EXECUTE SAID AGREEMENTS ON BEHALF OF CITY.

WHEREAS, the Council of the City of Modesto desires to establish a procedure whereby lease agreements may be entered into for the leasing of tie-down and T-hangar spaces at the Modesto City-County Airport, and

WHEREAS, a form of agreement has been prepared for this purpose and it is proposed that the agreements be signed on behalf of the City of Modesto by its Airport Manager,

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 tie-down and T-hangar spaces at the Modesto City-County Airport 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 tie-down and T-hangar spaces at the Modesto City-County Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

**LEASE AGREEMENT
(Tie-Down or 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 _____, No. _____, on a month-to-month tenancy commencing on the ____ day of _____, 19____, for a rental payment of _____ (\$ _____) Dollars per month lawful money of the United States of America, payable each month in advance commencing on the ____ day of _____, 19____, to the Director of Finance, City of Modesto, City Hall, Modesto, California, or P. O. Box 642, Modesto, California.

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.

2. REGULATIONS: LESSEE acknowledges receipt of a copy of the Modesto Municipal Code Airport Regulations and agrees to abide by the Code as written. A copy of the regulations herein referred to is attached hereto, marked Exhibit "A" and made a part hereof as though set forth in full herein.

3. ASSIGNMENT: LESSEE shall not assign this lease nor any right hereunder, nor sublet the premises, nor any part

thereof, nor suffer any other person to occupy or use the said premises or any portion thereof. In the event of a breach of this condition, CITY shall have the power to immediately declare this lease agreement terminated and will thereupon be entitled to take immediate possession of the premises.

4. INSURANCE: CITY will keep the premises insured against fire and other insurable risks covered within its blanket policy, provided, however, that 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. LESSEE agrees to provide insurance in the amounts set forth in Sections 7-3.108 and 7-3.108.1 of the Modesto Municipal Code, and to file a certificate evidencing such coverage in the Office of the City Clerk of the City of Modesto.

5. INDEMNIFICATION: LESSEE agrees to indemnify and hold CITY harmless from and against all liabilities or injuries to persons or damage to property caused by LESSEE'S use of, occupancy of, or operation of the demised premises.

6. 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.

7. 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.

8. TERMINATION: It is agreed between the parties hereto that this lease may be terminated by either party hereto upon giving ten (10) days' written notice to the other party. The

Airport Manager is authorized to terminate this lease on behalf of the CITY.

9. FAILURE TO VACATE: LESSEE agrees to vacate said premises within ten (10) days after receipt of notice so to do from CITY, and failing to vacate as herein provided, agrees that CITY, or its authorized agents, may enter upon said property 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 on LESSEE'S part of any of the terms or conditions hereof.

10. 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.

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. _____, adopted by the Council of the City of Modesto on the _____ day of _____, 19____, and LESSEE has caused this lease agreement to be executed.

CITY OF MODESTO, a municipal corporation,

By _____
Airport Manager

LESSEE

MODESTO CITY COUNCIL
RESOLUTION NO. 70-206

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 1620 CONCORD AVENUE (Block 6139, Lot 18, MRS. RITA J. CRAWFORD)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 23, 1970, at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of installation of sidewalk at 1620 Concord Avenue, Block 6139, Lot 18 (\$113.50)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 By Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor
Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell and Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-207


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 2010 FREMONT AVENUE (Block 6802, Lot 24 and portion of Lot 23 (\$334 - Mr. Harry A. Miller)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 23, 1970, at 7:45 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 report of Superintendent of Streets on the cost of installation of sidewalk at 2010 Fremont Avenue (Block 6802, Lot 24 and portion of Lot 23) (334.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 By Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Newton, Simon, Smith and Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell and Robinson

ATTEST:.....


W. T. CHYNOWETH
City Clerk


MODESTO CITY COUNCIL
RESOLUTION NO. 70-208

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK ON JOAQUIN STREET AT 2101 Regent Court, Block 6802, Parcel Q - Mr. Sherman Drake)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 23, 1970, at 7:45 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of installation of sidewalk on Joaquin Street at ~~22~~ 2101 Regent Court, Block 6802, Parcel Q -(Mr. Sherman Drake) in amount of \$110.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 By Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Newton, Simon, Smith and Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell and Robinson

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-209

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK ON WEST FAIRMONT AVENUE AT 945 McHENRY AVENUE (Block 728, Lot 1 \$990.00 - Modesto Lodge #1282 of the Benevolent and Protective Order of Elks)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 23, 1970, at 7:45 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 report of Superintendent of Streets on the cost of installation of sidewalk on West Fairmont Avenue at 945 McHenry Avenue Block 728, Lot 1 (\$990.00 - Benevolent and Protective Order of Elks, Modesto Lodge #1282 - \$990.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 By Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell and Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-210

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. § (J Street at corner of 5th & J, Block 18, Easterly 93.5 feet of Lots 14, 15 and 16 (Mr. Carl Christiansen)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalk, curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of J Street, Block 18.

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Block 18, Easterly 93.5' of Lots 14, 15 and 16
in the City of Modesto as per map filed December 21, 1942,
in Volume 15 of Maps, Page 18, Stanislaus County Records.

(Assessor's Parcel No. 002-01-104-20-07-003)

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at 7:50 P.M..
 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell and Robinson

ATTEST:
 W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-211

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 4, Lots 29 to 32 inclusive - Church of God)

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 Curb and Gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curbs and
gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Second Street, Block 4

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 4, Lots 29 and 32 inclusive, in the City of Modesto,
as per map filed December 21, 1942, in Volume 15 of Maps,
Page 4, Stanislaus County Records.

(Assessor's Parcel No. 002-01-103-20-14-005)

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-212

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
MENSINGER AVENUE ON THE NORTH SIDE OF BLOCK 731, LOTS 1 &
2 AND THE N. 21' OF LOT 3. (MRS. CARMELA PANTALEO)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalk
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 731, Mensinger Ave.

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 731, Lots 1 and 2 and the N. 21' of Lot 3, Stanislaus
County Records.

(Assessor's Parcel No. 002-01-113-05-19-001)

to construct or cause to be constructed sidewalks
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at 7:50 P.M.
 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-213

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 729, E. 330' of the S. 96' of Lot 4 and the E. 330' of
the N. 36' of Lot 3 of the Bonnie Brae Tract)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
McHenry Avenue, Block 729

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 729, the E. 330' of the S. 96' of Lot 4,
and the E. 330' of the N. 36' of Lot 3 of the
Bonnie Brae Tract, as per Stanislaus County Records.

(Assessor's Parcel No. 002-01-113-05-35-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-214

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 40, Lots 17 to 22 inclusive - Wolframite Corp., Valley
Motor Lines)

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 curb, gutter and sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curb, gutter
and sidewalks have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 40, K Street

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 40, Lots 17 to 22 inclusive, in the City of Modesto
as per map filed December 21, 1942 in Volume 15 of Maps,
Page 40, Stanislaus County Records.
(Assessor's Parcel No. 002-01-104-08-02-003)

to construct or cause to be constructed curb, gutter and sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-215

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
~~(Block 325, Lots 7 and 8 - Robert L. Atkins, Jr.)~~

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 _____
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
_____ Block 325, Rosemont Avenue
_____.

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 325, Lots 7 and 8 in the City of Modesto, as per
map filed December 21, 1942 in Volume 15 of Maps, Page
325, Stanislaus County Records.

(Assessor's Parcel No. 002-01-102-09-43-001)

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-216

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
~~(ASSESSOR'S PARCELS)~~ Block 333, Lots 26 and 27 - James E. Nelson)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
curbs and gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 333, Center Street

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 333, Lots 26 and 27 in the City of Modesto, as
per map filed December 21, 1942 in Volume 15 of Maps,
Page 333, Stanislaus County Records.

(Assessor's Parcel No. 002-01-102, -08-01-001)

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 P.M. 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-217

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 326, Lots 39 and 40 - Edmund E. Schneider)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
curbs and gutters _____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 326, Sunset Boulevard

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 326, Lots 39 and 40 in the City of Modesto, as
per map filed December 21, 1942 in Volume 15 of Maps
Page 326, Stanislaus County Records.
(Assessor's Parcel No. 002-01-102-08-59-001)

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-218

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 326, Lots 41 to 44 inclusive - Edwin W. Ferrel)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
curbs and gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 326, Sunset Boulevard

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 326, Lots 41 to 44 inclusive, in the City of
Modesto, as per Map filed December 21, 1942 in
Volume 15 of maps, page 326, Stanislaus County Records.

(Assessor's Parcel No. 002-01-102-08-58-001)

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-219

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (Block 704, the N. 75' of Lot 65 - Charlie C. Nielsen)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalks, curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Block 704, Sycamore Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Block 704, the North 75' of Lot 65 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 704, Stanislaus County Records.

(Assessor's Parcel No. 002-01-113-11-10-001)

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized to implement the provisions of this resolution in accordance
with the procedure contained in Chapter 27, Part 3, Division 7 of
the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 23 9th
day of March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-220

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 725, Lots 1, 2 and 3 - Florence C. McDermott)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalks, curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of
Block 725, West Fairmont Ave.

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Block 725, Lots 1, 2 and 3, as per Stanislaus County Records.
(Assessor's Parcel No. 002-01-113-06-18-001)

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 23rd day of March 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 March, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-221

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DWIGHT CATHCART FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 2308 GLENDALE AVE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dwight Cathcart for sewer service to property outside the City at 2308 Glendale Ave.

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 March 19 70, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-222

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MR. STANLEY FILBRUN FOR LEASE OF ROBERTSON ROAD PARK SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Mr. Stanley Filbrun
for lease of Robertson Road Park site for farming purposes, effective
February 24, 1970 for 15% of gross proceeds

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
March 1970, by Councilman Dixon, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-223

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LERNER OIL CO., INC. GRANTING QUITCLAIMS TO THE CITY FOR WIDENING OF NEEDHAM AVE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lerner Oil Co., Inc. for granting quitclaims to the City of Modesto for widening of Needham Ave. (Project LA 56.10) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized, and quitclaim deeds are hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-224

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED
AMENDMENTS TO ZONING REGULATIONS (LANDSCAPING STANDARDS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 23, 1970, at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed amendments to Chapter 2 of Title X. of the Modesto Municipal Code. (Landscaping standards)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March 1970 By Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.70-225

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE EAST ORANGEBURG-COFFEE ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on February 24, 1970, a request for consent to commence proceedings to annex certain territory referred to as the East Orangeburg-Coffee Addition to the City of Modesto was presented to the Council, and

WHEREAS, on February 24, 1970, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on March 3, 1970, the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election,

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

SECTION 1. That said unincorporated territory proposed to be annexed to the City of Modesto be and it is hereby designated as the East Orangeburg-Coffee Addition; said territory is contiguous to the City of Modesto and is shown on that certain map marked Exhibit "A" entitled, "Proposed East Orangeburg-Coffee Addition"

dated February 19, 1970, which is attached hereto and made a part hereof.

SECTION 2. That consent be and it is hereby granted for the commencement of annexation proceedings of said East Orangeburg-Coffee Addition in accordance with the Annexation Act of 1913, as amended, provided the petition for annexation contains the request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

R

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

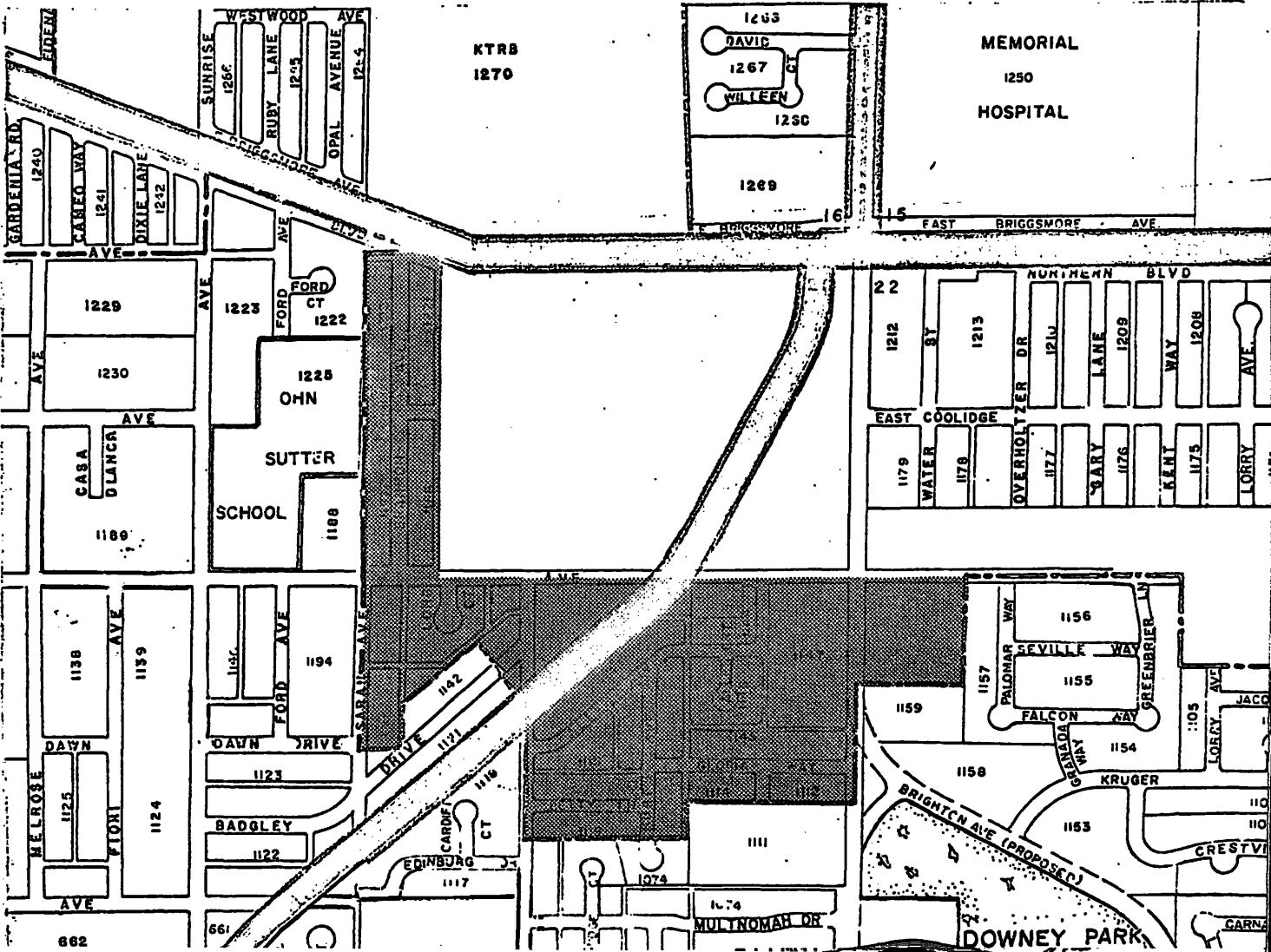
(SEAL)

APPROVED AS TO FORM:

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

ADDITION
 FEBRUARY 19, 1970

Exhibit "A"



MODESTO CITY COUNCIL
RESOLUTION NO. 70-226

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED
AMENDMENTS TO THE MODESTO MUNICIPAL CODE PERTAINING TO
TREE PRESERVATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 23, 1970, at 8:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed amendments to Chapter 6 of Title XII of the Modesto Municipal Code. (Tree preservation)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 By Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman ^{Newton} ~~Dixon~~ was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-227

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 27-3-9 OF THE ZONING MAP (ALBERT LANDINI - DONALD SANDY APARTMENTS)

WHEREAS, the Modesto City Planning Commission held a public hearing on March 23, 1970 at 7:40 P.M. / , in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 27-3-9 of the zoning map to prezone to Planned Development Zone, P-D, for development of a 2-story, 120-unit apartment complex on property located on the south side of Scenic Drive, ~~the following described property~~ east of Rose Avenue extended, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-36 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 27-3-9 of the Zoning Map be set for March 23, 1970 at 7:40 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March , 1970, by Councilman Dixon , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth

City Clerk

All that portion of the northeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Interior quarter corner of said Section 27; thence South $89^{\circ} 41'$ East along the east-west quarter section line a distance of 29.04 feet; thence North $0^{\circ} 33' 03''$ West along a line parallel to and 29.04 feet distant easterly at right angles from the north-south quarter line of said Section 27, a distance of 2182.70 feet to the center line of a County Road known as Scenic Drive and the true point of beginning of this description; thence North $73^{\circ} 46' 45''$ East along the center line of Scenic Drive a distance of 650.60 feet to the northeast corner of Parcel 1 as described in the Decree of Distribution to Matilda Dadini, et al, recorded September 15, 1967, in Volume 2183 of Official Records at Page 634, Stanislaus County Records; thence South $0^{\circ} 36'$ East along the east line of said Matilda Dedini property a distance of 452 feet to the center line of Dry Creek; thence south westerly along the center line of Dry Creek to the intersection of a line parallel to and 29.04 feet distant easterly at right angles from the north-south quarter line of said Section 27; thence North $0^{\circ} 33' 03''$ West along said parallel line a distance of 620 feet to the true point of beginning.

Containing: 8.07 acres gross

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-228

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,000 FOR CHANGE ORDERS ON TERMINAL BUILDING CONTRACT, CHAIRS FOR LOBBY AREA, AND IDENTIFICATION SIGN FOR TERMINAL BUILDING

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

AIRPORT FUND - 230

FROM:	T Hangar No. 7 (6514-46-230)	\$1,678
	Taxiway Overlay (6529-46-230)	322
TO:	Terminal Facilities Expansion (6522-46-230)	2,000

(To accomplish change orders on terminal building contract purchase chairs for lobby area, and identification sign for terminal building)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of March, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-229

A RESOLUTION APPROVING APPROPRIATION OF \$30,000 FROM
THE UNAPPROPRIATED FUND BALANCE OF THE GENERAL FUND TO
ACCOUNT NO. 6804, GENERAL FUND

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

FROM:		
	Unappropriated Fund Balance (95)	\$30,000
	General Fund (101)	
TO:	Water Line Extension (6804)	
	General Fund (101)	\$30,000

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
9th day of March, 1970 by Councilman Dixon, who moved its
adoption, which motion being duly seconded by Councilman
Newton, was upon roll call carried and the resolution
adopted by the following vote:

AYES:	Councilmen:	Dixon, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-230
PARTIAL

A RESOLUTION ACCEPTING THE/CONSTRUCTION OF SEWERAGE WORKS IMPROVEMENT PROJECT UNIT NO. 6, EAST INTERCEPTING SEWER (EXCEPTING THE FINISH PAVEMENT OF SEVENTH STREET BETWEEN C AND J STREETS)

WHEREAS, a report has been filed by the Director of Public Works
partial
that the/construction of Sewerage Works Improvement
Project Unit No. 6, East Intercepting Sewer
has been completed by Great Western Pipeline Co.

in accordance with the contract agreement dated February 4, 1969

NOW, THEREFORE, BE IT RESOLVED that the/construction of sewerage
partial
works improvement project unit No. 6, East Intercepting Sewer
be accepted from said contractor, Great Western Pipeline Co. (excepting the
finishpaving on Seventh St. between C and J Streets)

partial
that Notice of/Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$554,550.37
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 March
1970 by Councilman Smith , who moved its adoption, which motion
being duly seconded by Councilman Mitchell , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith and
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-231

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF ~~SEB~~TRUNK SEWER THROUGH THE RIVERSIDE NORTH SUBDIVISION

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

SECTION 1. The plans and specifications for construction of subtrunk sewer through the Riverside North Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 31, 1970 at 10:05 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March

19 70, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-232

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 1 SUBDIVISION

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

SECTION 1. The plans and specifications for installation of water lines in Riverside North No. 1 Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 31, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-233

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR REPLACEMENT OF CURB AND GUTTER ON BERMUDA WAY AND CATALINA WAY FROM ENSLEN AVENUE TO SHERWOOD AVENUE

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

SECTION 1. The plans and specifications for replacement of curb and gutter on Bermuda Way and Catalina Way from Enslen Avenue to Sherwood 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 31, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-234

A RESOLUTION ACCEPTING THE CONSTRUCTION OF BALL FIELD LIGHTING AT
MELLIS PARK

WHEREAS, a report has been filed by the Director of Public
Works that the construction of ball field lighting at
Mellis Park
has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated October 27, 1969


NOW, THEREFORE, BE IT RESOLVED that the construction of ball
field lighting at Mellis Park
be accepted from said contractor, Industrial Electrical Co.

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$23,420
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 March
1970 by Councilman Smith, who moved its adoption, which motion
being duly seconded by Councilman Mitchell, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 235

A RESOLUTION ADOPTING AN AMENDMENT TO THE MODESTO URBAN AREA GENERAL PLAN AND CERTIFYING COPIES THEREOF TO THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS AND TO 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 the physical development of the city and land outside its boundaries which, in the Commission's judgment, bears relating to its planning, and

WHEREAS, a General Plan for the City of Modesto entitled "Modesto Urban 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 28, 1959, and

WHEREAS, thereafter the Planning Commission of the City of Modesto determined and found that amendments to the 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 Resolution No. 65-695 adopted on December 27, 1965, and

WHEREAS, the Planning Commission of the City of Modesto has now determined and found that a further amendment to the adopted General Plan of the City of Modesto and surrounding urban area is in the public interest, and

WHEREAS, the Planning Commission has held a public hearing on its recommendation and amendment, which hearing was held on February 17, 1970, and

WHEREAS, the Planning Commission by Resolution No. 70-25, adopted on February 17, 1970, has approved and recommended to the City Council a further amendment to the "Modesto Urban Area General Plan," and

WHEREAS, the City Council held a public hearing on the amendment as approved and recommended by the Planning Commission on the 16th day of March 1970, at 4:20 o'clock P.M. in the Council Chambers as required by law.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby adopt an Amendment to the General Plan of the Modesto Urban Area by adding to it a document entitled "Housing Element, Phase #1," dated January, 1970, a copy of which is on file in the office of the Director of Planning and in the office of the City Clerk, as approved and recommended by the Planning Commission, and which by this reference is hereby made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to certify a copy of the Amended General Plan to the Board of Supervisors of the County of Stanislaus and to 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 16th day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-236

A RESOLUTION ESTABLISHING AN ACCOUNT TO BE USED
FOR THE PURPOSES OF INVESTIGATION OF THE USE OF
NARCOTICS.

WHEREAS, interested citizens have expressed an interest in making donations to the City for the purpose of investigating the use of narcotics, and

WHEREAS, the Council is desirous of establishing an account to be used for the purposes of investigating the use of narcotics, which account will be used for administering the funds received through donations from citizens for that purpose,

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

1. An account to be used for the purposes of investigating the use of narcotics is hereby established and shall be designated as "Narcotics Investigation Account No. 432."

2. Donations may be made either by citizens giving their names or through anonymous gifts, and by specifying that their donations are to be used for narcotics investigation.

3. The City Clerk is hereby authorized to receive donations for this account on behalf of the City of Modesto.

4. Upon receipt of donations, the City Clerk shall deposit said donations with the Finance Department for deposit in the City Treasury.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-237

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BURLIN DAVIS FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1524 MORENE WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Burlin Davis for sewer service to property outside the city at 1524 Morene 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 16th day of March 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-238

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER (PORTION OF Block 2087, MRS. BERNICE P. JACKSON)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, April 6, 1970, at 4:25 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 report of Superintendent of Streets on cost of installation of curb and gutter at 104 Rowland Avenue, portion of Block 2087 (\$271.14)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970 By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-239

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER (Lots 24 and 25, Block 586 - Mr. C. E. GILLETTE)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, April 6, 1970, at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets for cost of installation of curb and gutter at 509 Redwood Avenue (319.34)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970 By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-240

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER AT 229 ORANGE AVENUE (Lots 2 31 and 32, Block 511-MR. PAUL J. FERGUSON)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, April 6, 1970, at 4:25 P.M.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 report of Superintendent of Streets on cost of installation of curb and gutter at lots 31 and 32, Block 511 (\$467.74)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970 By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Mayor Davies
Simon, Smith,

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-241

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER ON ALICE ST. AT 135 OLIVE AVENUE (Lots 35, 36, Block 509 - Harold D. Larson)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, April 6¹⁹⁷⁰,/ at 4:25 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 report of Superintendent of Streets on cost of installation of sidewalk, curb and gutter at 135 Olive Avenue (\$776.44)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970 By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-242

A RESOLUTION APPROVING THE FINAL MAP OF THE
RIVERSIDE NORTH NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Sherwood Mortgage Company, a corporation

~~was~~ is possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 5.228 acres, known as the
Riverside North No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 19th day of August,
1969, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Riverside North No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Riverside North No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Four
Hundred Eighty Nine and 25/100ths (\$1,489.25) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Forty Two
Thousand, Six Hundred and no/100ths (\$42,600.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-243

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6000.00 FOR GOLF
CART STORAGE SHED AT DRYDEN MUNICIPAL GOLF COURSE

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that
the following appropriation transfer(s) be approved:

GENERAL FUND - 101

FROM: General Reserve (60) \$6,000.00

TO: Golf Cart Shelter (6251-38-101) \$6,000.00

(To build golf cart storage shed at Dryden Municipal
Golf Course)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 16th day of March, 1970
by Councilman Mitchell who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-244

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PRICE ENTERPRISES FOR SEWER SERVICES OUTSIDE THE CITY IN KINGSBURY PARK ESTATES NO. 3

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Price Enterprises for sewer services outside the City in Kingsbury Park Estates No. 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 16th day of March 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-245

A RESOLUTION AUTHORIZING COUNCILMAN G. DALE SMITH TO SIGN MEMORANDUM OF UNDERSTANDING BETWEEN THE STANISLAUS AREA ADVISORY PLANNING ASSOCIATION AND CALIFORNIA DIVISION OF HIGHWAYS

WHEREAS, Councilman G. Dale Smith is the legal representative of the City of Modesto to the Stanislaus Area Advisory Planning Association; and

WHEREAS, the Stanislaus Area Advisory Planning Association is entering into a memorandum of understanding with the California Division of Highways.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Councilman G. Dale Smith is authorized to sign a memorandum of understanding between the Stanislaus Area Advisory Planning Association and the California Division of Highways.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of March, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-246

A RESOLUTION APPOINTING MEMBER TO THE AB-103 ADVISORY BOARD
(DOWNTOWN IMPROVEMENT DISTRICT) (CLARENCE TALLENT)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to the 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 AB-103 Advisory Board (Downtown Improvement District) for the respective term as indicated:

Clarence Tallent, for a term ending March 28, 1973 (Area F)

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the AB-103 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 16th day of March, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-247

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION THE REQUEST OF COEY PROPERTIES FOR ABANDONMENT OF ALL OF MILLER AVENUE AND THE 5' PARK RESERVATION BORDERING THEREON LYING BETWEEN THE EAST LINE OF SANTA BARBARA AVENUE AND THE SOUTHWESTERLY LINE OF LA LOMA AVENUE EXCEPTING A TWENTY (20) FOOT STRIP OF LAND EXITING ON LA LOMA AVENUE ONLY FOR USE AS A CONTINUANCE AND EXIT OF THE BLOCK 2088 ALLEY

BE IT RESOLVED by the Council of the City of Modesto that the request of Coey Properties for abandonment of all of Miller Avenue and the 5' Park Reservation bordering thereon lying between the East line of Santa Barbara Avenue and the Southwesterly line of La Loma Avenue excepting a twenty (20) foot strip of land exiting on La Loma Avenue only for use as a continuance and exit of the Block 2088 alley be, and it is hereby referred to the Planning Commission for report and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 80-248

A RESOLUTION APPROVING REQUEST OF CITY OF WATERFORD FOR
MEMBERSHIP TO STANISLAUS AREA ADVISORY PLANNING ASSOCIATION

WHEREAS, the City of Waterford has requested approval of its application for membership to the Stanislaus Area Advisory Planning Association.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the City of Waterford for membership to the Stanislaus Area Advisory Planning Association 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 March, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-249

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN., AND RESCINDING RESOLUTION NO. 68-1017. (LOTS 15 and 16, BLOCK 414, at 302 PINE STREET, BEN E. MOORE)

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 curb and gutter may be required, and

WHEREAS, the Council, did, on June 3, 1968, adopt its Resolution No. 68-515, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, November 4, 1968, at 4:15 o'clock, P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$126.75

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$126.75 Dollars, be assessed in 2 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, ~~XXXXXX~~ as requested by Mr. Moore in a letter dated March 17, 1970:

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

Lots 15 and 16, Block 414 in the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records.

SECTION 1a. Resolution No. 68-1017 is hereby rescinded.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by

Councilman Newton , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-250

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENTS AT DOWNEY COMMUNITY PARK SITE PREPARATION, GRADING, DRAINAGE AND BASEBALL FIELD.

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

SECTION 1. The plans and specifications for improvements at Downey Community Park site preparation, grading, drainage and baseball 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 April 7, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-251

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(68).
(ALBERT LANDINI - DONALD SANDY APARTMENTS)

WHEREAS, a verified application for an amendment to Section 27-3-9 of the Zoning Map was filed by Albert Landini on December 23, 1969, to prezone to Planned Development Zone, P-PD, the following described property:

All that portion of the northeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Interior quarter corner of said Section 27; thence South 89° 41' East along the east-west quarter section line a distance of 29.04 feet; thence North 0° 33' 03" West along a line parallel to and 29.04 feet distant easterly at right angles from the north-south quarter line of said Section 27, a distance of 2182.70 feet to the center line of a County Road known as Scenic Drive and the true point of beginning of this description; thence North 73° 46' 45" East along the center line of Scenic Drive a distance of 650.60 feet to the northeast corner of Parcel 1 as described in the Decree of Distribution to Matilda Dedini, et al, recorded September 15, 1967, in Volume 2183 of Official Records at Page 634, Stanislaus County Records; thence South 0° 36' East along the east line of said Matilda Dedini property a distance of 452 feet to the center line of Dry Creek; thence south westerly along the center line of Dry Creek to the intersection of a line parallel to and 29.04 feet distant easterly at right angles from the north-south quarter line of said Section 27; thence North 0° 33' 03" West along said parallel line a distance of 620 feet to the true point of beginning.

Containing: 8.07 acres gross; and

WHEREAS, after public hearing held on February 17, 1970, 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 subject property fronts upon a major street.
2. The proposed planned development will help provide a variety of housing types as well as help fulfill housing needs of Modesto as called for in the General Plan.

WHEREAS, after a public hearing held on March 23, 1970, the Council found and determined that the application of Albert Landini

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. _____-C.S. on the 23rd day of March, 1970, rezoning the above-described property to Planned Development Zone, P-PD(68).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for Rezoned Planned Development Zone, P-PD(68), is hereby approved in accordance with the plan titled "120 2-story apartments", as amended in red on its face, dated February 17, 1970, which said plan is on file in the office of the Planning Director, subject to the following conditions:

1. That all development shall be in accordance with the plans referred to above;

2. That prior to the issuance of a building permit, the following dedications and street improvements shall be made in accordance with the requirements of the Director of Public Works;

- (a) Dedicate right-of-way along Scenic Drive frontage to make a 90-foot major street.
- (b) Improve Scenic Drive to City of Modesto standards, including matching pavement, curb and gutter, sidewalk, street lights, etc.
- (c) Pay to the City of Modesto \$7.00 each for the planting of 16 street trees on Scenic Drive.
- (d) All driveway openings onto Scenic Drive shall be constructed to City standards.
- (e) Submit improvement plans for Scenic Drive prepared by a registered civil engineer, for approval by the City Engineer.
- (f) A scenic easement for the area shown in red on the plan, shall be dedicated to the City of Modesto to preserve and maintain the designated area in its natural state.

3. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Planning Director and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. The landscaping plan shall indicate all trees

of 20" or more in circumference, measured at 24" above ground level, on the entire subject property, including the scenic easement area, and shall indicate whether the applicant proposes to remove or preserve the same.

4. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.

5. That any signs on the premises shall conform to the sign requirement as specified in the R-3Zone.

6. That prior to the issuance of a building permit, the developer shall submit to the Fire Chief and the Director of Public Works for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.

7. That the development shall be connected to the City sanitary sewer facilities in accordance with the requirements of the Director of Public Works.

8. That all parking and driveway areas be improved in accordance with the provisions of Section 10-2.1805 and Section 10-2.1807 of the Municipal Code. The drainage facilities for the parking area shall be approved by the Director of Public Works.

9. That within one month of the effective date of the rezoning, the applicant shall institute and follow through with proceedings to annex the subject property to the City of Modesto.

10. That all required public improvements shall be installed prior to occupancy of the premises or by January 31, 1973, whichever occurs first.

11. That in lieu of constructing public improvements and installing fire hydrants, prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit, in an amount to be determined by the City Engineer, may be filed with the City Clerk to guarantee installation of all public improvements and fire hydrants by January 31, 1973, or prior to occupancy of the premises, whichever occurs first.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(68):

The entire construction program be accomplished in one phase; construction to begin on or before January 31, 1971, and to be completed on or before January 31, 1973.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 rezoning the above-described property to Planned Development Zone, P-PD(68) 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 March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William J. Medico
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-252

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 THE AMOUNT OF SAID LIEN. (Block 6139, Lot 18, Mrs. Rita J. Crawford)

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 sidewalk may be required, and

NOTICE WAIVED BY OWNER
WHEREAS, the Council, did, on _____, 19_____, adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of sidewalk _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, March 23, 1970, at 7:45 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$113.50.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$113.50 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 18 of Block 6139 of the Woodman Tract, as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records. (Assessor's Parcel No. 002-01-118-02-25-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-253

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 THE AMOUNT OF SAID LIEN. (Block 6802, Lot 24 and portion of Lot 23 - Harry A. Miller)

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 sidewalk may be required, and

WHEREAS, the Council, did, on NOTICE WAIVED BY OWNER, 19 , adopt its Resolution No. , directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, March 23, 1970, at 7:45 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$334.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$334.00 Dollars, be assessed in 7 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Block 6802, Parcel T (Lot 24, portion of 23) of the City of Modesto, as per Stanislaus County Records

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-254

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 THE AMOUNT OF SAID LIEN. (Lot 1, Block 728 - B.P.O.E. #1282)

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 sidewalks may be required, and

WHEREAS, the Council, did, on October 27, 1969, adopt its Resolution No. 69-1018, directing the Superintendent of Streets to give notice requiring the construction of sidewalks _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalks _____ as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, November 10, 1969, at 7:45 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$990.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$990 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Block 728, Lot 1

Parcel Number 002-03-113-06-35--001 as per Stanislaus County Assessor's Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-255

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, ((J Street at corner
of 5th and J, Block 18, easterly 93.5 feet of Lots
14, 15 and 16 - Mr. Carl Christiansen)

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 sidewalk, curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk,
curb and gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along J Street, Block 18

_____, and
WHEREAS, the Council, did, on March 9, 1970,
adopt its Resolution No. 70-210, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk,
curb and gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the
23rd day of March, 1970, at 7:50 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 notice
to be given as directed by said Resolution No. 70-210, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or
denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-210 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

SECTION 3. Completion date is extended to February 1, 1971.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-256

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 4, Lots 29
to 32 inclusive - Church of God)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Second Street, Block 4, and

WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-211, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-211, 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 are hereby overruled or denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-257

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 731, Lots
1 & 2 and the North 21 feet of Lot 3 - Mrs. Carmela
Pantaleo)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Mensinger Ave., Block 731
_____, and

WHEREAS, the Council, did, on March 9, 1970,
adopt its Resolution No. 70-212, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd
day of March 1970, at 7:50 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 notice to be
given as directed by said Resolution No. 70-212, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-212 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-258

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 729, east 330
feet of the South 96 feet of Lot 4 and the east 330
feet of the north 36 feet of Lot 3 of the Bonnie
Brae Tract - Mrs. Rose Mehegan)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along McHenry Avenue, Block 729

_____, and
WHEREAS, the Council, did, on March 9, 1970,
adopt its Resolution No. 70-213, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd
day of March 1970, at 7:50 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 notice to be
given as directed by said Resolution No. 70-213, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-213 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-259

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB, GUTTER AND SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 40, Lots 17
to 22 inclusive - Wolframite Corp., Valley Motor
Lines)

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 curb, gutter and sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb,
gutter and sidewalk have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 40, K Street

_____, and
WHEREAS, the Council, did, on March 9, 1970,
adopt its Resolution No. 70-214, directing the Superintendent of
Streets to give notice requiring the construction of curb, gutter
and sidewalk along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd
day of March 1970, at 7:50 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 notice to be
given as directed by said Resolution No. 70-214, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-214 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-260

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 325, Lots
7 and 8 - Robert L. Atkins, Jr.)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 325, Rosemont Avenue

_____, and
WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-215, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-215, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-215 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-261

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 333, Lots
26 and 27 - James E. Nelson)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 333, Center Street, and

WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-216, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-216, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-216 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-262

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 326, Lots 39
and 40 - Mr. Edmund E. Schneider)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 326, Sunset Boulevard, and

WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-217, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-217, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-217 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-263

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 326, Lots
41 to 44, inclusive - Edwin W. Ferrel)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 326, Sunset Boulevard,

and
WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-218, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-218, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-218 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-264

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 704, the
North 75 feet of Lot 65 - Charlie C. Nielsen)

WHEREAS, Chapter 27 of Park 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the construction of curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 704, Sycamore Avenue, and

WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-219, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-219, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-219 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-265

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO, (Block 725, Lots
1, 2 and 3 - Florence C. McDermott)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk, curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 725, West Fairmont Ave.

_____, and
WHEREAS, the Council, did, on March 9, 1970, adopt its Resolution No. 70-220, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 23rd day of March, 1970, at 7:50 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 notice to be given as directed by said Resolution No. 70-220, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-220 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 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-266

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS HIGHWAY VILLAGE ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-95, adopted on January 26, 1970, the Council declared its intention to call a special election for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, by said Resolution No. 70-95, the Council fixed the 2nd day of March, 1970, at the hour of 5:00 o'clock P.M., in the Council Chambers at the City Hall, located at 801 - 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, said hearing of protests against said annexation was held at said time and place and was then continued until the 23rd day of March, 1970, at 8:00 o'clock P.M., in the Council Chambers at the City Hall, located at 801 - 11th Street in the City of Modesto, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-95 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto, as required by Section 35119 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and persons owning real property within such territory appeared at

said times and places to protest said annexation and written protests were filed against the annexation prior to the hour set for hearing objections to the election, and prior to the hour set for reconvening the continued hearing,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Highway Village Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 19 70, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North $0^{\circ} 46'$ West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North $0^{\circ} 46'$ West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North $0^{\circ} 46'$ West, 320.68 feet, to a point on the Southern line of the FRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South $88^{\circ} 42'$ West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North $0^{\circ} 46'$ West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South $88^{\circ} 52'$ West, 959.82 feet; South $46^{\circ} 51'$ West, 798.57 feet; South $25^{\circ} 11' 30''$ West, 107.00 feet; South $46^{\circ} 27' 15''$ West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South $46^{\circ} 27' 15''$ West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South $43^{\circ} 31'$ East, 1171.56 feet; South $43^{\circ} 32' 30''$ East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North $0^{\circ} 46'$ West, 755.69 feet; thence North $89^{\circ} 14'$ East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO.70-267

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 19th DAY OF May, 1970, PERTAINING TO THE ANNEXATION OF HIGHWAY VILLAGE ADDITION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 70-95, the Council of the City of Modesto declared its intention to call a special election in certain inhabited territory contiguous to said City for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, a copy of said resolution was published as required by law, and

WHEREAS, at a time not later than the hour set by said resolution for hearing objections to the proposed election, and the hour to which said hearing was continued, written protests were not made by the owners of one-half (1/2) of the value of the territory proposed to be annexed as shown by the last equalized assessment roll or by public and private owners equal to one-half (1/2) of the value of the territory proposed to be annexed, and

WHEREAS, all proceedings have been had in accordance with said resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars,

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

SECTION 1. ELECTION CALLED. A special election is hereby called to be held on the 19th day of May, 1970, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting

to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation after annexation 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 as attached hereto.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS. The polls at said election shall be open at 7:00 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 8:00 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. On the ballots to be used at said election and on the voting machines used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the statement: "Shall the Highway
Village Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election?"

Where ballots are used, 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. If an elector shall stamp a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (+) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

Where voting machines are used at said election, said voting machines shall be so arranged that any qualified elector may vote for the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "Yes" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote for the annexation of said territory to the City of Modesto and may vote against the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "No" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote against the annexation of said territory to the City of Modesto. Said voting machines and the preparation of the same shall comply in all respects with the provisions of the law.

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 general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one (1) voting precinct(x) to be known and described as follows:

Highway Village Community Hall
2609 Budd Street - P. O. Box 3613
Modesto, California

Said special election precinct(x) has ~~(have)~~ been established by utilizing all or a portion of the county election precincts within said territory as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for county election purposes, which said orders or resolutions now on file are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said

precincts so established by said Board of Supervisors being herein referred to as "county election precincts", except as hereinafter amended.)

That (~~those~~) portion(s) of the county election precinct designated by said Board of Supervisors as Highway Village
Community Service District Precinct, lying within the hereinafter described territory, is (are) hereby established as Special Election Precinct No. 1.

The following is the polling place of said Special Election Precinct No. 1, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Highway Village Community Hall
2609 Budd Street - P. O. Box 3613
Modesto, California

Inspector: Mrs. Dorothy Geis
2728 Whitcomb Way
Modesto, California

Judge: Mrs. Anyce R. Morris
2728 Mc Adoo
Modesto, California

Clerk: Mrs. Shirley A. Miller
2509 Brenner Way
Modesto, California

Clerk: Mrs. Lillian M. Miller
2324 Whitcomb Way
Modesto, California

(b) For their services in connection with said election, said inspector shall receive Twenty One and no/100ths (\$21.00) Dollars, and said judge and said clerks shall receive Eighteen and no/100ths (\$18.00) Dollars.

SECTION 5. 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 is hereby ordered to and shall canvass said returns at his office in the

City Hall, Modesto, California, pursuant to the Elections Code of the State of California, Section 22932.5. Upon completion of the canvass, the City Clerk shall certify the results of the election to the Council and the Council shall meet at its usual meeting place and confirm said canvass by the City Clerk on ~~Friday~~ ^{Monday} May 25, 19 70, at the hour of ~~xxxx~~ ^{7:30} o'clock ~~xxx~~ ^{P.M.} and declare the results of the election.

SECTION 6. SCHOOL DISTRICT BOUNDARIES. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

SECTION 7. EFFECTIVE DATE OF ANNEXATION. If annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes on July 1, 19 70.

SECTION 8. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said Annexation Act of 1913, as amended, at least once a week during the four (4) weeks prior to the date of the election in The Ceres Courier, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Public Works Department

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North 0° 46' West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North 0° 46' West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North 0° 46' West, 320.68 feet, to a point on the Southern line of the PRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South 88° 42' West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North 0° 46' West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South 88° 52' West, 959.82 feet; South 46° 51' West, 798.57 feet; South 25° 11' 30" West, 107.00 feet; South 46° 27' 15" West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South 46° 27' 15" West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South 43° 31' East, 1171.56 feet; South 43° 32' 30" East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North 0° 46' West, 755.69 feet; thence North 89° 14' East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-268

A RESOLUTION ESTIMATING ADDITIONAL REVENUE AND APPROVING THE APPROPRIATION OF THESE FUNDS IN THE AIRPORT FUND.

BE IT RESOLVED by the Council of the City of Modesto that additional revenue of Two Thousand, Three Hundred and no/100ths (\$2,300.00) Dollars is anticipated in the Airport Fund (No. 230) during the 1969-70 fiscal year resulting from lease agreements at the expanded terminal facility.

BE IT FURTHER RESOLVED that the above revenue is appropriated in the Airport Fund (No. 230) in the following accounts to provide janitorial services:

<u>Account No.</u>	<u>Budget Account Title</u>	<u>Amount</u>
110	Salaries and Wages, Regular	\$1,475.00
304	Custodial Supplies	329.00
5501	Floor Polishing Machine	345.00
5502	Industrial Vacuum Cleaner	151.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: Dixon, Newton, Simon

ABSENT: None

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-269

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DANA DEVELOPMENT CO. FOR LEASE OF SILVERTHORN BRANCH LIBRARY LOCATED AT PARADISE AND CHICAGO AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dana Development Co. for lease of Silverthorn Branch Library located at Paradise and ~~for~~ Chicago Avenues for two years commencing May 1, 1970, with options to renew be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-270


A RESOLUTION REJECTING THE CLAIM OF JACK E. WASSUM IN AMOUNT OF \$53,301.30 AGAINST THE CITY OF MODESTO

BE IT RESOLVED by the Council of the City of Modesto that the claim of JACK E. WASSUM for \$53,301.30 against the City of Modesto for personal injuries allegedly incurred in connection with Modesto Sewerage Project Unit No. 10, is 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 March, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-271

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (SANTA ANA ADDITION)

WHEREAS, there has been annexed to the City of Modesto on March 9, 1970, certain territory known as Santa Ana Addition, and

WHEREAS, the inclusion of the area contained in Santa Ana Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Santa Ana Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 53.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, May 11, 1970, at the hour of 7:45 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 53.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) The East side of South Santa Ana Avenue at the North boundary of the annexation.
- (2) The East side of South Santa Ana Avenue at the South boundary of the annexation.
- (3) The North side of Hyde Street at the West line of the alley in Block 2053.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

SANTA ANA ADDITION

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of the Northeast quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9, 10, 11, 12, 13 and 14 of Block 1 of DEL ESTE SUBDIVISION as per map filed April 14, 1914, in Volume 8 of Maps, Page 12, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Southern line of the LA LOMA - YOSEMITE ADDITION (55), said point being on the center line of a 60.00 foot public road known as Santa Ana Avenue; thence along the existing City Limits and Northern line of Lot 14 of said Block 1, East 238.34 feet, to the Western line of the 20.00 foot Alley in said Block 1; thence along said Western line, South 00° 54' East, 326.69 feet, to the Southern line of Lot 9 in said Block 1; thence along said Southern line and its Westerly extension, West, 238.34 feet, to the center line of Santa Ana Avenue; thence along said center line, North 00° 54' West, 326.69 feet, to the point of beginning, containing 1.787 Acres, more or less.

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 53, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on March 23, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Mitchell, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: March 24, 1970

City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-272

A RESOLUTION ACCEPTING IMPROVEMENTS IN PRESCOTT ESTATES SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF
STATUTORY LIEN PERIOD

WHEREAS, MCKEON Construction, a California Corporation, sub-
dividers of Prescott Estates Subdivision, have filed a subdivision
improvement bond in the amount of \$121,000 to guarantee improve-
ments in Prescott Estates Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated
March 18, 1970 has indicated that all work required by the subdi-
vision agreement for Prescott Estates Subdivision has been com-
pleted 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 Council to accept the improvements as
complete and to authorize the City Clerk to file a notice of com-
pletion and release the subdivision performance bond in the
amount of \$121,000 upon expiration of the statutory lien period.

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

1. That the improvements in Prescott Estates Subdivision are
hereby accepted;
2. That the City Clerk is hereby authorized to release the sub-
division performance bond in the amount of \$121,000 filed by
McKeon Construction, a California Corporation, to guarantee im-
provements in Prescott Estates Subdivision upon expiration of
the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 23rd day of
March, 1970 by Councilman Mitchell, who moved its adoption,
which motion being duly seconded by Councilman Newton, was
upon roll call carried and the resolution adopted by the following
vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
Noes:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-273

A RESOLUTION ACCEPTING IMPROVEMENTS IN LORENZEN PARK NO. 5 SUB-DIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, ARTHUR J. WYLIE AND FLORENCE E. WYLIE, husband and wife, subdividers of Lorenzen Park No. 5 Subdivision, have filed an instrument of credit in the amount of \$16,500 to guarantee improvements in Lorenzen Park No. 5 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated March 18, 1970 has indicated 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 Council to accept the improvements as complete and to authorize the City Clerk to file notice of completion and release the instrument of credit in amount of \$16,500 upon expiration of the statutory lien period.


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

1. The improvements performed by the subdividers of Lorenzen Park No. 5 Subdivision are hereby accepted;
2. The City Clerk is hereby authorized to release the instrument of credit in amount of \$16,500 filed by Arthur J. Wylie and Florence E. Wylie to guarantee improvements in Lorenzen Park No. 5 Subdivision, upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-274

RENEWAL

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES WRIGHT FOR OPERATION OF FOOD CONCESSION AT BEARD BROOK PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Charles Wright for operation of food concession at Beard Brook Park (renewed for period of one year be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March

1970 , by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-275

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(325 Oak Street, Block 414, Lots 1 and 2 (Mr. James E.
Sheppard)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalk
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Oak Street, Block 414

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 1 and 2 of Block 414 in the City of Modesto, as per
Map filed December 21, 1942 in Volume 15 of Maps, Page 414,
Stanislaus County Records.

(Assessor's Parcel No. 002-01-101-06-42-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 6th day of April 1970, at
4:30 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized to implement the provisions of this resolution in accordance
with the procedure contained in Chapter 27, Part 3, Division 7 of
the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 23rd
day of March, 1970, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-276

A RESOLUTION APPROVING AND PROVIDING FOR THE EXECUTION OF A CONTRACT FOR GRANT FOR URBAN BEAUTIFICATION AND IMPROVEMENT NO. CALIF. B-133(G) BY AND BETWEEN THE CITY OF MODESTO, A MUNICIPAL CORPORATION AND THE UNITED STATES OF AMERICA.

BE IT RESOLVED by the Council of the City of Modesto, a municipal corporation of the State of California as follows:

SECTION 1. The pending proposed Contract for Grant For Urban Beautification And Improvement No. Calif. B-133(G) is hereby in all respects approved.

SECTION 2. The City Manager of the City of Modesto is hereby authorized and directed to execute Contract No. Calif. B-133(G) in two (2) counterparts on behalf of the City of Modesto and the City Clerk is hereby authorized and directed to impress and attest the official seal of the Public Body on each such counterparts and to forward such counterparts to the Department of Housing and Urban Development, for execution on behalf of the Government together with such other documents relative to the approval and execution of such counterparts as may be required by the Government.

SECTION 3. This Resolution shall take effect immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

(SEAL)

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

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

CERTIFICATE

The undersigned hereby certifies that:

1. (He)(She) is duly qualified and acting Clerk of the City of Modesto (herein called the "Applicant") and the keeper of its records.
2. The attached Resolution is a true and correct copy of the Resolution as finally adopted at a meeting of the Applicant held on the 23rd day of March, 1970, and duly recorded.
3. Said meeting was duly convened and held in all respects in accordance with law and to the extent required by law, due and proper notice of the meeting was given. A legal quorum was present throughout the meeting, and a legally sufficient number of members of the Applicant voted in the proper manner for the adoption of said Resolution. All other requirements and proceedings under law incident to the proper adoption or passage of said resolution have been duly fulfilled, carried out, and otherwise observed.
4. If an impression of the seal has been duly affixed below, it constitutes the official seal of the Applicant, and this certificate is hereby executed under such official seal. If no seal has been affixed, the Applicant does not have and is not legally required to have an official seal.
5. The undersigned is duly authorized to execute this certificate.

IN WITNESS WHEREOF, the undersigned has hereunto set (his) (her) hand this 24th day of March, 1970.

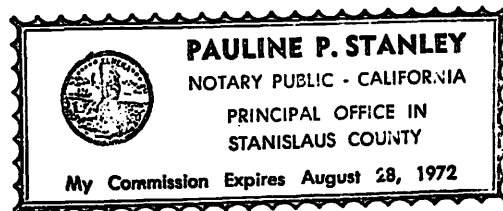

W. T. CHYNOWETH

City Clerk (Title)

ATTEST:

Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
 Notary Public in and for the County
 of Stanislaus, State of California

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
Title of Attesting Officer



MODESTO CITY COUNCIL
RESOLUTION NO. 70-277

A RESOLUTION ACCEPTING IMPROVEMENTS IN HAGSTROM PARK NO. 1
SUBDIVISION AND AUTHORIZING CITY CLERK TO FILE NOTICE OF COMPLETION
UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Vince G. Lancey, a single man, subdivider of
Hagstrom Park No. 1 Subdivision, has filed an instrument of
credit in amount of \$52,100 to guarantee improvements in
Hagstrom Park No. 1 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum
dated March 18, 1970 has indicated 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 Council to accept the improvements as
complete and to authorize the City Clerk to file notice completion
and release the instrument of credit in amount of \$52,100 upon ex-
piration of the statutory lien period.

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

1. The improvements performed by the subdivider of Hagstrom
Park No. 1 Subdivision are hereby accepted;
2. The City Clerk is authorized to release the instrument of
credit in amount of \$52,100 filed by Vince G. Lancey to guarantee
improvements in Hagstrom Park No. 1 Subdivision, upon expiration
of the statutory lien period (65 days)

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 23rd day of
March, 1970 by Councilman Mitchell, who moved its adoption,
which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the follow-
ing vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen	None
ABSENT:	Councilmen	None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-278

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,994 FOR PURCHASE OF POLICE DEPARTMENT MOTORCYCLE UNIT TO REPLACE WORN OUT UNIT.

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the following appropriation transfer(s) be approved:

SERVICE WORKING CAPITAL FUNDS (512)

FROM:	Reserve Appropriation (60-48-512)	\$1,994
TO:	Police Motorcycle /R (5439-48-512)	\$1,994

(To provide funds for the purchase of a Police Department motorcycle unit to replace worn out unit.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-279

A RESOLUTION APPOINTING AND REAPPOINTING MEMBERS OF THE PLANNING COMMISSION FOR TERMS ENDING JANUARY 1, 1974.

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

WHEREAS, the term of William Nicholson on the Planning Commission expires on January 1, 1970.

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

SECTION 1. William Nicholson is hereby reappointed to the Planning Commission for a term expiring January 1, 1974.

SECTION 2. David Ryan is appointed to the Planning Commission for a term expiring January 1, 1974.

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members 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 23rd day of March, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the Following vote:

AYES:	Councilmen:	Dixon, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-280

A RESOLUTION REAPPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT FOR A TERM ENDING JANUARY 1, 1974 (Harold Schulenberg)

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

WHEREAS, the term of Harold Schulenberg on the Board of Zoning Adjustment expired on January 1, 1970 ,

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

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

(Harold Schulenberg for a term ending January 1, 1974)

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed 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 23rd day of March, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____

W. T. Chermeth
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-281

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ORLAND CLOSE AND ROSE CLOSE FOR ACQUISITION OF PROPERTY FOR WIDENING OF NEEDHAM AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and ORLAND CLOSE AND ROSE CLOSE for acquisition of property for widening of Needham Avenue ~~for~~ (Project LA 56-10, Parcel No. 516-2)


be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of March 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-282

A RESOLUTION APPROVING REQUESTS OF THE JUNIOR CHAMBER OF COMMERCE CENTENNIAL COMMITTEE FOR THE CELEBRATION BEING HELD IN THE CITY OF MODESTO JULY 4, 1970.

WHEREAS, the Junior Chamber of Commerce Centennial Committee has filed the following requests relating to its celebration being held in the City of Modesto, Saturday, July 4, 1970.

1. That I Street, between 11th and 12th Streets, be barricaded between 9:30 A. M. and 3:30 P. M.;
2. That permission be granted for the use of the City's reviewing stand with canvass top, to be placed on I Street close to the cannon in the Courthouse Park by City Personnel on Thursday, July 2nd, or Friday, July 3rd;
3. That the Committee be granted permission to use a public address system at the reviewing stand (public address system to be furnished by said Committee);
4. That the use of Del Webb Field for entertainment and display of fireworks on the evening of July 4, 1970, be approved, with the City to supply a standby fire truck; and
5. That the parade route used in 1969 be approved as the same route to be used in 1970,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the requests of the Junior Chamber of Commerce Centennial Committee be approved, subject to the following conditions:

1. That the parade route be approved by the Police Department and Parking and Traffic Department;
2. That the use of Del Webb Field to display fireworks be approved on the following conditions:
 - (a) That the weather conditions will not create any fire hazard to the surrounding area;
 - (b) That the City be held harmless from and against any and all costs, damages and liability arising out of the use of the field;
 - (c) That the Committee furnish to the City Clerk of City a policy or certificate of insurance evidencing Public Liability and Property Damage Insurance as

shall protect it and any person employed by it, from claims for damages for personal injury which may arise hereunder. The amounts of such insurance shall be as follows:

Public Liability Insurance in an amount not less than \$100,000.00 for injuries including wrongful death to any one person, and subject to the same limits for each person in an amount not less than \$500,000.00 on account of one accident, and Property Damage Insurance in an amount not less than \$100,000.00.

Committee's liability policy and the certificate of insurance which is to be furnished to City Clerk of City shall contain a contractual liability endorsement stating that the policy is extended to cover the liability assumed by Committee under the terms of this resolution, and the liability policy and certificate of insurance to be furnished to City shall also contain a cancellation endorsement that the insurance coverage may not be cancelled nor the amount of coverage reduced until ten (10) days after receipt by the City Clerk of City of a written notice of such cancellation or reduction in coverage.

- (d) That the Committee assumes the responsibility for cleaning the field after its use;
- (e) That the City be reimbursed for any damages which may occur to the field and the two (2) golf courses; and
- (f) That arrangements be cleared by the Parks and Recreation and Police Departments.

3. That the fire works display be conducted according to the requirements of the Fire Department of the City of Modesto as set forth in the memorandum from the Fire Chief to the City Manager dated April 2, 1970, a copy of which is attached hereto marked Exhibit "A" and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Committee with a copy of this resolution. Committee shall file a written acceptance of this resolution and evidence of the required insurance with the City Clerk, and no right shall be conferred hereby until said acceptance and evidence of the required insurance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

M E M O R A N D U M

Manager	Finance
Dpy Mgr	Pub Wks
Attorney	Bldg Insp
Clerk	Pks & Rec
Fire	Pkg & Trf
Police	Personnel
Library	Planning



Date: April 2, 1970

TO: City Manager
FROM: Fire Chief
SUBJECT: Fireworks Display - July 4, 1970 - Del Webb Field

Pursuant to the provisions of Section 12602 of the Health and Safety Code of the State of California, I recommend a permit be granted with City Council approval for the public display of fireworks to be conducted by the 4th of July Parade and Celebration Committee at Del Webb Field July 4, 1970.

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. Sufficient patrol personnel shall be provided to prevent the unlawful and dangerous discharge of legal and illegal fireworks on the Municipal Golf Course and on the Del Webb Field property by the general public.
3. Sufficient patrol personnel shall be provided to control the vehicular traffic and parking during the arrival and departure of the citizens attending the display.
4. County Fire Warden requested to provide fire patrol services on Zeff Road area and Modesto Fire Department be required to provide fire patrol services on Neece Drive at Del Webb Field

C. Wayne Everett
C. Wayne Everett

CWE/jal

MODESTO CITY COUNCIL
RESOLUTION NO. 70-283

A RESOLUTION ACCEPTING THE BID OF ACME CONSTRUCTION CO. FOR CONSTRUCTION OF NEW LIBRARY BUILDING

WHEREAS, Resolution No. 70-160 adopted by the Council of the City of Modesto on February 24, 1970 approved the plans and specifications for the construction of a library building at 1500 Eye Street

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of the library building were opened at 2:00 P.M. March 31, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Acme Construction Company in the amount of \$1,713,000

be accepted as the lowest responsible bid.

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

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 April, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-284

A RESOLUTION ACCEPTING THE CONSTRUCTION OF EICHER AVENUE SUBTRUNK SEWER.

WHEREAS, a report has been filed by the Director of Public Works that the construction of Eicher Avenue Subtrunk Sewer

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated October 27, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of Eicher Avenue Subtrunk Sewer

be accepted from said contractor, Industrial Electrical Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$44,569.00 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 6th day of April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-285

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN WOODROW
MANOR NO. 2 SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Woodrow Manor
No. 2 Subdivision
has been completed by Valley Construction Company

in accordance with the contract agreement dated March 9, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of water
lines in Woodrow Manor No. 2 Subdivision

be accepted from said contractor, Valley Construction Company

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$1,465.20
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 6th day of April
1970, by Councilman Robinson, who moved its adoption, which motion
being duly seconded by Councilman Simon, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-286

A RESOLUTION ACCEPTING THE BID OF A. C. CONSTRUCTION COMPANY FOR REPLACEMENT OF CURB AND GUTTER ON BERMUDA WAY AND CATALINA WAY FROM ENSLEN AVENUE TO SHERWOOD AVENUE

WHEREAS, Resolution No. 70-233 adopted by the Council of the City of Modesto on March 16, 1970, approved the plans and specifications for the replacement of curb and gutter on Bermuda Way and Catalina Way from Enslan Avenue to Sherwood Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the replacement of curb and gutter on Bermuda Way and Catalina Way from Enslan Avenue to Sherwood Avenue were opened at 10:00 A.M. March 31, 1970, and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of A. C. Construction Company in the amount of \$8,472.60

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of A. C. Construction Company in the amount of \$8,472.60 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 6th day of April 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-287

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 1 SUBDIVISION

WHEREAS, Resolution No. 70-232 adopted by the Council of the City of Modesto on March 16, 1970 approved the plans and specifications for the installation of water lines in Riverside North No. 1 Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in Riverside North No. 1 Subdivision were opened at 10:10 A.M. March 31, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction Company in the amount of \$3,626.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction Company in the amount of \$3,626.00 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 6th day of April 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-288

A RESOLUTION ACCEPTING THE BID OF REED'S TRENCHING, INC. FOR CONSTRUCTION OF RIVERSIDE NORTH NO. 1 SUBDIVISION SUBTRUNK SEWER

WHEREAS, Resolution No. 70-231 adopted by the Council of the City of Modesto on March 16, 1970 approved the plans and specifications for the construction of Riverside North No. 1 Subdivision Subtrunk Sewer

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Riverside North No. 1 Subdivision Subtrunk Sewer

were opened at 10:05 A.M. March 31, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Workshas recommended that the bid of Reed's Trenching, Inc. in the amount of \$18,906.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Reed's Trenching, Inc. in the amount of \$18,906.40

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-289

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$124,721 TO FINANCE CITY CONTRIBUTION AND INCIDENTAL EXPENSES OF IMPROVEMENT DISTRICT NO. 15

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

SEWER SERVICE FUND (212)

FROM	GENERAL RESERVE (60)	\$124,721
TO	SEWER - IMPROVEMENT DISTRICT NO. 15 (6592)	\$124,721

(City funds are required to finance the City contribution and incidental expenses of the project.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-290

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (MONTCLAIR NO. 2 ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on February 16, 1970, duly adopted Resolution No. 70-152 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 52 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, April 6, 1970, at the hour of 4:15 P.M., at the Council Chambers, City Hall, 801 - 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 52 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 52 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 52, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 52, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

6th day of April, 19 70, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Simon, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By O. A. Baseyood
Public Works Department

Bill
4-2-70

MONTCLAIR #2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the South half of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the MONTCLAIR ADDITION(233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records, said point being on the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963, as Instrument 5121, Stanislaus County Records, said point being also on the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Southeastern corner of property conveyed to DAVID V. SWITZER, et ux, by Deed recorded January 5, 1956, as Instrument 235, Stanislaus County Records; thence along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Switzer property, North $01^{\circ} 02' 40''$ West, 281.97 feet to the Northeastern corner of said Switzer property and the Southeastern corner of property conveyed to CLARENCE N. NUNN, et ux, by Deed recorded March 28, 1947 as Instrument 8973, Stanislaus County Records; thence continuing along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Nunn property, North $01^{\circ} 02' 40''$ West, 115.06 feet to a point on a line which is parallel with and 115.00 feet, measured at right angles, Northerly from the Southern line of the Nunn property; thence along said parallel line, North $89^{\circ} 09' 44''$ West, 772.78 feet to a point on the Northerly projection of the Western line of property, conveyed to DONALD E. LANDES, et ux, by Deed recorded May 13, 1961, as Instrument 15860, Stanislaus County Records; thence along said Northerly projection, South $01^{\circ} 02' 40''$ East, 115.06 feet, to the Northwestern corner of said Landes property; thence along the Western line of the Landes property, South $01^{\circ} 02' 40''$ East, 281.97 feet to the Northern line of the Montclair Addition (233); thence along the existing City Limits on the Northern line of the Montclair Addition (233), South $89^{\circ} 09' 44''$ East, 772.78 feet, to the point of beginning, containing 7.040 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on April 6, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Simon, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: April 7, 1970

City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-291

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (OLD OAKDALE ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on February 16, 1970, duly adopted Resolution No. 70-153 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 51 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, April 6, 1970, at the hour of 4:20 P.M., at the Council Chambers, City Hall, 801 - 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 51 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 51 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 51, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 51, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

6th day of April, 1970, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by Coun-
cilman Robinson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hargood
Public Works Department

RH
4-2-70

OLD OAKDALE ADDITION

All that real property in the State of California, County of Stanislaus, in the Southwest quarter of Section 23, 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 Eastern line of MORNINGSIDE HEIGHTS ADDITION (192) as per description filed June 14, 1966, as Instrument 21018, Stanislaus County Records, said point being on the East-West quarter section line and North $89^{\circ} 59'$ East, 16.50 feet from the West quarter corner of Section 23; thence along said East-West quarter line North $89^{\circ} 59'$ East, 1422.96 feet; thence South $00^{\circ} 45'$ East, 612.15 feet; thence South $89^{\circ} 59'$ West, 1422.96 feet, to a point on the existing City Limits on the Eastern line of Addition (192); thence along said existing City Limits, North $00^{\circ} 45'$ West, 612.15 feet to the point of beginning, containing 19.997 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on April 6, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Mitchell, seconded by Councilman Robinson, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: None

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: April 7, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-292

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (509 Redwood Avenue, west 100' of Lots 24 and 25, Block 586 - Mr. C.E. Gillette)

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 curb and gutter may be required, and

NOTICE WAIVED BY OWNER
WHEREAS, the Council, did, on _____, 19____, adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 6, 1970, at 4:25 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$319.34.

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

SECTION 1. That the cost of the aforesaid work, being the amount of ^{319.34} \$319.34 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The West 100 feet of Lots 24 and 25 of Block 586 in the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 586, Stanislaus County Records. (Assessor's Parcel No. 002-01-111-08-31-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-293

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Wright Street at 229 Orange Avenue, Lots 31 and 32, Block 511 - Mr. Paul J. Ferguson)

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 curb and gutter may be required, and

WHEREAS, the Council, did, on October 13, 1969, adopt its Resolution No. 69-974, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, October 27, 1969, at 8:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$467.74.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$467.74 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 31 and 32 of Block 511 in the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 511, Stanislaus County Records. (229 Orange Avenue) (Assessor's Parcel No. 002-01-109-06-30-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-294

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Alice St. at 135 Olive Avenue, Lots 35 and 26, Block 509 - Harold D. Larson)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on September 15, 1969, adopt its Resolution No. 69-877, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, October 6, 1969, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$776.44

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$776.44 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 35 and 36 in Block 509 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 509, Stanislaus County Records. (135 Olive Avenue) (Assessor's Parcel No. 002-01-109-07-16-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-295

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (325 Oak Street,
Block 414, Lots 1 and 2 - Mr. James E. Sheppard)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Oak Street, Block 414, and

WHEREAS, the Council, did, on March 23, 1970, adopt its Resolution No. 70-275, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 6th day of April 1970, at 4:30 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 notice to be given as directed by said Resolution No. 70-275, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-275 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 6th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-296

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,048 FOR AIR CONDITIONING UNITS IN NEW POLICE VEHICLES.

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

SERVICE WORKING CAPITAL FUND (512)

FROM: Reserve Fund (60)	\$2,048
TO: Police Fund (5418-48)	\$2,048

(Funds for placing air conditioning units in new police vehicles)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April 1970, by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-297

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (Sixth Street and C Street at 609 C Street, Block 28, Lots 17 to 19, inclusive (Mr. Rudy Bonzi))

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalk, curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Sixth Street and C Street, Block 28

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 17 to 19 in Block 28 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 28, Stanislaus County Records. (Assessor's Parcel No. 002-01-103-08-06-001)

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of April 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-298

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(312 Sixth Street, Block 28, Lots 22 and 23, Mr. Eugene
Kenneth Grote)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalk
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Sixth Street, Block 28

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 22 and 23 of Block 28 of the City of Modesto,
as per map filed December 21, 1942 in Volume 15 of
Maps, Page 28, Stanislaus County Records.
(Assessor's Parcel No. 002-01-103-08-08-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of April 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-299

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(D Street at 401-407 Seventh Street, Block 29, Lots 13 to
16 inclusive - Mr. Ernest L. Ruiz)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
D Street at Seventh, Block 29

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 13 to 16 inclusive of Block 29 of the City of
Modesto as per map filed December 21, 1942 in Volume
15 of Maps, Page 29, Stanislaus County Records.
(Assessor's Parcel No. 002-01-103-10-05-003)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of April 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-300

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (410-416 Sixth Street, Block 29, Lots 21 ~~and~~ 24, inclusive - Mrs. Bobbie Lois Arden) to

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalk _____ have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Sixth Street, Block 29

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 21 to 24 inclusive of Block 29 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 29, Stanislaus County Records. (Assessor's Parcel No. 002-01-103-10-08-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of April 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-301

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Sixth Street, Block 37, Lot 23 - Mr. Edward T. Taylor, Jr.)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalk _____ have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Sixth Street, Block 37

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 23 of Block 37 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 37, Stanislaus County Records.
(Assessor's Parcel No. 002-01-104-13-11-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of April 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None;
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-302

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK CURB AND GUTTER (713 S. Madison St., Block 402, North 40' of Lots 15 to 18 inclusive)(Manuel R. Castillo)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 20, 1970 , at 4:20 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 report of Superintendent of Streets on cost of installation of sidewalk curb and gutter at 713 South Madison Street (Mr. Manuel R. Castillo, \$210)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2 6th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-303

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 711 SOUTH MADISON STREET (Block 402, South 41' of Lots 13 and 14 - Mr. Leland Peterson)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 20, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of installation of sidewalk, curb and gutter at 711 South Madison Street (Mr. Leland Peterson, \$215)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-304

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
intendent of streets on cost of installation of sidewalk, curb
and gutter at 309 Walnut Street (Block 402, Lots 9 and 10-
Mr. Albert Masdonati)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that April 20, 1970 , at 4:20 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 report of Superintendent of Streets on
cost of installation of sidewalk, curb and gutter at 309 Walnut
Street (\$323.84)

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
6th day of April, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk


MODESTO CITY COUNCIL
RESOLUTION NO. 70-305

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ~~OF~~ REPORT OF SUPERINTENDENT OF STREETS ON COST OF CURB AND GUTTER AT 321 WALNUT STREET AND 710 S. FRANKLIN STREET (Block 402, Lots 1 to ~~and~~ 4, inclusive - Mr. Willie Stone)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 20, 1970 , at 4:20 P.M. 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 report of Superintendent of Streets on cost of curb and gutter at 321 Walnut Street(\$350.14)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-306

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER ALONG WALNUT STREET AND S. MADISON STREET AT 305 WALNUT - G. Donald Bernard

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 20, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost report of Superintendent of Streets for installation of sidewalk, curb and gutter (Block 402, Lots 11 and 12) \$981.89

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-307

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
intendent OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND
ALONG S. MADISON STREET AT 302 CALIFORNIA AVENUE, BLOCK 402, SOUTH
100 FEET OF LOTS 15 & 16 (ELLOISE L. PATRICK)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that April 20, 1970 , at 4:20 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of report of Superintendent of Streets on cost of
installation of sidewalk, curb and gutter at 302 California
Avenue (\$550.78)

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
6th day of April, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-308

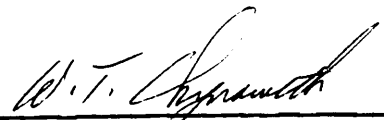
A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER
AT ~~18~~ 1201 WOODMAN WAY (Diane D. Morton)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that April 20, 1970 , at 4:20 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of report of Superintendent of Streets on cost of
installation of curb and gutter at 1201 Woodman Way, Block 6181-A,
Lot 1 - \$228.97.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
6th day of April, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Neeton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-309

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER AT 305 Maple STREET (MR. SILAS W. GREEN)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 20, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of cost of Superintendent of Streets for construction of sidewalk, curb and gutter at Block 415, Lots 11 and 12, \$296.42.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-310

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 315 MAPLE STREET (MR. SILAS W. GREEN)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April ~~6~~²⁰ 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of construction of sidewalk, curb and gutter costs at Block 415, Lots 7 and 8, \$296.42.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-311

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS FOR COST OF INSTALLATION OF SIDEWALK, CURB
AND GUTTER AT 309 MAPLE ST., (MR. CARL CHRISTIANSEN)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that ~~APRIL 20,~~ April 20,
~~APRIL 20,~~ 1970, at 4:20 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 report of Superintendent of Streets for
cost of construction of sidewalk, curb and gutter at Block 415,
Lots 9 and 10, \$296.42.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
6th day of April, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 

W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-312

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON COST OF CONSTRUCTION OF CURB AND GUTTER
AT 305 BODEM STREET (MRS. MIKE RASHEFF)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that April 20, 1970 , at 4:20 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 report of Superintendent of Streets on cost
of construction of curb and gutter at Block 591, Lots 21 and 22,
\$155.00


The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
6th
~~20th~~ day of April, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-313

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ARTHUR CHANDLER FOR SEWER SERVICE TO PROPERTY OUTSIDE CITY LIMITS (2013 Terrance Way)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Arthur Chandler for sewer service to property located § 2013 Terrance 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 6th day of April ¹⁹⁷⁰ ~~196x~~, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-314

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF
MODESTO AND JOHN H. AND DOROTHY M. KESSLER FOR WIDENING OF NEEDHAM
STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the right of way agreement between the City of Modesto and
John H. and Dorothy M. Kessler for the widening of Needham Street

~~for~~

be and it is hereby approved. For further particulars, reference
is made to a copy of the agreement on file in the office of the
City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk
of the City of Modesto be, and they are hereby authorized and
directed to execute said right of way agreement on behalf of the
City of Modesto, and payment of \$2,200 for damages incurred is hereby
authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
April , 19 70 by Councilman Robinson who moved its
adoption, which motion being duly seconded by Councilman Simon
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-315

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS GLENDALE NO. 1 ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on March 19, 1970, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Glendale No. 1 Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on March 18, 1970, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 1st day of June, 1970, at the hour of 4:15 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, at which time and place any person owning real property within such territory and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such territory should not be so annexed. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the

owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Oakdale Leader, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970,

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hazwood
Public Works Department

RHM
3-35-70

GLENDALE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9-12 of Block 2196 and Lots 13-24 of Block 2224 of ALTA VISTA TRACT as per map filed September 12, 1946, in volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959, Stanislaus County Records, said point being on the Westerly extension of the center line of a 60.00 foot public road known as Glendale Avenue; thence along the existing City Limits and along the Western line of Phoenix Avenue, North $0^{\circ} 35' 40''$ West, 17.50 Feet, to the Southern line of Lot 12 of Block 2196 of the ALTA VISTA TRACT; thence along said Southern line and existing City Limits, North $89^{\circ} 50'$ West, 127.63 feet, to a point on the existing City Limits as established by the LA LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Eastern line of a 10 foot alley; thence along said Eastern line and existing City Limits, North $0^{\circ} 34' 40''$ West, 240.00 feet, to the Northern line of Lot 9 of Block 2196 of the ALTA VISTA TRACT; thence along the existing City Limits and said Northern Line and its Easterly extension, North $89^{\circ} 50'$ East, 187.56 feet, to the Eastern line of Phoenix Avenue; thence along said Eastern line and existing City Limits, South to the Southern line of a 20 foot alley in Block 2224; thence along said Southern line and the existing City Limits, South $89^{\circ} 50'$ East, 791.47 feet, to the center line of a 60.00 foot public road known as Parry Avenue; thence leaving the existing City Limits and along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the center line of Glendale Avenue; thence along said center line and its Westerly extension, North $89^{\circ} 50'$ West, 851.49 feet, to the point of beginning, containing 3.556 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-316

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS GLENDALE NO. 2 ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on March 19, 1970, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Glendale No. 2 Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on March 18, 1970, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. No change in school boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 1st day of June, 1970, at the hour of 4:20 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, at which time and place any person owning real property within such territory and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such territory should not be so annexed. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the

owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Oakdale Leader, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970,

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Absent None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

Bill
3-30-70

GLENDALE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 1-12 of Block 2223 of ALTA VISTA TRACT as per map filed September 12, 1946, in Volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northern line of the La LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being at the intersection of the center line of a 60.00 foot public road known as Parry Avenue and the Easterly extension of the Northern line of a 20 foot alley in Block 2223; thence along the existing City Limits on said extension and Northern line, North $89^{\circ} 50'$ West, 851.50 feet, to the Western line of a 60.00 foot public road known as Phoenix Avenue; thence along said Western line and existing City limits, North $00^{\circ} 35' 40''$ West, 35.00 feet, to the Southeastern corner of the RUFFINO ADDITION (135) as per description filed July 31, 1962, as Instrument 28934, Stanislaus County Records; thence along the Eastern line of said Addition (135), North $00^{\circ} 35' 40''$ West, 60.00 feet, to the Southeastern corner of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959 Stanislaus County Records; thence along the Eastern line of said Addition (88), North $00^{\circ} 35' 40''$ West, 42.50 feet, to the Westerly extension of the center line of Glendale Avenue; thence along said Westerly extension and center line, South $89^{\circ} 50'$ East, 851.49 feet, to the center of Parry Avenue; thence along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the point of beginning, Containing 2.689 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-317

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE GREENFIELD ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on February 20, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Greenfield Addition,

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

That the annexation of said uninhabited territory designated as Greenfield Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By P. C. Rosegard
Public Works Department

Greenfield Addition

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lots 7, 10, 15 and 18 of the BROUGHTON COLONY TRACT as per map filed March 17, 1904 in Volume 1, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 30, 1965 as Instrument 12390, Stanislaus County Records; thence along the existing City Limits on the Northern boundry of said Addition (176), South $89^{\circ} 59'$ West, 1335.52 feet, to a point on the Eastern line of the LORENZEN ADDITION (121), as per description filed June 27, 1961 as Instrument 20145, Stanislaus County Records, said point also being the Western line of a 40 foot public road known as Rose Avenue; thence along the Easterly lines of said Addition (121) and the CRESTVIEW NO. 3 ADDITION (154), as per description filed May 14, 1963 as Instrument 18495, Stanislaus County Records, North $00^{\circ} 37'$ West, 480.25 feet, to the Northeast corner of said Addition (154); thence along the Southern line of the LIBERINI ADDITION (170), as per description filed January 15, 1965 as Instrument 1768, Stanislaus County Records, South $89^{\circ} 45' 23''$ East, 20.00 feet, to the Southwest corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965 as Instrument 28973, Stanislaus County Records, said corner also being on the center line of Rose Avenue which is also the North-South quarter line of Section 22; thence along a Southern line of said Addition (179), South $89^{\circ} 45' 23''$ East, 20.00 feet, to a Southeast corner of said Addition (179); thence along the Eastern line of Rose Avenue and Eastern line of said Addition (179), North $00^{\circ} 37'$ West, 1153.35 feet, to a point on the Southern line of said Addition (179); thence along a Southern line of said Addition (179), North $89^{\circ} 52' 45''$ East, 1292.88 feet, to the Southeastern corner of said Addition (179); thence along the Eastern lines of Lots 7, 10, 15 and 18 of the Broughton Colony Tract, South $00^{\circ} 42' 30''$ East, 1635.80 feet to the Northeastern corner of the Rose Avenue School Addition (176), to the point of beginning, containing 49.004 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-318

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$27,600 FOR RETROACTIVE
SLLARY INCREASE AUTHORIZED BY CITY COUNCIL (RESOLUTION 70-131, 2/2/70)

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

GENERAL FUND (101)

FROM:	General Reserve (60)		\$27,600	
TO:	Salaries & Wages Regular	110-8-101	\$ 650	
	Salaries & Wages Regular	110-09-101	250	
	"	"	110-13-101	375
	"	"	110-14-101	225
	"	"	110-15-101	1,800
	"	"	110-17-101	350
	"	"	110-19-101	400
	" ₁	"	110-21-101	6,100
	"	"	110-26-101	100
	"	"	110-32-101	250
	"	"	110-33-101	175
	"	"	110-34-101	75
	"	"	110-39-101	125
	"	"	110-35-101	2,250
	"	"	110-43-101	1,200
	"	"	110-50-101	8,400
	"	"	110-51-101	4,675
	"	"	110-58-101	200

(To provide funds for the retroactive increase authorized
by the City Council, Resolution 70-131, 2/2/70, effective
1/1/70)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 6th day of April, 1970
by Councilman Robinson , who moved its adoption, which motion being
duly seconded by Councilman Simon , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-319

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF E. T. TAYLOR, JR. FROM BOARD OF ZONING ADJUSTMENT ACTION REGARDING P. T. & T. USE PERMIT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 27, 1970 , at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of appeal of E. T. Taylor, Jr. from Board of Zoning Adjustment action regarding P. T. & T. use permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-320

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PROJECT UNIT NO. 10,
SOUTH TRUNK SEWER, TUOLUMNE TRUNK SEWER AND WEST TRUNK EXTENSION

WHEREAS, a report has been filed by the Director of Public
Works that the construction of Project Unit No. 10,
South Trunk Sewer, Tuolumne Trunk Sewer and West Trunk Extension
has been completed by Tab Construction, Inc.

in accordance with the contract agreement dated February 4, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of Project
Unit No. 10, South Trunk Sewer, Tuolumne Trunk Sewer and West Trunk
Extension
be accepted from said contractor, Tab Construction, Inc.

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$968,176.97
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 13th day of April
1970, by Councilman Smith, who moved its adoption, which motion
being duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF ELRICH CONSTRUCTION CO. FOR SITE PREPARATION, GRADING, DRAINAGE AND BASEBALL FIELD CONSTRUCTION AT DOWNEY PARK

WHEREAS, Resolution No. 70-250 adopted by the Council of the City of Modesto on March 23, 1970 approved the plans and specifications for the site preparation, grading, drainage and baseball field construction at Downey Park

and authorized the calling for bids, and

WHEREAS, the bids received for the site preparation, grading, drainage and baseball field construction at Downey Park were opened at 10:00 A.M. April 7, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Elrich Construction Co. in the amount of \$69,750

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Elrich Construction Co. in the amount of \$69,750

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, by Councilman ,Smith who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-322

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,000 FOR SANDBLASTING
AND PAINTING SENIOR CITIZENS CENTER

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

GENERAL FUND (101)

FROM: Salaries & Wages, Regular (110-31) \$1,000

TO: Painting Senior Citizens Center (5201-39) \$1,000

(For sandblasting and painting Senior Citizens Center)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 13th day of April, 1970
by Councilman Mitchell , who moved its adoption, which motion being
duly seconded by Councilman Newton , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-323

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$18,000 TO CONTINUE PROGRAM OF WORKING ON BACKLOG OF TREE-DAMAGED CURB AND GUTTER

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

GENERAL FUND (101)

FROM: Service Credits (491-43)	\$8,100
Salaries & Wages Regular(110-54)	5,015
Taxes(430-53)	4,281
Service Credits(491-51)	604
TO: Construction Materials (321-51)	\$18,000

(Funds requested to continue program of working on backlog of tree-damaged curb and gutter)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Smith, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-324

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PHILIP R. HENDLEY FOR LEASE OF AIRPLANE FUELING FACILITIES AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Philip R. Hendley for lease of airplane fueling facilities at 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 13th day of April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-325

A RESOLUTION APPROVING EXTENSION OF LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND GOLDEN PACIFIC AIRLINES COVERING ITS OPERATION AT MODESTO CITY-COUNTY AIRPORT.

WHEREAS, the agreement between the City of Modesto and Golden Pacific Airlines covering Golden Pacific Airlines' operations at the Modesto City-County Airport expired March 27, 1970; and

WHEREAS, Golden Pacific Airlines has accepted a proposal to extend its current lease with the City of Modesto through May 1, 1970.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that extension of the lease between the City of Modesto and Golden Pacific Airlines covering its operation at the Modesto City-County Airport is hereby extended to May 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman

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

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-326

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN F. GOTTSCHALK DBA GOTTSCHALK FLIGHT CENTER FOR AN AREA 35 x 420 FEET FOR 10 AIRCRAFT TIE-DOWN SPACES 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 John F. Gottschalk dba Gottschalk Flight Center for an area 35 x 420 feet for 10 aircraft tie-down spaces at the Modesto City-County Airport at \$50.00 per month be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-327

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF
MODESTO AND WILLIAM W. LOVVORN FOR WIDENING OF NEEDHAM STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the right of way agreement between the City of Modesto and
William W. Lovvorn

for widening of Needham Street

be and it is hereby approved. For further particulars, reference
is made to a copy of the agreement on file in the office of the
City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk
of the City of Modesto be, and they are hereby authorized and
directed to execute said right of way agreement on behalf of the
City of Modesto.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
April , 1970 by Councilman Smith who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: _____

W. T. Chynoweth
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-328

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Smith Avenue at 611 Magnolia Avenue, portion of Block 705 -
Mr. Larry B. Arnese)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Smith Avenue at Magnolia Ave., Block 705

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

That portion of Block 705 of the City of Modesto as per
map filed December 21, 1942 in Volume 15 of Maps, Page
705, Stanislaus County Records, described as follows:

Beginning at the Northeast corner of Lot 66; thence West
10 feet; thence South 305.38 feet; thence East 15 feet;
thence North 14.36 feet; thence East 135.16 feet; thence
North 117.47 feet; thence West 135.17 feet; thence North
173.8 feet; thence West 5 feet to the point of beginning.
(Assessor's Parcel No. 002-01-113-12-14-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 27th day of April 1970, at
7:45 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 13th
day of April, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-329

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Smith Avenue at 621 Magnolia Avenue, North 100' of Lot 67,
Block 705 - Mr. Howard C. Hutchison)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Smith Avenue at Magnolia Ave., Block 705

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

The North 100 feet less the West 5 feet of Lot 67 of
Block 705 of the City of Modesto, as per map filed
December 21, 1942 in Volume 15 of Maps, Page 705,
Stanislaus County Records.
(Assessor's Parcel No. 002-01-113-12-16-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 27th day of April 1970, at
7:45 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 13th
day of April, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 27th day of April 1970, at
7:45 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 13th
day of April, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-331

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(803 Magnolia Avenue, South 55' of North 110' of Lots 36,
Block 709 - Mr. James G. Porter, Jr.)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Magnolia Avenue, Block 709

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

The South 55.28 feet of the North 110.55 feet of Lot 36 in
Block 709 of the City of Modesto, as per map filed December
21, 1942 in Volume 15 of Maps, Page 709, Stanislaus County
Records.
(Assessor's Parcel No. 002-01-113-12-22-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 27th day of April 1970, at
7:45 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 13th
day of April, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-332

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(805 Magnolia Avenue, North 55' of Lot 36, Block 709 -
Mr. Larry D. McCormick)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
_____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Magnolia Avenue, Block 709

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

The North 55 feet of Lot 36 of Block 709 in the City of
Modesto, as per map filed December 21, 1942 in Volume 15
of Maps, Page 709, Stanislaus County Records.
(Assessor's Parcel No. 002-01-113-12-23-001)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 27th day of April 1970, at
7:45 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 13th
day of April, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-333

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 1933 EVERGREEN AVENUE, PORTION OF BLOCK 6515 (\$742.62 - Mr. Richard W. Fiscus)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 27, 1970, at 7:50 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk, curb and gutter at 1933 Evergreen Avenue, portion of Block 6515 (\$742.62)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-334

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK ON W. BRIGGSMORE AVE. AT 1800 ELMHURST DRIVE, LOT 1, BLOCK 6713 (\$227.50 - Mr. Gerald C. Smith)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 27, 1970, at 7:50 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk on W. Briggsmore Ave. at 1800 Elmhurst Drive, Lot 1, Block 6713 (\$227.50)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-335

A RESOLUTION AUTHORIZING PURCHASE OF TWO ADDITIONAL 1/2 TON
PICKUP TRUCKS UNDER PRESENT CONTRACT WITH BEST CHEVROLET

BE IT RESOLVED by the Council of the City of Modesto that
the purchase of two additional 1/2 ton pickup trucks under the
City of Modesto's present contract with Best Chevrolet at a
cost of \$2,149.39 each is hereby authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
April 1970, by Councilman Smith , who moved its
adoption, which motion being duly seconded by Councilman


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

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-336

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,299 FOR PURCHASE OF TWO ADDITIONAL 1/2 TON PICKUP TRUCKERS UNDER PRESENT CONTRACT WITH BEST CHEVROLET

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

SERVICE WORKING CAPITAL FUND (512)

FROM:	RESERVE APPROPRIATION (60)	\$4,299
TO:	1/2 TON PICKUPS (5417-48)m	\$4,299

(For purchase of two additional 1/2 ton pickup under present contract with Best Chevrolet)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-337

A RESOLUTION RELEASING CASH PERFORMANCE DEPOSIT IN AMOUNT OF \$1,000 DEPOSITED WITH THE CITY OF MODESTO TO GUARANTEE BALANCE OF IMPROVEMENTS IN RENEE MANOR NO. 1 SUBDIVISION UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Resolution No. 63-518 adopted by the Council of the City of Modesto November 18, 1963 authorized the release of performance bond in the amount of \$92,000 to George Klemm and Helyn Soderlund, subdividers of Renee Manor No. 1 Subdivision, said bond being filed with the City of Modesto to guarantee certain improvements in Renee Manor No. 1 Subdivision; and

WHEREAS, said resolution required the deposit of a \$1,000 bond to guarantee street work at one location remaining to be done, which could better be accomplished at such time as the adjacent area to the south was developed; and

WHEREAS, the Director of Public Works in a memorandum dated April 8, 1970 has indicated that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the cash deposited with the City of Modesto in the amount of \$1,000 by George Klemm and Helyn Soderlund to guarantee the remaining improvements in Renee Manor No. 1 Subdivision is hereby released upon expiration of the statutory lien period (65 days), and the City Clerk authorized to file notice of completion.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-338

A RESOLUTION ACCEPTING IMPROVEMENTS IN CARVER TERRACE NO. 4
SUBDIVISION AND AUTHORIZE CITY CLERK TO FILE NOTICE OF COMPLETION
AND RELEASE BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Sherwood Mortgage Company, developer of Carver
Terrace No. 4 Subdivision, filed a subdivision improvement bond
in the amount of \$16,100 to guarantee the improvements in Carver
Terrace No. 4 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum
dated April 8, 1970 has indicated 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 stated that it
would be in order for the City Council to accept the improvements
as complete and to authorize the City Clerk to file notice of
completion and release the subdivision performance bond in the
amount of \$16,100 upon expiration of the 65-day statutory lien
period.

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

1. The improvements in Carver Terrace No. 4 Subdivision are
hereby accepted as complete.
2. The City Clerk is hereby authorized to release the subdivision
performance bond for \$16,100 filed by Sherwood Mortgage Company,
subdivider, to guarantee certain improvements in Carver Terrace
No. 4 Subdivision upon expiration of the statutory lien period.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on April 13, 1970 by
Councilman Smith , who moved its adoption, which motion
being duly seconded by Councilman Newton , was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-339

A RESOLUTION APPROVING THE FINAL MAP OF THE
GREENWOOD ESTATES NO. 3 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Joe H. Tidwell and Lois Tidwell, husband and
wife, and James B. Johnston and Shirley L. Johnston, husband and
wife, individuals,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 8.61 acres, known as the
Greenwood Estates No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 17th day of June,
1969, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Greenwood Estates No. 3
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Greenwood Estates No. 3
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Seven Hundred Eighteen
and 70/100ths (\$718.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Forty Three
Thousand, Nine Hundred and No/100ths (\$43,900.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 340

A RESOLUTION APPROVING LOAN OF \$25,000 FROM THE RESERVE FUND OF THE GENERAL FUND TO THE GENERAL RESERVE OF THE AIRPORT FUND

BE IT RESOLVED by the Council of the City of Modesto that a loan of \$25,000 from the Reserve Fund, General Fund (60-101) to the Reserve Fund, Airport Fund (60-230) is hereby approved.

BE IT RESOLVED FURTHER that said loan will be repaid at such time as federal and county subventions are received by the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on April 13, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-341

A RESOLUTION APPROVING THE FINAL MAP OF THE
TOWN AND COUNTRY TERRACE NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Daniel Levin, an individual

is
~~are~~ possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 9.079 acres, known as the
Town and Country Terrace No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 1st day of April,
1969, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Town and Country Terrace No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Town and Country Terrace No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Two Thousand, One Hundred
Twenty Seven and Fifty Five cents (\$2,127.55) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Forty Seven
Thousand, Eight Hundred and no/100ths (\$47,800.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Newton, Mitchell, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-342

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$369 FOR INSTALLATION OF FIRE ALARM GONG ON EAST EXTERIOR WALL OF FIRE STATION NO. 5

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

GENERAL FUND (101)

FROM: General Reserve (60) \$369

TO: Alarm Gong Fire Station #5 (5302-21) \$369

)(Alarm gong for east side of Fire Station No. 5's exterior wall to alert Fire Department personnel doing yard work, truck cleaning, etc.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-343

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$573 FOR INSTALLATION OF AUTOMATIC DOOR CLOSERS AT FIRE STATION NO. 5

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$573
TO: Automatic Door Controls, Station No. 5 (5301-21)	\$573

(Automatic time delay door controls are needed on the two front overhead doors at Fire Station No. 5, 200 Northern Blvd., to provide security and prevent heat loss when both of trucks leave the station on emergency calls.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-344

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,200 FOR ANNEXATION ELECTIONS

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$1,200
TO: Miscellaneous Elections (238-65)	\$1,200

(Additional funds needed for annexation elections)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of April 1970, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-345

A RESOLUTION APPOINTING MEMBER OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY (WILLIAM S. TICKLE)

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 Mayor's Council on Youth Opportunity for the respective term as indicated:

William S. Tickle (for a term ending October 31, 1970)
820 Hampshire Court
Modesto

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Mayor's Council on Youth Opportunity 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 April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-346

A RESOLUTION APPOINTING MEMBER OF THE BEAUTIFICATION COMMITTEE -
ROBERT WELCH

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 Beautification Committee for the respective term as indicated:

Robert Welch, for a term ending January 1, 1974.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Beautification 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 13th day of April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-347

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF
MODESTO SWIM & RACQUET CLUB FOR PERMIT TO ENCROACH ON CITY
EASEMENT FOR LANDSCAPING.

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that April 27, 1970 , at 8:00 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of the request of Modesto Swim and Racquet Club
for permission to encroach upon city easement for landscaping
purposes.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
20th day of April, ¹⁹⁷⁰ / By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Smith was upon roll call carried and the
resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-348

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUESTS FOR
VARIANCE TO PERMIT CONSTRUCTION OF RETAINING WALL

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that April 27, 1970 , at 8:05 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 requests of residents to permit con-
struction of retaining wall on Hawthorne Avenue.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
20th day of April, 1970 By Councilman Robinson
who moved its adoption, which motion being duly seconded by
Councilman Smith was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Smith,
Dixon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-349

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF ROY KEIR
FROM THE BOARD OF HEATING AND COOLING EXAMINERS

WHEREAS, Roy Keir was appointed a member of the Board of Heating and Cooling Examiners on February 10, 1964, and

WHEREAS, Roy Keir 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 Roy Keir from the Board of Heating and Cooling Examiners be, and hereby is accepted with regret, and

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 Roy Keir for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-350

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF HAROLD CRUMPLEY FROM MAYOR'S COUNCIL ON YOUTH OPPORTUNITY

WHEREAS, Harold Crumpley was appointed a member of the Mayor's Council on Youth Opportunity on October 27, 1969, and

WHEREAS, Harold Crumpley has tendered his resignation from the Mayor's Council on Youth Opportunity and

WHEREAS, Harold Crumpley 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 Harold Crumpley from the Mayor's Council on Youth Opportunity be, and hereby is accepted with regret, and

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 Harold Crumpley for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-351


A RESOLUTION REFERRING REQUEST OF SEVENTH-DAY ADVENTIST
CHURCH FOR ABANDONMENT OF PORTION OF ALLEY

BE IT RESOLVED by the Council of the City of Modesto that the request of the Seventh-day Adventist Church to abandon the portion of an alley on its property at 17th and H Streets is hereby referred to the Planning Commission for report and recommendation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Dixon, Newton, Robinson,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-352

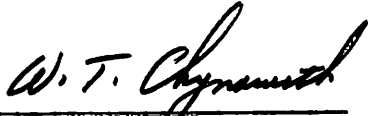
A RESOLUTION REJECTING CLAIM OF MISS OMA SCARBROUGH FOR
INJURIES ALLEGEDLY INCURRED JULY 28, 1969

BE IT RESOLVED by the Council of the City of Modesto that the claim of Miss Oma Scarbrough for injuries allegedly sustained July 28, 1969 at 121 North Santa Crus Avenue, Modesto, California, is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Dixon, Newton, Robinson,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-353

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN RUMBLE,
COFFEE, BLOCK 121, NEEDHAM, AND ROBERTSON ROAD

WHEREAS, a report has been filed by the Director of Public
Works that the construction of water lines in Rumble, Coffee,
Block 121, Needham, and Robertson Road
has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated February 2, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of water
lines in Rumble, Coffee, Block 121, Needham, and Robertson Road
be accepted from said contractor, Industrial Electrical Co.

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$24,392.20
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 20th day of April
1970, by Councilman Robinson, who moved its adoption, which motion
being duly seconded by Councilman Smith, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-354

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN GREENWOOD NO. 3 AND TOWN & COUNTRY TERRACE NO. 1

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

SECTION 1. The plans and specifications for installation of water lines in Greenwood No. 3 and Town & Country Terrace No. 1

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 5, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-355

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (D Street at 401-407
Seventh Street, Block 29, Lots 13 to 16 inclusive -
Mr. Ernest L. Ruiz)

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 Sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along D Street at Seventh, Block 29

, and
WHEREAS, the Council, did, on April 6th, 1970, adopt its Resolution No. 70-299, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 20th day of April 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70--299, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-299 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 20th day of April, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-356

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (410-416 Sixth
Street, Block 29, Lots 21 to 24 inclusive - Mrs.
Bobbie Lois Arden)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Sixth Street, Block 29

_____, and
WHEREAS, the Council, did, on April 6th, 1970,
adopt its Resolution No. 70-300, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 20th
day of April 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-300, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-300 and Chapter 27, Park 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 20th day of April, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-357

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (713 S. Madison Street, Block 402, North 40' of Lots 15 to 18 inclusive - \$210.00 - Mr. Manuel R. Castillo)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on ~~APRIL 20TH~~, ~~1970~~, ^{REQUIREMENT WAIVED BY OWNER} adopt its Resolution No. ~~70-302~~, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 20th, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$210.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$210.00 Dollars, be assessed in 4 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by


Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-358

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (710 S. Franklin St., Block 402, Lots 1 to 4, inclusive) (Mr. Willie Stone)

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 curb and gutter may be required, and

WAIVED BY PROPERTY OWNER
WHEREAS, the Council, did, on - -, 19 , adopt its Resolution No. - -, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 20, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$350.14.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$315.14 Dollars, be assessed in 6 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1 to 4 inclusive of Block 402 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 402, Stanislaus County Records.
(Assessor's Parcel No. 002-01-101-08-30-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by

Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-359

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (305 Walnut St., Block 402, Lots 11 and 12 and North 99 feet of Lots 13 and 14 - Mr. G. Donald Bernard)

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 SIDEWALK, CURB AND GUTTER may be required, and

WHEREAS, the Council, did, on -- , 19 -- , adopt its Resolution No. -- , directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 20, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$981.89

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$981.89 Dollars, be assessed in 6 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 11 and 12, and the North 99 feet of Lots 13 and 14 of Block 402 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 402, Stanislaus County Records.

(Assessor's Parcel No. 002-01-101-08-35-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by

Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-360

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Lot 1 of Block 6181-A of the Woodman Tract - Mrs. Diane D. Morton)

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 curb and gutter may be required, and

WHEREAS, the Council, did, on -- , 19 -- , adopt its Resolution No. -- , directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 20, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$228.97.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$228.97 Dollars, be assessed in 5 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 1 of Block 6181-A of the Woodman Tract, as per map filed October 18, 1946 in Volume 16 of Maps, Page 6, Stanislaus County Records.

~~xxx~~ (Assessor's Parcel No.002-01-118-01-001)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by

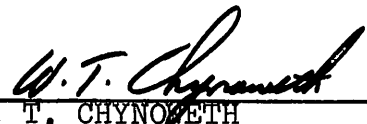
Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-361

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Lots 11 and 12 of Block 415 - Mr. Silas W. Green)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on December 22, 1969, adopt its Resolution No. 69-1148, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 20, 1970, at 2:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$ 296.42

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$296.42 Dollars, be assessed in 6 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 11 and 12 of Block 415 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 415, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by

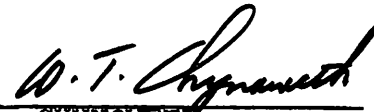
Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-362

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (315 Maple St., Block 415, Lots 7 and 8 - Mr. Silas W. Green)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1147, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, April 20, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$296.42.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$296.42 Dollars, be assessed in 6 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 415, Stanislaus County Records, Lots 7 and 8 of Block 415 of the City of Modesto

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by

Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-363

A RESOLUTION ESTABLISHING RENTAL RATES FOR
THE SENIOR CITIZENS CENTER.

WHEREAS, the City of Modesto owns property located at the corner of Bodem and Scenic Drive which is used for a Senior Citizens Center, and

WHEREAS, the Council desires to establish rental rates for using the building which are in line with those being charged for similar facilities in the community,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following rental rates are hereby established for using the Senior Citizens Center:

Small Conference Room And Storage Room:

<u>Time</u>	Regularly Scheduled Uses On A <u>Re-occurring Basis</u>	<u>One Time Uses</u>
Any portion of day	\$10.00	\$15.00

Dining Room And Auditorium:

<u>Time</u>	Regularly Scheduled Uses On A <u>Re-occurring Basis</u>	<u>One Time Uses</u>
Morning until 12:00 noon	\$10.00	\$15.00
Morning until 1:00 p.m., except Sunday	15.00	20.00
12:00 noon until 5:00 p.m., except Sunday	15.00	20.00
1:00 p.m. until 6:00 p.m., except Sunday	15.00	20.00
Evening uses except Friday, Saturday and Sunday	20.00	25.00
Friday evening uses	25.00	30.00
Saturday evening uses	45.00	50.00
Sunday morning or afternoon	10.00	15.00
Sunday evening	15.00	20.00

BE IT FURTHER RESOLVED that all the rental rates set forth above shall be paid to the Director of Parks and Recreation, and that those for uses on a re-occurring basis shall be paid in advance on or before the 1st day of each month, and those for one time uses shall be paid in advance of each use.

BE IT FURTHER RESOLVED that this resolution shall

become effective as of July 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH City Clerk

(SEAL)

APPROVED AS TO FORM:

BY

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-364

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (CELESTE NO. 1 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on March 2, 1970, certain territory known as Celeste
No. 1 Addition, and

WHEREAS, the inclusion of the area contained in Celeste
No. 1 Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Celeste No. 1 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 54.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, June 8, 1970, at the hour of 7:45 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 54.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) At the Northwest corner of the annexation, 375 feet East of the center line of Vera Cruz Drive.
- (2) At the Northeast corner of the annexation, 1025 feet East of the center line of Vera Cruz Drive.
- (3) At the Southwest corner of the annexation, 150 feet North of Celeste Drive.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 54, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Rosewood
Public Works Department

Rhill
4-15-70

CELESTE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of the Southeast quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City limits as established by the Northeastern corner of the SHERWOOD MEADOWS NO. 2 ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records, said point being the Northwest corner of the Northeast quarter of the Southeast quarter of Section 15; thence along the East-West quarter section line, North $89^{\circ} 45' 50''$ East, 653.02 feet; thence South $0^{\circ} 52' 30''$ East, 587.83 feet to a point on the existing City limits as established by the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records, said point being on a curve, the center of which bears, South $10^{\circ} 28' 54''$ West; thence along the existing City limits on the Northern boundary of the Rose Acres Addition (181), along a curve concave to the South, having a Radius of 2130.00 feet, a Central Angle of $17^{\circ} 39' 06''$, and an Arc Length of 656.21 feet, to a point on the Eastern line of the Sherwood Meadows No. 2 Addition (178), thence along said Eastern line and the existing City limits, North $0^{\circ} 52' 30''$ West, 566.25 feet to the point of beginning, containing 8.397 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on April 20, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Simon

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: April 21, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-365

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DAROLD JOLLIFF FOR COLLECTION OF TRANSIENT OVERNIGHT TIE-DOWN FEES AT MODESTO CITY-COUNTY AIRPORT AND CANCELLING AGREEMENT DATED JUNE 26, 1967

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Darold Jolliff for collection of transient overnight tie-down fees at Modesto City-County Airport is hereby approved.

BE IT FURTHER RESOLVED that agreement between the City and Mr. Jolliff dated June 26, 1967 is hereby cancelled.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-366

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PHILLIP HENDLEY FOR COLLECTION OF TRANSIENT OVERNIGHT TIE-DOWN FEES AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Phillip Hendley for collection of transient overnight tie-down fees at 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 20th day of April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

A RESOLUTION APPROVING THE GRANTING OF A FIVE-FOOT PUBLIC EASEMENT
TO PACIFIC TELEPHONE & TELEGRAPH COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following described easement is hereby granted Pacific Telephone & Telegraph Company for installation of telephone lines:

All that portion of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Parcels "A" and "B", as per map filed October 9, 1969 in Volume 7 of Parcel Maps, Page 68, Stanislaus County Records, described as follows:

The Northerly 5.00 feet, measured at right angles of said Parcels "A" and "B"

Be it further resolved that Vice Mayor William R. Mitchell is hereby authorized to execute the easement deed in behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.70-368

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. AND MRS. LEONARD SWARD FOR RIGHT OF WAY FOR WIDENING OF NEEDHAM STREET AND ACCEPTING GRANT DEED

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Mr. and Mrs. Leonard Sward for right of way for widening of Needham Street and providing for payment to grantors of \$10,365 for damages

be and it is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto, and grant deed for said right of way is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April , 19 70 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-369

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
ON ALICE STREET AT 132 SYCAMORE AVENUE (Lots 1, 2 and half of
3, Block 534 (Mr. Paul F. Holmdahl)

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 sidewalk, curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalk,
curb and gutter have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 534, Alice Street

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 1 and 2 and the North half of Lot 3 of
Block 534 of the City of Modesto as per map
filed December 21, 1942 in Volume 15 of Maps,
Page 534, Stanislaus County Records

to construct or cause to be constructed curb, gutter and sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 4th day of May 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 20th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-370

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Lots 9 and 10 and and the South half of Lot 8, Block 525 -
Kenneth T. Tisdell)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
sidewalks have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 525, Wright Street

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 9 and 10 and the South half of Lot 8 of
Block 525 of the City of Modesto as per map
filed December 21, 1942 in Volume 15 of Maps,
Page 525, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 4th day of May 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 20th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-371

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Lots 1 and 2, Block 526 - Mike Reunec)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
curbs and gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 526, Hackberry Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 1 and 2 in Block 526 of the City of Modesto
as per map filed December 21, 1942 in Volume 15
of Maps, Page 526, Stanislaus County Records

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 4th day of May 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 20th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-372

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (Lot 32 and the North 15 feet of Lot 31 of Block 517 - Mrs. Peachie S. Locke)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalks, curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Block 517, Wright Street .

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 32 and the North 15 feet of Lot 31 of Block 517 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 517, Stanislaus County Records.

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 4th day of May 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 20th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-373

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Lots 1 to 3 inclusive, Block 529 - Mrs. Lorraine C. Brown)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curbs and
gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of

Wright Street, Block 529

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

The West 96.75 feet of Lots 1 to 3
inclusive of Block 529 of the City
of Modesto as per map filed December
21, 1942 in Volume 15 of Maps, Page
529, Stanislaus County Records

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 4th day of May 19 , at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 20th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-374

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(The East 43.25 feet of Lots 1 to 3 inclusive, Block 529 -
Mrs. Anna Sido Brown)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curbs and
gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Wright Street, Block 529

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

The East 43.25 feet of Lots 1 to 3 inclusive of
Block 529 of Modesto as per map filed December 21,
1942 in Volume 15 of Maps, Page 529, Stanislaus
County Records

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 4th day of May 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 20th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-375

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK AT 517 FAIRMONT AVENUE (WEST), LOT 5, BLOCK 737 (Jeffery Davis)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970, at 4:20 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 report of Superintendent of Streets on cost of installation of sidewalk at 517 West Fairmont Ave, Block 737, Lot 5 (\$257.50)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-376

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 217 FLOTO STREET AND 301 SEMPLE ST. (Lots 22 and 23, Block 571 (Mr. John V. Marshall)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of superintendent of streets on cost of installation of sidewalk, curb and gutter at 217 Floto Street and 301 Semple St. (\$840.46)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-377

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF SIDEWALK CONSTRUCTION AT 1216 Sixth Street (Lots 24 and 25, Block 37 - Mr. Clarence F. Cowings)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of sidewalk construction at 1216 Sixth Street (\$180.66)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-378

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREET ON COSTS OF CONSTRUCTING SIDEWALK ON HAWTHORNE AVE. AT 1806 WINNING WAY, (Lot 1, Block 6710 - Mr. Emmett L. Carter)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of constructing sidewalk on Hawthorne Ave. at 1806 Winning Way (\$158.40)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-379

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK ON HAWTHORNE AND MONTICELLO AVENUES AT 1818 Monticello Avenue.
(Lot 1, Block 6709, Mrs. Rubalee R. Dial)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of construction of sidewalk on Hawthorne and Monticello Avenues at 1818 Monticello Avenue (\$324.20)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-380


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK AT 1202 HAWTHORNE AVE. (Lot 5, Block 6710 - Mr. Anthony P. Drobnick)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970 , at 4:20 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 report of Superintendent of Streets on cost of construction of sidewalk at Lot 5, Block 7 6710 (\$105.40)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-381

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK AT 1206 HAWTHORN AVENUE (Lot 4, Block 6710 - Robert J. Evers)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970, at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of construction of sidewalk at Lot 4, Block 6710 (~~\$124.48~~ \$124.48)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-382

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK AT 1210 HAWTHORNE AVE., LOT 3, Block 6710 - Mr. Troy D. Hasley)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970 , at 4:20 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 report of Superintendent of Streets on cost of construction of sidewalk at 1210 Hawthorne Ave., Lot 3, Block 6710 (\$132.96)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-383

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK AT 1214 HAWTHORNE ST. (Lot 2, Block 6710 - Mr. Lynden C. Proctor)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 4, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of construction of sidewalk at 1214 Hawthorne St. (\$135.08)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-384

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, BUSINESS AND TRANSPORTATION AGENCY, DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Business and Transportation Agency, Department of Public Works, Division of Highways for installation of traffic control signal system and safety lighting at the intersection of Needham with State Highway Route 108 located within 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 20th day of April 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor
Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-385

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,100 FOR MODIFICATION AND MODERNIZATION OF TRAFFIC SIGNALS AT NEEDHAM-DOWNEY AVENUES

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

SPECIFIC FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60)	\$4,100
TO: Needham/Downey (6220-56)	\$4,100

(Modification and modernization of traffic signals at Needham-Downey is estimated to cost a total of \$28,000 with the State paying \$14,000. The City's share of the cost is \$14,00 of which \$9,900 is budgeted)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-386

A RESOLUTION APPROVING CANCELLATION OF AGREEMENT BETWEEN THE CITY OF MODESTO AND SHIRL OLYMPIUS AND MARGO OLYMPIUS, dba PACIFIC TRANSIT ADVERTISING (Advertising space on buses)

WHEREAS, Shirl Olympius and Margo Olympius, doing business as Pacific Transit Advertising, entered into an agreement with the City of Modesto on May 6, 1968 for lease of advertising space in, upon and about all transit buses owned, operated, or controlled by the City of Modesto; and

WHEREAS, Pacific Transit Advertising, in a letter dated April 6, 1970 requested that the lease agreement be canceled because it is an unprofitable venture.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Pacific Transit Advertising for cancellation of its lease agreement with the City of Modesto for lease of advertising space on city buses is hereby approved effective April 30, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-387

A RESOLUTION ESTIMATING ADDITIONAL REVENUE AND APPROVING THE APPROPRIATION OF THE AMOUNT IN THE SPECIAL FUND FOR CAPITAL OUTLAY.

BE IT RESOLVED that an estimated Forty-five Thousand and no/100ths (\$45,000.00) Dollars additional sales tax revenue is anticipated to be available in the Special Fund for Capital Outlay during the 1969-70 fiscal year.

BE IT FURTHER RESOLVED that the above revenue is appropriated in the Special Fund for Capital Outlay (No. 321) in the General Reserve Account (No. 60) to be available for capital projects.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, ~~SEBOK~~, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-388

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE SYLVAN SCHOOL ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on March 18, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Sylvan School Addition,

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

That the annexation of said uninhabited territory designated as Sylvan School Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, and Mayor Davies
NOES: Councilmen:
ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

RAM
4-16-70 BY R. A. Rosewood
Public Works Department

SYLVAN SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 9, 10, and 15, 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 Southeastern corner of the WALNUT ACRES ADDITION (157) as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being on the intersection of the South line of Section 9, which is also the center line of a 60 foot public road known as Rumble Road, and the Western line of a 40 foot public road known as Coffee Road; thence along said Western line and existing City Limits, North $00^{\circ} 47' 20''$ West, 25.01 feet, to a Northern line of said Addition (157); thence South $89^{\circ} 33' 50''$ East, 20.00 feet to the center line of Coffee Road which is also the section line common to Sections 9 and 10; thence along said section line, North $00^{\circ} 47' 20''$ West, 386.04 feet; thence North $89^{\circ} 35' 10''$ East, 2624.88 feet, to the North-South quarter section line of Section 10; thence along said quarter section line, South $00^{\circ} 53' 20''$ East, 412.22 feet, to the South quarter corner of said Section 10; thence along the South line of Section 10, South $89^{\circ} 36' 50''$ West, 1435.60 feet, to the Northeastern corner of the property conveyed to the City of Modesto by deed recorded June 27, 1968, as Instrument 19786, Stanislaus County Records; thence along the Eastern line of said City property, South $00^{\circ} 58' 50''$ East, 660.00 feet, to the Southeastern corner of said City property; thence along the Southern line of said City property, South $89^{\circ} 36' 50''$ West, 1190.00 feet, to the center line of Coffee Road which is also the section line common to Sections 15 and 16; thence along said section line, North $00^{\circ} 58' 50''$ West, 660.00 feet, to the section corner common to Section 9, 10, 15 and 16; thence along the South line of Section 9, North $89^{\circ} 33' 50''$ West, 20.00 feet, to the point of beginning, containing 43.074 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-389

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF ~~\$5,000~~ \$7,000 FOR
AUXILIARY PUMP AT WATER QUALITY CONTROL PLANT

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

GENERAL FUND (101)

FROM: Chem., Drug & Lab Supplies (312-53)	\$5,000
S & W, Regular (110-53)	2,000
TO: Auxiliary Pump (6557-53)	\$7,000

(for auxiliary pump at Water Quality Control Plant)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 20th day of April, 1970
by Councilman Robinson , who moved its adoption, which motion being
duly seconded by Councilman Smith , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-390

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,000 FOR WOODLAND AVENUE GATES

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM:	General Reserve, (60)	\$6,000
TO:	Woodland Ave. Crossing (6239-56)	\$6,000

((funds for Modesto's share of the Woodland Avenue railroad crossing gate improvement ordered by PUC))

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-391

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$660 FOR PUBLIC ADDRESS SYSTEM AND SPEAKER FOR DEL WEBB FIELD

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

GENERAL FUND (101)

From:	Salaries & Wages, Part-Time (120-32)	\$660
TO:	Public Address System (5301-35)	\$660

(for repair of existing public address system and replacement of stolen speaker)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ^{20th} ~~17th~~ day of April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-392

A RESOLUTION APPROVING USE OF DOWNTOWN SIDEWALKS MAY 14, 15
AND 16 FOR SIDEWALK SALES

WHEREAS, the Modesto Downtown Improvement District has requested the use of downtown sidewalks on May 14, 15 and 16, 1970 for downtown's annual Spring Sidewalk Sale.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Modesto Downtown Improvement District for use of downtown sidewalks on May 14, 15 and 16, 1970 for the downtown's annual Spring Sidewalk Sale is hereby approved.

The Foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~
PAULINE P. STANLEY
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-393

A RESOLUTION APPROVING REQUEST OF DOWNTOWN IMPROVEMENT DISTRICT
FOR THE USE OF NEW SECTION OF PARKING LOT #28 (FORMERLY SMITH
FURNITURE BUILDING

WHEREAS, the Downtown Improvement District has requested use of the new section of Parking Lot No. 28 (formerly Smith Furniture Building,) on June 6, 1970 from 7:00 A.M. to 10:00 a.m. for a pancake breakfast;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Downtown Improvement District for use of the new section of Parking Lot No. 28 located on the west side of 11th Street between I and J Streets, for a pancake breakfast on June 6, 1970 from 7:00 a.m. to 10:00 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 27th day of April 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
PAULINE P. STANLEY
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-394

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,000 FOR ADDITIONAL EXPENSES FOR THE CENTENNIAL CELEBRATION

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

DOWNTOWN IMPROVEMENT DISTRICT FUND (218)

FROM:	General Reserve (60)	\$3,000
TO:	Business Promotion (237)	3,000

(To cover additional expenses for the Centennial Celebration)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~W. D. L. CHENOWETH~~, CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-395

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PARKING LOT AND PATH PAVING AND DRAINAGE, CONTRACT NO. 2, MOOSE PARK

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

SECTION 1. The plans and specifications for parking lot and path paving and drainage, contract No. 2, Moose 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 May 12, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April 19 70, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~W. C. L. CHAMBERLAIN~~, CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-396

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ FILL OF LOT AND CONSTRUCTION OF VEHICULAR PARKING LOT ON THE WEST SIDE OF 11TH STREET BETWEEN I AND J STREETS (former Smith Furniture building)

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ fill and construction of the vehicular parking lot on the west side of 11th Street between I and J Sts. has been completed by The Flintkote Company, dba Standard Materials Co., in accordance with the contract agreement dated January 19, 1970.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ fill and construction of vehicular parking lot on the west side of 11th St. between I and J Streets be accepted from said contractor, The Flintkote Company, dba Standard Materials Co., that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$16,655 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 April, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-397

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CHANGEOVER OF TRAFFIC SIGNALS ALONG G, H, AND I STS. AND INSTALLATION OF NEW SIGNALS AT BURNEY AND G AND 17TH & G STREETS.

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of changeover of traffic signals along G, H, and I Sts. and installation of new signals at Burney and G and 17th & G Streets has been completed by Ferrero Electric, Inc.

in accordance with the contract agreement dated December 9, 1968

NOW, THEREFORE, BE IT RESOLVED that the construction of changeover of traffic signals along G, H, and I Sts. and installation of new signals at Burney and G and 17th & G Streets be accepted from said contractor, Ferrero Electric, Inc.

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$86,237.53 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 April 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley

~~XXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-398

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ANNUAL NEEDS OF CITY OF MODESTO FOR ANNUAL NEEDS OF LIQUID CHLORINE

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

SECTION 1. The plans and specifications for annual need 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 19, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April 19 70, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-399

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF SIDEWALK
ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Street frontage abutting
Smith Avenue on the north side of Block 705 - Larry B.
Arnese) (611 Magnolia)

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 _____ sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that _____
sidewalks _____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along _____ Smith Avenue, Block 705

_____, and
WHEREAS, the Council, did, on _____ April 13 _____, 1970 _____,
adopt its Resolution No. 70-328 _____, directing the Superintendent of
Streets to give notice requiring the construction of _____ sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 27th
day of _____ April _____ 1970 _____, at _____ ~~at 7:45~~ 7:45 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 notice to be
given as directed by said Resolution No. 70- 328 _____, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-328 and Chapter 27, Park 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 27th day of April, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~

Pauline P. Stanley, Act. City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-400

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (South 55 feet of Lot 36,
Block 709 - Dennis Chandler (former owner, Jennie K. Badal)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 709, Magnolia Avenue

_____, and
WHEREAS, the Council, did, on April 13, 1970,
adopt its Resolution No. 70-330, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 27th
day of April 1970, at 7:45 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 notice to be
given as directed by said Resolution No. 70-330, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-330 and Chapter 27, Park 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 27th day of April, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXX~~,
Pauline P. Stanley, Acting City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-401

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Street frontage abutting Smith
Avenue on the north side of Block 705 - west 5 feet of Lot 67
of Block 705 - Howard C. Hutchison)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Smith Avenue, Block 705

_____, and
WHEREAS, the Council, did, on April 27, 1970, 19_____,
adopt its Resolution No. 70-329, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 27th
day of April 1970, at 7:45 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 notice to be
given as directed by said Resolution No. 70-329, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-329 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 27th day of April, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~

(SEAL)

PAULINE P. STANLEY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-402

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (North 55 feet of Lot
36 of Block 709 - Larry D. McCormick)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 709, Magnolia Avenue
_____, and

WHEREAS, the Council, did, on April 13, 1970, 19_____,
adopt its Resolution No. 70-332, directing the Superintendent of
Streets to give notice requiring the construction of _____
sidewalk along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 27th
day of April 1970, at 7:45 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 notice to be
given as directed by said Resolution No. 70-332, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-332 and Chapter 27, Park 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 27th day of April, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XX~~

(SEAL)

PAULINE P. STANLEY, Acting City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-331 and Chapter 27, Park 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 27th day of April, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~

(SEAL)

PAULINE P. STANLEY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-404

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN.

(Frontage abutting Evergreen Ave., on the south side of Block 6515 - Richard W. Fiscus)

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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1142, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, December 22, 1969, at 8:00 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$742.62

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$742.62 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Parcel Number 002-12-46-29-03-001 as per Stanislaus County Assessor's Records.

(Portion of Block 6515, 1933 Evergreen Avenue)

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (~~5~~) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by

Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
PAULINE P. STANLEY ~~XXXXXXXXXXXXXXXXXXXX~~
Acting, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-405

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN E. HIRLEMAN, JR. FOR REIMBURSEMENT OF PORTION OF COSTS AS CERTAIN LOTS CONNECT TO THE CITY SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John E. Hirleman, Jr. for reimbursement of sewer connection charges

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-406

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RAY OGLESBY FOR SEWER SERVICE AT PROPERTY LOCATED AT 1311 COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ray Oglesby for sewer service to property located at 1311 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 27th day of April 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~WYXXKXHXKXWXXKX~~ CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 70-407

A RESOLUTION AUTHORIZING PREPARATION OF SPECIFICATIONS FOR
NECESSARY RIPRAP NEEDED ALONG LEVEES AT WASTEWATER OXIDATION
PONDING SYSTEM

WHEREAS, the Director of Public Works in a memorandum dated April 15, 1970 indicates that erosion is occurring along levees at the wastewater oxidation ponding system; and

WHEREAS, Jenks and Adamson, City Engineers, in a letter dated April 14, 1970 have stated that it has become apparent that erosion protection is needed on considerably greater runs of the levee faces than was provided for in the construction contract; and that a recent survey of the erosion indicates that protection should be provided for 48,000 linear feet of levee face, requiring approximately 48,000 tons of stone riprap; and

WHEREAS, the Economic Development Administration has approved Project Unit No. 11 which would be limited to the placement of stone riprap for levee protection.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the city staff is hereby instructed to request Jenks and Adamson to proceed with specifications and preparation of a call for bids for the necessary riprap involved, to be brought back to the Council for final approval.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *Pauline P. Stanley*
PAULINE P. STANLEY
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-408

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER (1016 South Ave., portion of Block 3109 - J. W. Trentham)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 11, 1970 , at 7:50 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 report of Superintendent of Streets on cost of installation of curb and gutter at 1016 South Ave., portion of Block 3109 - \$398.01.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
PAULINE P. STANLEY ~~XXXXXXXXXXXX~~
Acting, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-409

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (Alice Street at 131 Park Ave., Block 528, Lots 33 and 34 - Mr. Theodore Colton)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalk, curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Alice Street at Park Ave., Block 528

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 33 and 34 of Block 528 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 528, Stanislaus County Records.

to construct or cause to be constructed sidewalk, curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 27th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-410

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Grape Avenue at 1731 W. Orangeburg Ave., Block 6254, Lot
10 - Mr. Stanley W. Lust)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of

Grape Ave. at Orangeburg Ave., Block 6254

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lot 10 in Block 6254 of Ben Don Village subdivision,
filed in Volume 17 of Maps, Page 6, Stanislaus County
Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 27th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-411

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(1404 Martin Avenue, Block 6254, Lot 1 - Mr. William E. Wilson)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Martin Avenue, Block 6254

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lot 1 in Block 6254 of Ben Don Village subdivision,
filed in Volume 17 of Maps, Page 6, Stanislaus
County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 27th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-412

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (216 S. Franklin St., Block 415, Northerly 60' of Lots 27 and 28 - Mr. Wallace E. Allen) and Mr. Urbano Rodriquez)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that sidewalk, curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Franklin St., Block 415

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The Northerly 60 feet of Lots 27 and 28 of Block 415 of the City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 415, Stanislaus County Records.

to construct or cause to be constructed sidewalk, curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at 7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-413

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK, CURB AND
GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(S. Franklin Street, Block 415, Southerly 80' of Lots 27
and 28 - Mr. Kirt H. Sharp)

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 sidewalk, curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalk,
curb and gutter have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of

S. Franklin Street, Block 415

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

The Southerly 80 feet of Lots 27 and 28 of Block 415
of the City of Modesto as per map filed December 21,
1942 in Volume 15 of Maps, Page 415, Stanislaus
County Records.

to construct or cause to be constructed sidewalk, curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at 7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-414

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(114 Maple Street, Block 418, Lot 21 and East 10' of Lot
22 and West 10' of Lot 20 - Mrs. Mary M. Oliney)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curb and
gutter have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Maple Street, Block 418

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lot 21, the East 10 feet of Lot 22 and the West 10 feet
of Lot 20 of Block 418 of the City of Modesto as per
map filed December 21, 1942, in Volume 15 of Maps,
Page 418, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 27th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-415

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(116 Maple Street, Block 418, Lot 23 and West 15' of Lot
22 - Mr. Floyd Patrick)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curb and
gutter have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Maple Street, Block 418

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lot 23 and the West 15 feet of Lot 22 of Block 418 of
the City of Modesto as per map filed December 21, 1942,
in Volume 15 of Maps, Page 418, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 27th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-416

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Maple Street at 120-122 Jefferson Street, Block 418, Lot
27 and 28, and West 10' of Lot 26 - Mr. Silas W. Green)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curb and
gutter have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of

Maple St., at Jefferson St., Block 418

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 27, 28 and the West 10 feet of Lot 26 in Block 418
of the City of Modesto, as per map filed December 21,
1942, in Volume 15 of Maps, Page 418, Stanislaus County
Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 11th day of May 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 27th
day of April, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-417

A RESOLUTION APPROVING CITY PARTICIPATION IN A JOINT CITY-COUNTY APPLICATION TO WATER QUALITY CONTROL BOARD FOR A USE PERMIT FOR A SANITARY LANDFILL

BE IT RESOLVED by the Council of the City of Modesto that it hereby approves City of Modesto participation in a joint City-County Application to the Water Quality Control Board of the State of California for a use permit for a sanitary landfill, approximately 180 acres more or less, lying near Geer and Jantzen Roads, northerly of the Tuolumne River known as the Goodman property.

BE IT FURTHER RESOLVED that execution of the application by the Acting 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 27th day of April, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P Stanley
PAULINE P. STANLEY, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-418

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (CENTER STATE BANK)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 21-3-9 of the zoning map to rezone from R-1 to ~~Professional Office Zone R-2~~ R-2, two-family residential, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-51 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 21-3-9 of the Zoning Map be set for May 18, 1970 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXX~~ City Clerk
Pauline P. Stanley, Acting

All that portion of the East half of Lot 11 of Rice Colony, according to the official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on February 19, 1904, in Volume 1 of Maps, at Page 54.

Commencing at the northeast corner of said Lot 11, said corner being also the quarter corner common to Section 21 and 22, Township 3, South, Range 9 East Mount Diablo Base and Meridian; thence South $0^{\circ} 27'$ East along the East line of Lot 11, and along the centerline of a 50 foot county road, 274.89' feet to the true point of beginning of this description; thence continuing South $0^{\circ} 27'$ East along the East line of said Lot, a distance of 144.11 feet; thence South $89^{\circ} 33'$ West 236.28 feet; thence North $0^{\circ} 27'$ West, 144.11 feet; thence North $89^{\circ} 33'$ East, 236.28 feet to the true point of beginning of this description.

Including also, the northerly 19 feet of Chehalem Drive immediately adjacent to the above described property.

Excepting therefrom the west 120.00 feet of the above described property.

EXHIBIT "A"

Center State Bank

MODESTO CITY COUNCIL
RESOLUTION NO. 70-419

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 26-3-9 OF THE ZONING MAP (Mames E. Price - Garden Court Homes)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 26-3-9 of the zoning map to ~~prezone~~ ~~from~~ to Planned Development Zone, P-D the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-54 recommending to the Council that ~~Re~~ zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 26-3-9 of the Zoning Map be set for ~~April~~ ^{May} 18, 1970 at 4:20 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed ~~pre~~ zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, Acting

ALL that portion of the West half of the southeast quarter and of the West half of the West half of the East half of the southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the interior quarter corner of said Section 26; thence South $89^{\circ} 57' 33''$ East along the East-West quarter Section line of said Section 26, a distance of 20.00 feet to the centerline of Riverside Drive; thence South $0^{\circ} 33' 30''$ East along said centerline, a distance of 401.31 feet to the intersection of the westerly prolongation of the southerly boundary of the property conveyed to the City of Modesto, a municipal corporation, by Deed recorded July 1, 1966 in Volume 2112 of Official Records, at page 226, and being the true point of beginning of this description; thence continue South $0^{\circ} 33' 30''$ East along the centerline of Riverside Drive, a distance of 950.69 feet to the North line of property conveyed to Laurie L. Lehtin, et al, by Deed recorded September 30, 1965 in Volume 2059 of Official Records, at page 272; thence South $89^{\circ} 53' 24''$ East along the North line of said Lehtin property, a distance of 1621.95 feet to the northeast corner thereof and being on the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26; thence North $0^{\circ} 32' 50''$ West along said East line a distance of 1262.03 feet to the southeast corner of said City of Modesto property; thence South $79^{\circ} 13' 21''$ West along the southerly line of said City property, a distance of 1648.23 feet to the true point of beginning.

Excepting therefrom the easterly one half of Riverside Drive immediately adjacent to the above described property.

Containing 41.195 acres; and

MODESTO CITY COUNCIL
RESOLUTION NO. 70-420

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO Section 8-3-9 OF THE ZONING MAP (Balestrini)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the zoning map to rezone from Residential Zone, R-1, to Planned Development Zone, P-D, ~~the following~~ the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. Res. 70-50 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8-3-9 of the Zoning Map be set for Monday, May 25, 1970 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXX~~, CITY CLERK
Pauline P. Stanley, Acting

All of Lots 1, 2, 3, 4, and 5 in Block 13100, and Lots 1, 2, 3, and 4 in Block 13101 as shown on the map of Bel-Air Subdivision No. 3 recorded in Volume 20, Page 44 in the Stanislaus County Records.

Including also, the northerly 30 feet of Rumble Road immediately adjacent to the above described lots and all of York Way between the centerline of Rumble Road and the easterly and westerly extensions of the north line of the above described lots; and

EXHIBIT "A"

Balestrini

MODESTO CITY COUNCIL
RESOLUTION NO. 70-421

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,425 FOR PURCHASE OF EQUIPMENT, INSTALLATION OF SHELVING AND ALTERATIONS TO EVIDENCE ROOM

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$6,425
TO: Tools, Shop, Field Supplies (308-22)	1,002
Capital Outlay - Alterations to Evidence Room (5202-22)	1,207
Capital Outlay - Surveillance Kit (5405-22)	1,859
Capital Outlay - Outside speakers for radios (5406-22)	1,100
Capital Outlay - Cabinet-type shelving (5504-22)	1,257

(For alterations to Evidence Room)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of April 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Roberson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-370 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 4th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-423

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lots 1 and 2,
Block 526 - Mr. Mike Reunec)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutters have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 526, Hackberry Avenue

_____, and
WHEREAS, the Council, did, on April 20, 19 70,
adopt its Resolution No. 70-371, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 4th
day of May 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-371, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-371 and Chapter 27, Park 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 4th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-424

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 32 and the
north 15 feet of Lot 31 of Block 517 - Mrs. Peachie
S. Locke)

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 sidewalk, curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk,
curb and gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 517, Wright Street

_____, and
WHEREAS, the Council, did, on April 20, 1970,
adopt its Resolution No. 70-372, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk, curb
and gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 4th
day of May 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-372, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-372 and Chapter 27, Park 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 4th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-425

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (The west 96.75 feet
of Lots 1 to 3 inclusive, Block 529 - Mrs. Lorraine
C. Brown)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Wright Street, Block 529

_____, and
WHEREAS, the Council, did, on April 20, 1970,
adopt its Resolution No. 70-373, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 4th
day of May 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-373, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-373 and Chapter 27, Park 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 4th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-426

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (The east 43.25
feet of Lots 1 to 3 inclusive, Block 529 - Mrs.
Anna Sido Borwn)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Wright Street, Block 529

_____, and
WHEREAS, the Council, did, on April 20, 1970,
adopt its Resolution No. 70-374, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 4th
day of May 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-374, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-374 and Chapter 27, Park 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 4th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

(SEAL)

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 THE AMOUNT OF SAID LIEN. (Lot 5, Block 737 of the Brady Tract No. 2 - Mr. Jeffrey Davis)
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 sidewalk may be required, and

WHEREAS, the Council did, on October 13, 1969 adopt its Resolution No. 69-970, directing the Superintendent of Streets to give notice requiring the construction of sidewalks along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, May 4, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$257.50.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$257.50 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 5, Block 737 of the Brady Tract No. 2, as per map filed in Volume 11 of Maps, Page 47, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-428

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 THE AMOUNT OF SAID LIEN. (Lots 24 and 25, Block 37 - Mr. Clarene F. Cowings)

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 sidewalk may be required, and

WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on --, 19--

adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, May 4, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$180.66.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$180.66 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 24 and 25 of Block 37 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 37, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-429

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF GREATER MODESTO COUNCIL OF CHURCHES FOR VARIANCE TO PERMIT CONSTRUCTION OF A SEVEN FOOT FENCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that May 11, 1970 , at 7:50 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 request of Greater Modesto Council of Churches for a variance to permit construction of a seven-FOOT fence at The Firehouse, Downey Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1970 By Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-430

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$500 TO SHARE COST OF ABANDONING AN OBSOLETE IRRIGATION LINE LOCATED IN CITY OF MODESTO

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

GENERAL FUND - 101

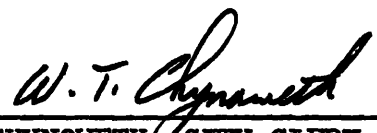
FROM: General fund, General Reserve (60-101)	\$500
To: Haney Pipeline, (5304-50)	\$500

(To share with the Modesto Irrigation District the cost of abandoning an obsolete irrigation line located in 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 May, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-431

**A RESOLUTION AUTHORIZING AN APPLICATION FOR STATE
AID FOR GRADE CROSSING PROTECTION IMPROVEMENT.**

WHEREAS, the State of California, under Chapter 1739, Statutes of 1953, has appropriated funds for allotment to counties and cities so that they may engage in the construction of railroad grade crossing protection, and

WHEREAS, the City desires to apply for an allotment of State aid for the construction of protection for railroad grade crossings, and

WHEREAS, an application to the Public Utilities Commission of the State of California has been prepared and presented to this legislative body for consideration, and

WHEREAS, the City of Modesto has made provision for that portion of the cost of the project not requested as an allotment from the State;

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto submit the aforesaid application for State aid for the construction of railroad grade crossing protection to the Public Utilities Commission requesting an allotment of Two Thousand, Nine Hundred Ninety-Nine and 81/100ths (\$2,999.81) Dollars, or of an allotment of such amount as may be allotted by the Public Utilities Commission.

BE IT FURTHER RESOLVED that the City of Modesto hereby certifies the total cost paid for the construction of protection for railroad crossing No. B-111.6 and Woodland Avenue, which the City of Modesto is making under said Act, is Five Thousand Nine Hundred Ninety-Nine and 62/100ths (\$5,999.62) Dollars.

BE IT FURTHER RESOLVED that for the purpose of this request, Lee H. Davies, Mayor of the City of Modesto, 801 11th Street, Modesto, California, be and he is hereby designated as the authorized agent of the City of Modesto, and is hereby authorized and directed to sign the herein mentioned application of the City of Modesto, and to submit the same to the Public Utilities Commission, together with a certified statement of the total actual cost to be paid for construction of the project herein mentioned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Robinson, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-432

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS FOR USE OF CATV FRANCHISE TAX FROM UNINCORPORATED AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and County of Stanislaus for use of CATV franchise tax from the unincorporated ~~xxx~~ 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 4th day of May 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-433

A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR CONSIDERATION
OF THE 1970-71 PRELIMINARY BUDGET

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that Monday, May 18, 1970 at 4:30 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 1970-71 preliminary budget.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
4th day of May, 1970 By Councilman Smith
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-434

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,714 FOR ADDITIONAL COST OF INTERCONNECTING NEW TRAFFIC SIGNALS INTO THE EXISTING INTERCONNECT SYSTEM

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

SPECIAL FUND FOR CAPITAL OUTLAYS 321

FROM:	Downtown Modernization (6211-56)	\$2,714
TO:	College and Stoddard(6187-56)	\$ 268
	Briggsmore and College(6191-56)	394
	College and Granger (6208-56)	1,001
	Bowen and Tully (6213-56)	773
	Flashing Lights (6212-56)(4 intersections)	139
	Flashing Lights 3 intersections (6218-56)	139

(Interconnection of the new traffic signals into the existing interconnect system cost more than expected. (Items 1 through 4). Inspection costs on the flashing lights were more than expected because during a break-in period for a new employee there were two persons inspecting the job)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-435

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$7,000 FROM SERVICE WORKING CAPITAL RESERVE TO SERVICE DIVISION EQUIPMENT PARTS

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

WORKING CAPITAL FUND (512)

FROM:	Reserve Appropriation (60)	\$7,000
TO:	Equipment Parts (332-48)	\$7,000

(Additional funds needed for Service Division Equipment Parts)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-436

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,000 FOR ENGINEERING INVOLVED WITH THE TRUNK SEWER CONNECTION, TUOLUMNE RIVER CROSSING

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

GENERAL FUND (101)

FROM:	General Reserve (60)	\$1,000
TO:	Trunk Sewer Connection, Tuolumne River Crossing (7902-41)	\$1,000

(Funds needed for the Engineering on the Tuolumne River sewer crossing replacement, W.O. 52510)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of May, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-437

A RESOLUTION DESIGNATING OFFICIAL EMBLEM OF MODESTO CENTENNIAL
ACTIVITIES

WHEREAS, the Modesto Centennial Committee has requested that its Centennial Banner be designated the official emblem for the 1970 centennial activities of the City of Modesto;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the centennial banner of the Modesto Centennial Committee is hereby designated the official emblem for the 1970 Modesto Centennial activities.

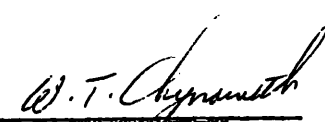
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR INSTALLATION OF WATER LINES IN GREENWOOD ESTATES NO. 3 AND TOWN AND COUNTRY TERRACE NO. 1

WHEREAS, Resolution No. 70-354 adopted by the Council of the City of Modesto on April 20, 1970 approved the plans and specifications for the installation of water lines in Greenwood Estates No. 3 and Town and Country Terrace No. 1 and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in Greenwood Estates No. 3 and Town and Country Terrace No. 1 were opened at 10:00 A.M., May 5, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Industrial Electrical Company in the amount of \$4,662.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Industrial Electrical Company in the amount of \$4,662.00 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 11th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-439

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN COFFEE TERRACE NO. 1

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

SECTION 1. The plans and specifications for installation of water lines in Coffee Terrace No. 1

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1970 at 10:00 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 at its next regular meeting.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-440

PARTIAL
A RESOLUTION ACCEPTING THE/CONSTRUCTION OF TERMINAL BUILDING EXPANSION,
MODESTO CITY-COUNTY AIRPORT

WHEREAS, a report has been filed by the Director of Public Works
that the construction of the terminal building expansion
at the Modesto City-County Airport
Partially
has been/completed by Brown Sheet Metal Company
in accordance with the contract agreement dated December 9, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of the terminal
building expansion, with the exception of the items listed on the
attached Exhibit A entitled "Modesto Airport Terminal Building Expansion
~~be accepted from said contractor;~~ 'Punch List'" be accepted from said
contractor, and
that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$43,209
less work remaining to be done in amount of \$4,659,
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 May, 1970
by Councilman Simon , who moved its adoption, which motion
being duly seconded by Councilman Mitchell , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

"PUNCH LIST"

1. Clean bricks
2. Change floor tile
3. Replace wood shelf in mens restroom
4. Place lights in restrooms
5. Clean windows across from United Airlines
6. Complete air-conditioning
7. Place filter pads and correct bent-air intake louver
8. Fix floor tile and baseboard by GPA
9. Fix tile adjacent to bricks
10. Repair cracks in glu-lam inside and outside
11. Complete roof jacks
12. Install 2" spacer for florescent light by United Airlines
13. Correct electrical circuit behind vending machines to 60 amp total from incorrect 20 amp total
14. Correct ceiling sag over GPA desk
15. Correct hump in floor

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-441

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ANNUAL REQUIREMENT OF LIQUID ANHYDROUS AMMONIA

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

SECTION 1. The plans and specifications for annual requirement of liquid Anhydrous Ammonia

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 26, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-442

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR A 41 FOOT PERSONNEL BOOM TRUCK AND BODY FOR ELEVATED ELECTRICAL WORK

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

SECTION 1. The plans and specifications for a 41 foot Personnel Boom Truck and body for elevated electrical work

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 2, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-443

A RESOLUTION AUTHORIZING THE PURCHASING OFFICER TO PREPARE
CALL FOR BIDS FOR THE SALE OF WRECKED AND SURPLUS EQUIPMENT

WHEREAS, the City of Modesto is in possession of the following items which are surplus to the needs of the City:

Item No. 1: 1968 Dodge 4 Door Sedan City Patrol Car No. 14, ID number WK41G8A285546 involved in an accident March 25, 1970, with cost of repair exceeding the value of the vehicle;

Item No. 2: 1957 Ford truck equipped with a 40 foot aerial boom, purchased in 1959, used for tree trimming purposes until replaced with new unit in March 1970 - No. 213, ID number F60J7R18022.

Item No. 3: 1950 Mack truck with 1500 gallon water tank used until replaced with a new street flusher unit last year. City No. 209; ID number EN330G15264;

Item No. 4: 1962 Gilson 6 cubic yard concrete mixer, no longer used due to availability of less costly ready-mix concrete, City No. G-12, ID number 62122; and

WHEREAS, the Director of Finance has recommended that the Council authorize the Purchasing Officer to obtain bids for the sale of surplus and damaged property listed above.

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


1. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 2, 1970 at 2:30 P.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.
2. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-444

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (SANTA ANA ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on March 23, 1970, duly adopted Resolution No. 70-271 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 53 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, May 11, 1970, at the hour of 7:45 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 53 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 53 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 53, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 53, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

11th day of May, 1970, by Councilman Newton,
who moved its adoption, which motion being duly seconded by Coun-
cilman Smigh, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department

RH
A-2-77

SANTA ANA ADDITION

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of the Northeast quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9, 10, 11, 12, 13 and 14 of Block 1 of DEL ESTE SUBDIVISION as per map filed April 14, 1914, in Volume 8 of Maps, Page 12, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Southern line of the LA LOMA - YOSEMITE ADDITION (55), said point being on the center line of a 60.00 foot public road known as Santa Ana Avenue; thence along the existing City Limits and Northern line of Lot 14 of said Block 1, East 238.34 feet, to the Western line of the 20.00 foot Alley in said Block 1; thence along said Western line, South $00^{\circ} 54'$ East, 326.69 feet, to the Southern line of Lot 9 in said Block 1; thence along said Southern line and its Westerly extension, West, 238.34 feet, to the center line of Santa Ana Avenue; thence along said center line, North $00^{\circ} 54'$ West, 326.69 feet, to the point of beginning, containing 1.787 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on May 11, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Newton, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: May 12, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-445

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,760 FOR IMPROVEMENTS TO THE "FIREHOUSE"

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

GENERAL FUND (101)

FROM:	General Reserve (60)	\$1,760
TO:	Coffee House Renovation (7901-61)	\$1,760

(To implement council action to appropriate funds for financial assistance for improvements to The Firehouse as requested by Greater Modesto Council of Churches at council meeting 4/27/70 and approved by Resolution 5/11/70)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Newton, Mitchell, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (1016 South Ave., portion of Block 3109 - Mr. J. W. Trentham)
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 curb and gutter may be required, and

WHEREAS, the Council did, on , 19 -- ^{WAIVED BY PROPERTY OWNER}
adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, May 11, 1970, at 7:50 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$398.01.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$398.01 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

A portion of Sunset Acres, filed in Volume 5 of Maps, Page 25, Stanislaus County Records, described as follows: Beginning at the Northwest corner of Lot 7; thence East 165 feet; South 264 feet; West 57.5 feet; North 174 feet; West 107.5 feet; North 90 feet, less streets.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-447

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (Alice Street at 131 Park Ave., Block 528, Lots 33 and 34 - Mr. Theodore Colton)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk, curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Alice Street at Park Ave., Block 528

_____, and
WHEREAS, the Council, did, on April 27, 1970, adopt its Resolution No. 70-409, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th day of May 1970, at 7:55 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 notice to be given as directed by said Resolution No. 70-409, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-409 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-448

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Grape Ave. at
1731 W. Orangeburg Ave., Block 6254, Lot 10 - Mr.
Stanley W. Lust)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Grape Ave. at Orangeburg Ave., Block 6254

_____, and
WHEREAS, the Council, did, on April 27, 1970,
adopt its Resolution No. 70-410, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th
day of May 1970, at 7:55 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 notice to be
given as directed by said Resolution No. 70-410, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-410 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-449

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (1404 Martin Ave.,
Block 6254, Lot 1 - Mr. William E. Wilson)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Martin Avenue, Block 6254,

and
WHEREAS, the Council, did, on April 27, 1970, adopt its Resolution No. 70-411, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th day of May 1970, at 7:55 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 notice to be given as directed by said Resolution No. 70-411, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-411 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-450

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (216 So. Franklin
St., Block 415, Northerly 60' of Lots 27 and 28 -
Mr. Wallace E. Allen and Mr. Urbano Rodriguez)

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 sidewalk, curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk,
curb and gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Franklin St., Block 415

_____, and
WHEREAS, the Council, did, on April 27, 1970,
adopt its Resolution No. 70-412, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk,
curb and gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th
day of May 1970, at 7:55 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 notice to be
given as directed by said Resolution No. 70-412, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-412 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

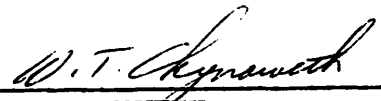
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-451

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (So. Franklin St., Block 415, southerly 80' of Lots 27 and 28 - Mr. Kirt H. Sharp)

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 sidewalk, curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk, curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along S. Franklin Street, Block 415

_____ , and
WHEREAS, the Council, did, on April 27, 1970, adopt its Resolution No. 70-413, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th day of May 1970, at 7:55 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 notice to be given as directed by said Resolution No. 70-413, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-413 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-452

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (114 Maple St.,
Block 418, Lot 21 and east 10' of Lot 22 and west
10' of Lot 20 - Mrs. Mary M. Oliney)

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 c urb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Maple Street, Block 418

_____, and
WHEREAS, the Council, did, on April 27, 1970,
adopt its Resolution No. 70-414, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th
day of May 1970, at 7:55 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 notice to be
given as directed by said Resolution No. 70-414, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-414 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-453

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (116 Maple St.,
Block 418, Lot 23 and west 15' of Lot 22 - Mr. Floyd
Patrick)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Maple Street, Block 418
, and

WHEREAS, the Council, did, on April 27, 1970,
adopt its Resolution No. 70-415, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th
day of May 1970, at 7:55 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 notice to be
given as directed by said Resolution No. 70-415, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-415 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-454

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Maple St. at
120-122 Jefferson St., Block 418, Lot 27 and 28,
and west 10' of Lot 26 - Mr. Silas W. Green)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Maple St., at Jefferson St., Block 418

, and
WHEREAS, the Council, did, on April 27, 1970,
adopt its Resolution No. 70-416, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 11th
day of May 1970, at 7:55 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 notice to be
given as directed by said Resolution No. 70-416, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-416 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 11th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


W. T. CHYNOWETH
City Clerk

A RESOLUTION COMMENDING NANCY LOUISE MILLARD AND SHERILYN LEE
PODESTO FOR WINNING THE 1970 NATIONAL WOMEN'S DEBATING CHAMPION-
SHIP FOR JUNIOR COLLEGES

WHEREAS Modesto Junior College students Nancy Louise Millard
and Sherilyn Lee Podesto have won the 1970 national women's de-
bating championship for junior colleges, and

WHEREAS Miss Millard and Miss Podesto were victorious in
competition with debate teams from throughout the U. S. in the
National Forensics Tournament hosted May 4-9, 1970 by Kellogg
Community College in Michigan, and

WHEREAS Miss Millard and Miss Podesto, under the tutelage
of Mr. J. Stephen Collins, Modesto Junior College Speech Depart-
ment Instructor and Forensics Adviser, have earned distinction
for themselves, for Modesto Junior College and for the City of
Modesto;

NOW THEREFORE BE IT RESOLVED by the Modesto City Council
that a resolution of appreciation be adopted for

NANCY LOUISE MILLARD

and

SHERILYN LEE PODESTO

BE IT FURTHER RESOLVED that this resolution be inscribed
upon the minutes of our meeting and that a certified copy be
sent to Miss Millard and Miss Podesto.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 11th day of
May 1970, by Councilman Simon, who moved its adoption, which
motion being duly seconded by Councilman Mitchell was upon roll
call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-456

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (GREENFIELD ADDITION)

WHEREAS, there has been annexed to the City of Modesto on April 6, 1970, certain territory known as Greenfield Addition, and

WHEREAS, the inclusion of the area contained in Greenfield Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Greenfield Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 55.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, June 22, 1970, at the hour of 7:45 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 55.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the East side of Rose Avenue at the North line of the annexation.
- (2) On the East side of Rose Avenue at the center line of Kruger Drive
- (3) On the East side of Rose Avenue at the South line of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 55, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman MITCHELL, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

R.H.H.
5-8-70 By P. A. Hayward
Public Works Department

Greenfield Addition

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lots 7, 10, 15 and 18 of the BROUGHTON COLONY TRACT as per map filed March 17, 1904 in Volume 1, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 30, 1965 as Instrument 12390, Stanislaus County Records; thence along the existing City Limits on the Northern boundry of said Addition (176), South $89^{\circ} 59'$ West, 1335.52 feet, to a point on the Eastern line of the LORENZEN ADDITION (121), as per description filed June 27, 1961 as Instrument 20145, Stanislaus County Records, said point also being the Western line of a 40 foot public road known as Rose Avenue; thence along the Easterly lines of said Addition (121) and the CRESTVIEW NO. 3 ADDITION (154), as per description filed May 14, 1963 as Instrument 18495, Stanislaus County Records, North $00^{\circ} 37'$ West, 480.25 feet, to the Northeast corner of said Addition (154); thence along the Southern line of the LIBERINI ADDITION (170), as per description filed January 15, 1965 as Instrument 1768, Stanislaus County Records, South $89^{\circ} 45' 23''$ East, 20.00 feet, to the Southwest corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965 as Instrument 28973, Stanislaus County Records, said corner also being on the center line of Rose Avenue which is also the North-South quarter line of Section 22; thence along a Southern line of said Addition (179), South $89^{\circ} 45' 23''$ East, 20.00 feet, to a Southeast corner of said Addition (179); thence along the Eastern line of Rose Avenue and Eastern line of said Addition (179), North $00^{\circ} 37'$ West, 1153.35 feet, to a point on the Southern line of said Addition (179); thence along a Southern line of said Addition (179), North $89^{\circ} 52' 45''$ East, 1292.88 feet, to the Southeastern corner of said Addition (179); thence along the Eastern lines of Lots 7, 10, 15 and 18 of the Broughton Colony Tract, South $00^{\circ} 42' 30''$ East, 1635.80 feet to the Northeastern corner of the Rose Avenue School Addition (176), to the point of beginning, containing 49.004 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on May 11, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED:


W. T. Chynoweth
City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-457

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS = ALLOCATION OF COMMUNITY RECREATION FUNDS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of
Stanislaus
for allocation of funds by County to City for community recreation
in amount of \$16,391.05 for fiscal year beginning July 1, 1969
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
May 1970 , by Councilman Smith , who moved its
adoption, which motion being duly seconded by Councilman Mitchell
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

CORRECTED COPY

MODESTO CITY COUNCIL
RESOLUTION NO. 70-458

A RESOLUTION APPROVING THE FINAL MAP OF THE
COFFEE TERRACE NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger,
husband and wife, and Harley D. Brannan and Norma Brannan,
husband and wife, individuals,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 14.77 acres, known as the
Coffee Terrace No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 17th day of February,
19 70, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Coffee Terrace No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Coffee Terrace No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Three Thousand, Three
Hundred Eighty-Four and 70/100ths (\$3,384.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Seventy-
Seven Thousand, Four Hundred and no/100ths (\$77,400.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-459

A RESOLUTION APPROVING PAYMENT OF \$1,075 TO RUDY BONZI FOR CROP LOSS AND LOSS OF GRAPE VINES IN SUMMER OF 1969 DURING CONSTRUCTION OF PROJECT UNIT NO. 10

WHEREAS, actual construction of the trunk sewer (Project Unit No. 10 of the Sewer District) resulted in the loss of grape vines and crop loss to Rudy Bonzi for the summer of 1969; and

WHEREAS, Mr. Bonzi has submitted a claim of \$1,075 to cover the loss of crop and vines; and

WHEREAS, the Director of Public Works in a memorandum dated May 7, 1970 has recommended approval of payment by the City Council.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that payment of \$1,075 to Rudy Bonzi for crop loss and loss of grape vines in the summer of 1969 resulting from the construction of the trunk sewer (Project Unit No. 10 of the Sewer District) is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-460

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MARY H. ROBERTS FOR ACQUISITION OF RIGHT OF WAY, BODEM-SUNRISE CONNECTION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mary H. Roberts for acquisition of right of way, Bodem-Sunrise connection at an estimated cost of \$10,000 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 11th day of May 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-461

A RESOLUTION ACCEPTING FINAL REPORT AND RECOMMENDATION OF THE CHARTER REVIEW COMMITTEE, COMMENDING THE COMMITTEE FOR ITS SERVICE TO THE COMMUNITY, AND SETTING DATE FOR INFORMAL HEARING

WHEREAS, the Charter Review Committee was appointed by the Council to review the City Charter to determine whether revisions should be made, or were required; and

WHEREAS, the Charter Review Committee has submitted its report entitled "Final Report and Recommendation to the Council."

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

1. The final report and recommendation of the Charter Review Committee dated May 4, 1970 is hereby accepted.
2. The Council of the City of Modesto hereby indicates its appreciation and offers its sincere thanks to the Committee for a job well done.
3. Monday, May 25, 1970 at 8:05 P.M. in the Council Chambers, City Hall, 801 11th Street, is hereby set as the time and place for hearing to consider the proposed charter revisions.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHINOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-462

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED TWO-YEAR TIME EXTENSION FOR AN UNCLASSIFIED USE PERMIT ISSUED TO EVERGREEN NURSING HOME

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 25, 1970 at 7:50 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 request of Evergreen Nursing Home for a two-year time extension for an unclassified use permit, permitting construction of a 99-bed convalescent hospital to be located behind the existing nursing home on the south side of Evergreen Avenue .

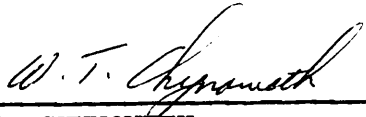
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 By Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-463

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$7,000 - ADDITIONAL FUNDS FOR THE CITY'S CURB, GUTTER AND SIDEWALK PROGRAM

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

GENERAL FUND - 101

FROM:	General Reserve (60)	\$7,000
TO:	Curbs & Gutters, Special(5302-51)	\$7,000

(Additional funds needed for the City's curb, gutter and sidewalk program for use when property owners elect to have the cost of improvements added to their taxes)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-464

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$50,000 FOR CONSTRUCTION OF WATER LINES

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

GENERAL FUND

FROM:	General Reserve (60)	\$50,000
TO:	Water Line Extensions (6804-50)	\$50,000

(For construction of water lines in three additional subdivisions which are either under way or will be within the next week or two)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-465

A RESOLUTION APPOINTING MEMBER OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY (KATHY BIDDLE AND MIKE (BERRY) JOHNSON

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 Mayor's Council on Youth Opportunity for the respective term as indicated: (term ending October 31, 1970)

Kathy Biddle
306 Ruberto Street
Modesto, Calif. 95351

Mike (Berry) Johnson
231 Buena Vista
Modesto, Calif. 95351

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Mayor's Council on Youth Opportunity and the Secretary thereof.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of May 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: DIXON, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-466

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR STREET LIGHT IMPROVEMENTS IN BLOCK 121, NEW LIBRARY

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

SECTION 1. The plans and specifications for street light improvements in Block 121, New Library

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


SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 2, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 19 70, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF ELRICH CONSTRUCTION COMPANY FOR CONSTRUCTION OF PARKING LOT, PATH PAVING AND DRAINAGE AT MOOSE PARK

WHEREAS, Resolution No. 70-395 adopted by the Council of the City of Modesto on April 27, 1970 approved the plans and specifications for the construction of parking lot, path paving and drainage at Moose Park

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of parking lot, path paving and drainage at Moose Park were opened at 10:00 A.M. on May 12, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Elrich Construction Co. in the amount of \$29,885

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Elrich Construction Co. in the amount of \$29,885

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 May 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-468

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(69).
(JAMES E. PRICE - GARDEN COURT HOMES)

WHEREAS, a verified application for an amendment to Section 26-3-9 of the Zoning Map was filed by James E. Price on March 17, 1970, to prezone to Planned Development Zone, P-PD, the following described property:

ALL that portion of the West half of the southeast quarter and of the west half of the West half of the East half of the southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

COMMENCING at the interior quarter corner of said Section 26; thence South 89° 57' 33" East along the East-West quarter Section line of said Section 26, a distance of 20.00 feet to the centerline of Riverside Drive; thence South 0° 33' 30" East along said centerline, a distance of 401.31 feet to the intersection of the westerly prolongation of the southerly boundary of the property conveyed to the City of Modesto, a municipal corporation, by Deed recorded July 1, 1966 in Volume 2112 of Official Records, at page 226, and being the true point of beginning of this description; thence continue South 0° 33' 30" East along the centerline of Riverside Drive, a distance of 950.69 feet to the North line of property conveyed to Laurie L. Lehtin, et al, by Deed recorded September 30, 1965 in Volume 2059 of Official Records, at page 272; thence South 89° 53' 24" East along the North line of said Lehtin property, a distance of 1621.95 feet to the northeast corner thereof and being on the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26; thence North 0° 32' 50" West along said East line a distance of 1262.03 feet to the southeast corner of said City of Modesto property; thence South 79° 13' 21" West along the southerly line of said City property, a distance of 1648.23 feet to the true point of beginning.

Excepting therefrom the easterly one half of Riverside Drive immediately adjacent to the above described property.
Containing 41.195 acres.

WHEREAS, after public hearing held on April 21, 1970, it was found and determined by the Planning Commission that pre zoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The development offers a variety of housing types in accordance with the General Plan.
2. Because the development, while consisting of single-family residences at higher density than conventional R-1, is served on three sides by 60' collector streets and on the fourth side by a planned 10-acre neighborhood park and is adjacent to an elementary school on the east; it will be compatible with other existing and planned development in the area.
3. The development has 6 acres of subdivision greenway to be maintained by a homeowners' association. With this greenway, the allocation of open space for each lot amounts to 1,730 square feet. This compares favorably with the 1,920 square feet of usable open space of a standard R-1 lot of 6,000 square feet, developed to maximum lot coverage.

WHEREAS, after a public hearing held on May 18,
1970, the Council found and determined that the application of
James E. Price

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. _____-C.S.
on the _____ day of _____, 19____, rezoning the above-
described property to Planned Development Zone, P-PD(69).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for
Rezoned Planned Development Zone, P-PD(69), is hereby approved
in accordance with the plan titled "P-D(69)"
_____ as amended in red on its face
_____, dated April 21, 1970,/
which said plan is on file in the office of the Planning Director,
subject to the following conditions:

1. That all development shall be in accordance with the
subject plans above.
2. That prior to the issuance of a building permit, except
as provided in item 13 below, a subdivision map shall
be recorded and improvements shall be installed in
accordance with Chapter 4 of Title IV of the Modesto
Municipal Code.
3. That all parking and driveway areas be improved in
accordance with provisions of Section 10-2.1807 of
the Municipal Code. The drainage facilities for the
parking areas shall be approved by the Director of
Public Works. That off-street parking shall be provided
in the middle of the cul-de-sacs subject to the
approval of the Planning Director and the Director of
Parking and Traffic. This parking shall replace parking
lost to driveways where garages are set back less than
20 feet.
4. That prior to the issuance of a building permit, a
landscaping and irrigation plan shall be submitted by
the applicant for approval by both the Director of
Planning and the Director of Parks and Recreation.
The landscaping and irrigation system shall be installed
and maintained in accordance with the approved land-
scaping and irrigation plan. Irrigation shall be by
underground sprinkler system. Landscaping plans shall
include as a minimum, treatment of a typical lot and
the entire greenway.

5. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
6. That the development shall be connected to the City sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
7. That prior to the issuance of a building permit, the developer shall submit to the Fire Chief and the Director of Public Works, for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.
8. All utilities shall be underground including TV reception facilities. No antennas shall be permitted.
9. That prior to the issuance of a building permit for any development, the developer shall submit evidence, satisfactory to the City Attorney, that there has been created a homeowners' association to guarantee greenway improvement and maintenance to City standards.
10. That any signs within the subdivision shall comply with the R-1 zone sign provisions.
11. That within one month of the effective date of the rezoning, the applicant shall institute proceedings to annex to the City of Modesto the entire subject property.
12. That building plans for the development shall indicate a standard detail for adequate storage for garbage and garden refuse on each lot. Said storage areas shall be screened from view for any public street, and shall be subject to approval of the Planning Director. Each dwelling shall have such a storage unit provided in accordance with the plans approved by the Planning Director.
13. That up to six model homes shall be permitted at the northeast corner of Haddon and Riverside in advance of other development, said site for up to six model homes to be created under the City's parcel map procedure.
14. That the entire development be served with positive storm drainage.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(69):

That the entire construction program be accomplished in four phases as indicated on the approved development plan.

Phase 1 shall include development of 80 lots on a section of the subject property including the northerly one-half of the 6-acre greenway and extending in a westerly direction out to and including North Riverside Drive. Construction shall begin on or before June 1, 1972, and be completed not later than June 1, 1973.

Phase 2 shall include development of 82 lots on the northeast quarter of the subject property. Construction shall begin on or before June 1, 1973, and be completed not later than June 1, 1974.

Phase 3 shall include development of 93 lots including the greenway park and extending in an easterly direction to encompass the south east quarter of the subject property. Construction shall begin on or before June 1, 1974, and be completed not later than June 1, 1975.

Phase 4 shall include development of 68 lots at the southwest quarter of the subject property. Construction shall begin on or before June 1, 1975, and be completed not later than June 1, 1976.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 rezoning the above-described property to Planned Development Zone, P-PD(69) 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 May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William S. Nichols
Planning Department

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 THE AMOUNT OF SAID LIEN. (Lot 1 of Block 6710 of Caroland Manor No. 1 - Mr. Emmett L. Carter)
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 sidewalk may be required, and

WHEREAS, the Council did, on January 5, 1970 adopt its Resolution No. 70-27, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 19, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$158.40.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$158.40 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 1 of Block 6710 of Caroland Manor No. 1, as per map filed in Volume 18 of Maps, Page 2, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-470

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 THE AMOUNT OF SAID LIEN. (Lot 1 of Block 6709 of Caroland Manor No. 1 - Mrs. Rubalee R. Dial)
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 sidewalk may be required, and

WHEREAS, the Council did, on January 5, 1970 adopt its Resolution No. 70-22, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 19, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$324.20.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$324.20 Dollars, be assessed in _____ annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 1 of Block 6709 of Caroland Manor No. 1, as per map filed in Volume 18 of Maps, Page 2, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

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 THE AMOUNT OF SAID LIEN. (Lot 2, Block 6710 of Caroland Manor No. 1 - Mr. Lynden C. Proctor) 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 sidewalk may be required, and

WHEREAS, the Council did, on January 5, 1970 adopt its Resolution No. 70-26, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 19, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$135.08.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$135.08 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 2 of Block 6710 of Caroland Manor No. 1 as per map filed in Volume 18 of Maps, Page 2, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization, The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

- 2 -

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 472

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING
LOTS IN THE CITY OF MODESTO, PROVIDING FOR CONTROL THEREON,
AND RESCINDING RESOLUTION NO. 69-503

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

SECTION 1. PARKING METER LOTS. (a) The following municipal
off-street parking lots shall be controlled by parking meters:

- (1) PML-1 11th and G Street parking lot (PM-5 Zone)
- (2) PML-3 12th and I Street parking lot (southeast corner)
(PM-9 Zone)
- (3) PML-4b 11th Street between H and I Streets (lower level)
parking lot (PM-7 Zone)
- (4) PML-7 12th and I Street parking lot (northeast corner)
(PM-6 Zone)
- (5) PML-9 13th Street between J and K Street parking Lot
(PM-3 Zone)
- (6) PML-11 10th and H Street parking lot (PM-8 Zone)
- (7) PML-12 9th Street between J and K Street parking lot
(PM-2 Zone)
- (8) PML-21 11th and K Street parking lot (PM-11 Zone)
- (9) PML-24 9th and J Street parking lot (PM-2 Zone)
- (10) PML-25 9th and I Street parking lot (Claremont Hotel
Property) (PM-2 Zone)
- (11) PML-26 East side of 10th Street between K and L Streets
(PM-2 Zone)
- (12) PML-27 Southern Pacific Depot between I and K Streets
(PM-4 Zone)
- (13) PML-28 11th Street between I and J Street parking lot
(PM-2 Zone)

(b) The municipal off-street parking lots which are controlled by meters
are shown on the Parking Meter Zoning Map adopted by Section 3-2.1501 of the
Modesto Municipal Code. The time limits and rates of fees for parking in said
parking meter zones are as set forth in Section 3-2.1504 of said Code.

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

- (1) PAL-2 9th Street between I and J Street parking lot
- (2) PAL-4a 11th Street between H and I Street (street level)
parking lot
- (3) PAL-5 10th Street between K and L Street parking lot
- (4) PAL-17 Bank of California parking lot at 12th and J Streets
- (5) PAL-18 Seely Tower parking lot at 12th and J Streets
- (6) PAL-22 Sears parking lot, 11th Street between K and L Streets

(b) Vehicular parking on said municipal off-street parking lots shall be controlled and regulated by parking attendants as follows:

- (1) PAL-2, PAL-4a, PAL-5 and PAL-18.

From 9:00 A. M. to 9:00 P. M., Monday through Saturday

- (2) PAL-17

From 9:00 A. M. to 9:00 P. M. on Saturdays and bank holidays only. Attendant parking may be used on any such additional special occasions as may be deemed appropriate by the City Manager.

- (3) PAL-22

From 9:00 A. M. to 6:00 P. M. on Tuesdays, Wednesdays and Saturdays, and from 9:00 A. M. to 9:00 P. M. on Mondays, Thursdays and Fridays, and on such special days as may be mutually agreed upon by the Director of Parking and Traffic of the City of Modesto and Sears Roebuck and Company.

(c) The rate of ten (10¢) cents 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 attendant parking lots PAL-2, PAL-4a, PAL-5, PAL-17, PAL-18 and PAL-22.

(d) The price for validation stamps to be used with the validation system on attendant parking lots as provided by Section 3-2.1604 of the Modesto Municipal Code shall be ten (10¢) cents per stamp.

SECTION 3. PARKING TICKET LOTS. (a) The following municipal off-street parking lots shall be controlled by ticket dispensing devices:

- (1) PTL-20 10th Street between G and H Street parking lot (Old City Hall)
- (2) PTL-23 10th Street between G and H Street parking lot (Brack-Griffin)

(b) Vehicular parking on said municipal off-street parking lots PTL-20 and PTL-23, shall be controlled by means of ticket dispensing devices from 9:00 A. M. to 4:30 P. M., Monday through Saturday.

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

SECTION 4. FREE LOTS. The following municipal off-street parking lots shall be free lots:

- (a) PL-10 8th Street between I and K Streets
- (b) PL-15 Fire Station parking lot (north side)
- (c) PL-16 Fire Station parking lot (south side)

SECTION 5. MONTHLY PARKING PASSES. Monthly parking passes may be authorized by the Director of Parking and Traffic on any attendant or metered lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be as follows:

PML -25	9th and I Streets Parking Lot (Claremont Hotel Property)	\$ 5.00
PML-27	Southern Pacific Depot Parking Lot between I and K Streets	\$ 4.00
All other attendant or metered lots		\$10.00

Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking ticket lot. The charge for such passes shall be at the rate of Five and no/100ths (\$5.00) Dollars per month.

SECTION 6. REPEALS. Resolution No. 69-503 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 May, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: **Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies**

NOES: Councilmen: **None**

ABSENT: Councilmen: **Robinson**

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM,

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-473

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO TOWER, INC. (FORMERLY SEELY TOWER) FOR LEASE OF EXPANDED PARKING LOT EFFECTIVE MAY 1, 1970

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the Modesto Tower, Inc. (formerly Seely Tower) for lease of expanded parking lot effective May 1, 1970

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 May 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-474

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (SYLVAN SCHOOL ADDITION)

WHEREAS, there has been annexed to the City of Modesto on April 20, 1970, certain territory known as Sylvan School Addition, and

WHEREAS, the inclusion of the area contained in Sylvan School Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Sylvan School Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 56.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, July 6, 1970, at the hour of 4:15 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 56.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the East side of Coffee Road at the North line of the annexation.
- (2) On the East side of Coffee Road at the center line of Rumble Road.
- (3) On the East side of Coffee Road at the South line of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 56, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Blazynski
Public Works Department

RAM
5-14-70

SYLVAN SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 9, 10, and 15, 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 Southeastern corner of the WALNUT ACRES ADDITION (157) as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being on the intersection of the South line of Section 9, which is also the center line of a 60 foot public road known as Rumble Road, and the Western line of a 40 foot public road known as Coffee Road; thence along said Western line and existing City Limits, North $00^{\circ} 47' 20''$ West, 25.01 feet, to a Northern line of said Addition (157); thence South $89^{\circ} 33' 50''$ East, 20.00 feet to the center line of Coffee Road which is also the section line common to Sections 9 and 10; thence along said section line, North $00^{\circ} 47' 20''$ West, 386.04 feet; thence North $89^{\circ} 35' 10''$ East, 2624.88 feet, to the North-South quarter section line of Section 10; thence along said quarter section line, South $00^{\circ} 53' 20''$ East, 412.22 feet, to the South quarter corner of said Section 10; thence along the South line of Section 10, South $89^{\circ} 36' 50''$ West, 1435.60 feet, to the Northeastern corner of the property conveyed to the City of Modesto by deed recorded June 27, 1968, as Instrument 19786, Stanislaus County Records; thence along the Eastern line of said City property, South $00^{\circ} 58' 50''$ East, 660.00 feet, to the Southeastern corner of said City property; thence along the Southern line of said City property, South $89^{\circ} 36' 50''$ West, 1190.00 feet, to the center line of Coffee Road which is also the section line common to Sections 15 and 16; thence along said section line, North $00^{\circ} 58' 50''$ West, 660.00 feet, to the section corner common to Section 9, 10, 15 and 16; thence along the South line of Section 9, North $89^{\circ} 33' 50''$ West, 20.00 feet, to the point of beginning, containing 43.074 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. Chynoweth, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on May 18,, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;


At said meeting said resolution was introduced upon motion of Councilman Mitchell, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: May 19, 1970



City Clerk of the City of Modesto,
California

W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-475

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS COVERING DESIGN COSTS FOR CARPENTER-PRESCOTT RAILROAD OVERPASS

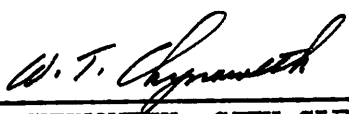
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the State of California, Department of Public Works, Division of Highways ~~for~~ covering design costs for Carpenter-Prescott railroad overpass be, and it is hereby approved.

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 18th day of May 1970 , by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-476

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$16,875 COVERING DESIGN COSTS FOR CARPENTER-PRESCOTT RAILROAD OVERPASS

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

SPECIAL GAS TAX FUND (207)

FROM: General Reserve (60)	\$16,875
TO: Prescott-Carpenter Overpass (6735)	\$16,875

(On July 28, 1969, the City Council through its resolution 69-679 "expressed its willingness to cooperate with the State, County and Southern Pacific Company in the construction of a railroad grade separation structure at the Prescott-Carpenter Road interchange." In that resolution the Council indicated its willingness to bear 22 $\frac{1}{2}$ % of the estimated \$600,000 cost. The City's share of the design cost will be about \$16,875.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-477

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION CURB, GUTTER AND SIDEWALK ON S. MADISON STREET AT 228 WALNUT STREET (Mr. Manuel R. Castillo - \$695.17)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1970 , at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation curb, gutter and sidewalk on S. Madison Street at 228 Walnut Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-478

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB, GUTTER AND SIDEWALK ON S. MADISON STREET AT 227 VINE STREET (Mrs. Roy E. Beels - \$680.85)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1970, at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of curb, gutter and sidewalk on S. Madison Street at 227 Vine Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-479

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB, GUTTER AND SIDEWALK ON 704-714 MADISON STREET (Mr. Anthony Tomao - \$851.34)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1970 , at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of curb, gutter and sidewalk on 704-714 Madison Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-480

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION CURB, GUTTER AND SIDEWALK ON WRIGHT STREET AT 301 HACKBERRY AVENUE (Mr. Jerry D. Surber - \$755.62)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1970, at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of curb, gutter and sidewalk on Wright Street at 301 Hackberry Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-481

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER ON ALICE STREET AT 201 POPLAR AVENUE - (Mr. Harvey Elzea - \$440.07)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1970 , at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of curb and gutter on Alice Street at 201 Poplar Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-482

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK AT 519 MENSINGER AVENUE (Mr. Paul E. Warda - \$458.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 1, 1970, at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk at 519 Mensinger Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, By Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-483

A RESOLUTION APPROVING REQUEST OF MODESTO AMERICAN LEGION, POST 74, TO HOLD AN AIR SHOW AT THE MODESTO CITY-COUNTY AIRPORT ON JULY 5, 1970.

WHEREAS, the Modesto American Legion, Post 74, has requested permission to hold an air show at the Modesto City-County Airport on Sunday, July 5, 1970, and

WHEREAS, a copy of the request from the Modesto American Legion, Post 74, is attached hereto marked "Exhibit A", and by this reference made a part hereof as though set forth in full herein,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Modesto American Legion, Post 74, as set forth in the above-mentioned "Exhibit A" be approved, subject to the following conditions:

1. That the air show be conducted as set forth in the attached letter dated May 7, 1970, from the Modesto American Legion, Post 74, which letter is marked "Exhibit A", and by this reference made a part hereof as though set forth in full herein.
2. That the Modesto American Legion, Post 74, obtain a waiver from the Federal Aviation Administration to perform aerial maneuvers over said Airport.
3. That the Modesto American Legion, Post 74, hereinafter referred to as applicant, inform, in writing, the local United Airlines and Golden Pacific Airlines' managers of the planned schedule for the air show.
4. That the applicant clear with the Airport Manager the specific areas on the Airport which are to be opened to the public.
5. That the applicant provide sufficient personnel to direct traffic and control the assembled crowd while they are on Airport property.
6. That the applicant be responsible for the clean-up of all paper and debris which may be left by spectators on the Airport property as a result of the air show.
7. That the applicant agree to indemnify and hold the City of Modesto and the County of Stanislaus, their agents, officers and employees free and harmless from any and all liability for personal injuries, property damage and costs and charges of any kind or character arising out of or relating to or in any way connected with the conduct of the air show and the exercise of the privileges granted by the City Council and covered in this letter, and to reimburse the City for any damage to the facility occurring or resulting from or during its use.
8. That the applicant agree, at its own cost and expense, to defend any and all lawsuits arising out of or in any way connected with the exercise of the privileges granted by the City Council and covered by its letter to use the Airport for an air show.
9. That the applicant take out and maintain Public Liability and Property Damage Insurance to cover any and all liability which may be incurred for damages or personal injury, including accidental death, as well as claims for property

damage, which may arise out of the conduct of the air show and the exercise of the privileges granted by the City Council and covered by its letter. The type and amount of such insurance shall be as follows:

Air show liability policy, single limit \$2 million coverage.
(Endorsement for both the City of Modesto and the County of Stanislaus, including contractual liability covering both the City and the County.)

BE IT FURTHER RESOLVED that the City Clerk shall furnish Modesto American Legion, Post 74, with a copy of this resolution. Modesto American Legion, Post 74, shall file a written acceptance of this resolution and evidence of the required insurance with the City Clerk, and no right shall be conferred hereby until said acceptance and evidence of the required insurance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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



MODESTO AMERICAN LEGION

POST 74

P.O. BOX 3169 MODESTO, CALIFORNIA

May 7, 1970

Mr. R. C. Smith, Manager
City-County Airport
P.O. Box 642
Modesto, California

Dear Mr. Smith:

On behalf of the American Legion I would like to present an application for permission to hold an air show at the City-County Airport, Modesto, July 5, 1970. The show will consist primarily of three principal divisions. Starting at 12:30 P.M. with an exhibition of radio-controlled model airplanes, followed at 1:30 P.M. by a parachute jumping exhibition by the California Parachute Club of Livermore, California, immediately followed by an acrobatic air show under the supervision of Mr. Bud Fountain of Hawk Flying Service.

Other participants in the show will be F. Christensen, S. Cooper, Lynn Russell, and Sandy Sanders.

Airplanes to be flown during the show will consist of Stearman, North American P-51 and Gruman F-8.

We are scheduling this show so as to have it close at approximately 3:00 P.M., in adequate time to prevent any conflict with scheduled air line arrivals and departures.

Required waivers and permits from the Federal Aviation Agency, the State of California and other agencies involved, will be obtained in adequate time following receipt of permission from your office for us to use the field.

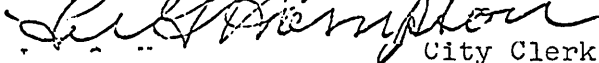
The show is being sponsored by Modesto Post 74, the American Legion, as a part of the Modesto Centennial Celebration, and we feel it will be one of the major attractions of the Centennial observance.

So that we may properly get clearance from the State of California for the parachute club to make their paradrop, we would appreciate receiving a letter from your office directed to the California Parachute Club, giving them permission to use the airport as a jumping zone, on this date. Your kind cooperation will be appreciated.

"Exhibit A"

LGH:cc

Very truly yours,


City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-484

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF
MODESTO AND BETTY JUNE CAGLE FOR BODEM-SUNRISE CONNECTION AND ACCEPT-
ING GRANT DEED

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the right of way agreement between the City of Modesto and
Betty June Cagle

for Bodem-Sunrise connection and accepting grant deed

be and it is hereby approved. For further particulars, reference
is made to a copy of the agreement on file in the office of the
City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk
of the City of Modesto be, and they are hereby authorized and
directed to execute said right of way agreement on behalf of the
City of Modesto, and grant deed is hereby accepted.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
May , 1970 by Councilman Mitchell who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Sprenkle
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-485

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT MELLOR FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 1541 PAULETTE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert Mellor for sewer service to property outside the City at 1541 Paulette Avenue be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970 , by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-486

A RESOLUTION ESTIMATING ADDITIONAL REVENUE
AND APPROVING THE APPROPRIATION THEREOF IN
THE SPECIAL GAS TAX STREET IMPROVEMENT FUND.

BE IT RESOLVED that an estimated Ten Thousand and
no/100ths (\$10,000.00) Dollars additional gas tax revenue is
anticipated to be available in the Special Gas Tax Street
Improvement Fund (No. 207) during the 1969-70 fiscal year.

BE IT FURTHER RESOLVED that the above revenue is
appropriated in the General Reserve Account (No. 60) of the
Special Gas Tax Street Improvement Fund (No. 207) to be available
for capital projects.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 18th
day of May 1970, by Councilman Mitchell, who moved its
adoption, which motion being duly seconded by Councilman Newton,
was upon roll call carried and the resolution adopted by the
following vote.

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-487

A RESOLUTION APPROVING THE FINAL MAP OF THE
TULLY MANOR NO. 5 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Tully Manor Enterprises a partnership, David V. Switzer and Sarah Lee Switzer, husband and wife, individuals, and Donald E. Landes and Leola M. Landes, husband and wife, individuals are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 16.62 acres, known as the Tully Manor No. 5 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 6th day of January, 1970, and

WHEREAS, the final map of said tract has been approved by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Tully Manor No. 5 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 of the Tully Manor No. 5 Subdivision be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Three Thousand, Six Hundred Seventy-eight and 20/100ths (\$3,678.20) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps and recording have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu, thereof, have posted a cash deposit with the City Clerk in the sum of Eighty-eight Thousand, One Hundred and no/100ths (\$88,100.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simom, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 488

A RESOLUTION APPROVING AMENDMENTS TO SECTIONS "D" AND "J" OF THE STANDARD SPECIFICATIONS FOR STREET LIGHTING, AND SECTION V (d) OF THE STANDARD SPECIFICATIONS FOR SUBDIVISION IMPROVEMENTS.

WHEREAS, Sections "D" and "J" of the Standard Specifications for Street Lighting of the City of Modesto have been found to be in need of amendment, and

WHEREAS, Section V (d) of the Standard Specifications for Subdivision Improvements of the City of Modesto have also been found to be in need of amendment, and

WHEREAS, the Planning Commission by Resolution No. 70-58 has recommended to the Council that Sections "D" and "J" of the Standard Specifications for Street Lighting be revised to read as set forth in said resolution, and

WHEREAS, the Planning Commission by Resolution No. 70-58, also has recommended to the Council that Section V (d) of the Standard Specifications for Subdivision Improvements be revised to read as set forth in said resolution,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Sections "D" and "J" of the Standard Specifications for Street Lighting be amended as set forth in Planning Commission Resolution No. 70-58 adopted by the Planning Commission on May 5, 1970, a copy of which is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that Section V (d) of the Standard Specifications for Subdivision Improvements be amended as set forth in Planning Commission Resolution No. 70-58, adopted by the Planning Commission on May 5, 1970, a copy of which is attached hereto marked "Exhibit A" and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that the City Clerk furnish copies of this resolution to the Director of Public Works and the Director of Planning, who shall place a copy thereof on file in the respective

offices as a part of the Standard Specifications for Street Lighting and Standard Specifications for Subdivision Improvements.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL THE ADOPTION OF REVISIONS TO SECTIONS "D" AND "J" OF THE STANDARD SPECIFICATIONS FOR STREET LIGHTING AND SECTION V(a) OF THE STANDARD SPECIFICATIONS FOR SUBDIVISION IMPROVEMENTS

WHEREAS, Section 4-4.801 of the Municipal Code (Subdivision Regulations) provides that, "all improvements shall conform to the requirements contained in the Standard Plans and Specifications of the City of Modesto prepared by the City Engineer, recommended by the Planning Commission, and adopted by the Council as the same now exists or may hereafter be amended"; and

WHEREAS, the Public Works Department has prepared proposed revisions to the Standard Specifications pertaining to the installation of street lighting conduits and grounds, and the construction of terminal manholes on sanitary sewer laterals; and

WHEREAS, the proposed revisions have been referred to local subdivision engineers, developers, and the Home Builders Association; and

WHEREAS, the proposed revisions are needed to increase the efficiency, durability, and safety of street lighting installations and to make effective use of modern sanitary sewer inspection and maintenance equipment.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it recommends to the Council that Sections "D" and "J" of the Standard Specifications for Street Lighting be revised to read as follows, (additions underlined):

D. Lighting Standards: Hot-dip galvanized steel street lighting standards shall be Weldrite Company, Series N, or Pacific Union Metal Company, Design 440A, or an approved equal. Standards shall be installed in accordance with the following procedure:

The standards at all intersections involving a major street or a four-lane collector street, intermediate standards along a major street or a four-lane collector street, and railroad crossings shall be Weldrite Company Catalog No. N3012-2 or Pacific Union Metal Company Catalog No. H-270-E2, or an approved equal. Standards shall be 30' 0" with a mast arm length of 12' 0". Standards at all other locations shall be Weldrite Company Catalog No. N2510-2 or Pacific Union Metal Company Catalog No. F-220-D2, or an approved equal. Standards shall be 25' 0" with a mast arm length of 10' 0".

Foundations for 30' 0" standards shall be 36" square at the top and bottom and 60" deep. Foundations for 25' 0" standards shall be 30" square at the top, 36" square at the bottom, and 54" deep. Foundations shall conform to requirements as set forth in Section 86-2.03 of the Standard Specifications, State of California, Department of Public Works, Division of Highways, dated July 14, 1964. Standards shall be erected in a true vertical position. All nuts on anchor bolts in foundations and bracket attachments shall be set tightly. Standards shall not be erected until the foundation has set for at least seventy-two (72) hours.

"All street light standards shall be grounded by means of a ground wire fastened to the grounding lug on the standard and to a bonding type bushing on the conduit, or to other suitable ground."

In cases where more than one conduit enters the base, all such conduits shall be bonded together. All metal conduits shall be bonded together in all pull boxes."

J. Pull Boxes: Pull boxes shall be installed at locations where the change in direction of the conduit run exceeds 45° and at any place where a change from rigid conduit to plastic conduit may occur. Pull boxes shall be No. 5 State Box and shall be installed so that covers are level with curb or sidewalk grade. The bottom of the box shall be imbedded in concrete and have a crushed rock drain.

BE IT FURTHER RESOLVED by the Planning Commission that it recommends to the Council that Section V(d) of the Standard Specifications for Subdivision Improvements be revised to read as follows:

(d) Manholes - A standard manhole structure shall be constructed at all changes in vertical or horizontal alignment and at least four hundred (400) feet on straight runs of pipe. In addition there shall be a standard manhole structure constructed at all pipe intersections. The manhole structures shall be constructed as shown on the details contained herein. All deadends shall have a terminal manhole structure constructed in accordance with the standard drawings. Terminal manhole structures shall be located not less than ten (10') feet beyond the property line of the last property the lateral is intended to serve.

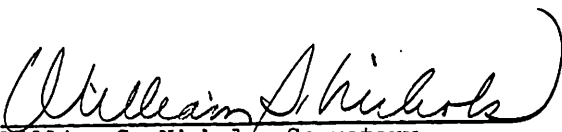
The foregoing resolution was introduced at the regular meeting of the Planning Commission held on May 5, 1970, by Frank Muratore, who moved its adoption, which motion was seconded by William Nicholson and carried by the following vote:

Ayes: Muratore, Nicholson, Ryan, Sutton and Dunlap

Noes: None

Absent: Alexander and Marple

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO.


William S. Nichols, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 70-489

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$320 TO REIMBURSE THE EMPIRE FIRE DISTRICT THE COST OF COLLISION, FIRE AND LIABILITY INSURANCE FOR THE AIRPORT CRASH TRUCK

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

AIRPORT (230)

FROM: Reserve	\$320
TO: Auto Insurance (412)	\$320

(The City has agreed to reimburse the Empire Fire District the cost of collision, fire and liability insurance for the airport crash truck (agreement of 11-10-69). The District has requested reimbursement of the actual cost amounting to \$320.

Since the truck is basically intended for aircraft emergencies, the insurance cost is an appropriate charge to the Airport Fund.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-490

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,200 TO PURCHASE
AUTOMATIC RADIO-TELEPHONE RECORDER

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$2,200
TO: Radio Phonograph Recorder (5502) (Police)	\$2,200

(To provide additional amount needed to purchase recorder
unit compatible with the present radio system.)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 18th day of May 1970,
by Councilman Mitchell , who moved its adoption, which motion being
duly seconded by Councilman Newton , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-491

A RESOLUTION APPOINTING MEMBERS OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY (Donna Mays and Alan Toste)

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} ~~is~~ hereby appointed to the Mayor's Council on Youth Opportunity for the respective term as indicated: (term ending October 31, 1970)

Donna Mays
3548 E. Whitmore
Ceres, Calif. 95307

Alan Toste
4001 Langworth Road
Modesto, Calif. 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Mayor's Council on Youth Opportunity and the Secretary thereof.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of May 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-492

A RESOLUTION REAPPOINTING MEMBERS OF THE HUMAN RIGHTS COMMITTEE FOR A TERM ENDING MAY 1, 1974 (Robert Gallo, Rev. Ben Jennings, Gilbert Vasquez and Gordon Nutson)

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

WHEREAS, the term of Robert Gallo, Rev. Ben Jennings, Gilbert Vasquez and Gordon Nutson on the Human Rights Committee expired on May 1, 1970,

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

SECTION 1. The following persons are hereby reappointed to the Human Rights Committee for the respective term ending May 1, 1974:

Robert J. Gallo
1716 Maze Blvd.
Modesto, Calif.

Rev. Ben Jennings
3925 E. Service Rd.
Ceres, Calif.

Gilbert Vasquez
P. O. Box 444
Keyes, Calif.

Gordon Nutson
1706 Waverly Drive
Modesto, Calif.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed members of the Human Rights Committee and the Secretary thereof.

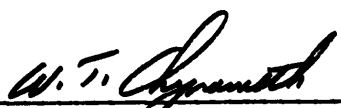
The foregoing resolution was introduced at a regular meeting of the Council^{of}/the City of Modesto held on the 18th day of May, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

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

WHEREAS, a special election was held on the 19th day
of May, 1970, in the Highway Village
Addition, near the City of Modesto, County of Stanislaus, State
of California, and contiguous to the City limits of said City,
and which territory is particularly described as attached hereto,
and

WHEREAS, the said City Council of the City of Modesto
finds after due examination that due notice of said election was
published in The Ceres Courier
~~the Stanislaus County Record~~, a newspaper of general
circulation printed and published outside the City of Modesto, but
in Stanislaus County, California, which said notice appeared in
said newspaper on April 23 and 30 and May 7 and 14, in the year
1970, and that prior to said publication in said newspaper a
date was set giving due notice that owners of property in said
Highway Village Addition could appear before said
City Council on the 2nd day of March, 1970, to protest
holding of said election; and it further appearing to the said
Council and the said Council so finds that all other requirements
of the Annexation Act of 1913, as amended, and all other require-
ments of the Election Laws of the State of California have been
duly and regularly followed and that all of the procedures adopted
and employed in the annexation proceedings and in the holding of
said election are proper and legal, and

WHEREAS, after the holding of said election, the election
officers thereof delivered to and deposited with the Clerk of this
Council the ballots, tally sheets, and returns of said election,
and it appearing and the Council so finding that the proposition
submitted at said election was whether or not such territory
shall be annexed to, incorporated in, and made a part of said City

of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election,

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held in said territory to determine whether or not said territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received; that the same have been properly canvassed; that from the returns so canvassed as aforesaid, it appears and the Council so finds that at said special election the total number of votes cast at the polls was and is two hundred sixty-seven (267) that the number of votes cast at said polls in favor of annexation was and is one hundred seventy^{-two (172)}; that the number of votes cast at said polls opposed to annexation was and is ninety-two (92); that the number of votes cast at said polls which were voided was three (3); that the total number of votes cast at each special precinct and the total number of votes cast at each special precinct in favor of annexation and the total number of votes cast at each special precinct opposed to annexation and the total number of votes cast at each special precinct which were voided were and are as follows:

Special Election Precinct No.	Total Votes Cast	In Favor of Annexation	Opposed to Annexation	Voided
1	267	172	92	3

That said City Council further finds that the measure, to wit: "Shall the Highway Village Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of election?" held to determine whether or not said property shall be annexed to the City, received a majority of the votes cast for annexation and that, therefore, said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
 PAULINE P. STANLEY, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:
 By Elwyn L. Johnson
 ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:
 By P. C. Hazard
 Public Works Department

RHM
 5-25-70

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North $0^{\circ} 46'$ West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North $0^{\circ} 46'$ West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North $0^{\circ} 46'$ West, 320.68 feet, to a point on the Southern line of the PRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South $88^{\circ} 42'$ West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North $0^{\circ} 46'$ West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South $88^{\circ} 52'$ West, 959.82 feet; South $46^{\circ} 51'$ West, 798.57 feet; South $25^{\circ} 11' 30''$ West, 107.00 feet; South $46^{\circ} 27' 15''$ West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South $46^{\circ} 27' 15''$ West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South $43^{\circ} 31'$ East, 1171.56 feet; South $43^{\circ} 32' 30''$ East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North $0^{\circ} 46'$ West, 755.69 feet; thence North $89^{\circ} 14'$ East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-494

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JERRY
TURNER FROM THE HUMAN RIGHTS COMMISSION

WHEREAS, Jerry Turner was appointed a member of the Human
Rights Commission on May 13, 1968, and

WHEREAS, Jerry Turner 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
Jerry Turner from the Human Rights Commission be, and hereby
is accepted with regret, and

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 Jerry
Turner 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 May 1970, by Councilman Smith who moved its
adoption, which motion being duly seconded by Councilman
Dixon was upon roll call carried and the resolution adopted
by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XX~~
PAULINE P. STANLEY, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-496

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 June 9, 1970 at 2:30 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
PAULINE P. STANLEY, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-497

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF LIQUID AND EMULSIFIED ASPHALTS

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 and Emulsified Asphalts

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 9, 1970 at 2:15 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
PAULINE P. STANLEY, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-498

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF ROCK, SAND AND GRAVEL

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

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 9, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~
PAULINE P. STANLEY, Acting City
Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-499

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF WATER LINES IN TULLY MANOR NO. 5 SUBDIVISION

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

SECTION 1. The plans and specifications for the installation of water lines in Tully Manor No. 5 Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 9, 1970 at 10:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XX~~
PAULINE P. STANLEY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-500

A RESOLUTION ACCEPTING THE CONSTRUCTION OF REPLACEMENT OF CURB AND GUTTER ON BERMUDA WAY AND CATALINA WAY BETWEEN ENSLEN AVENUE AND SHERWOOD AVENUE (A. C. Construction)

WHEREAS, a report has been filed by the Director of Public Works that the construction of replacement of curb and gutter on Bermuda Way and Catalina Way between Enslin Avenue and Sherwood Avenue has been completed by A. C. Construction Company

in accordance with the contract agreement dated April 6, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of replacement of curb and gutter on Bermuda Way and Catalina Way between Enslin Avenue and Sherwood Avenue be accepted from said contractor, A. C. Construction Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$8,534.87 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 May 1970,

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

- AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XMYXTYXENYHODLCOXKELTXACLERK~~
PAULINE P. STANLEY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-501

A RESOLUTION AUTHORIZING SALE OF BUILDINGS LOCATED AT 538 AND 542-544 BODEM STREET AND APPROVING SPECIFICATIONS AND CALL FOR BIDS FOR SALE AND REMOVAL OF BUILDINGS (BODEM-SUNRISE CONNECTION)

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

SECTION 1. The sale of city-owned buildings located at 538 and 542-544 BODEM STREET is hereby authorized.

SECTION 2. Specifications for the sale and removal of the buildings, copies of which are on file in the office of the City Clerk, are hereby accepted and approved.

SECTION 3. 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, Modesto, California, on June 15, 1970 at 2:00 P.M.

SECTION 4. Oral bids for the sale and removal of the buildings will be received by the City Council at its June 15, 1970 meeting at 4:10 P.M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-502

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 THE AMOUNT OF SAID LIEN. (Lot 5, Block 6710 of Caroland Manor No. 1 (Mr. Anthony P. Drobnick) 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 sidewalk may be required, and

WHEREAS, the Council did, on January 5, 1970 adopt its Resolution No. 70-23, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 19, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$105.40.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$105.40 Dollars, be assessed in 2 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Block 6710, Lot 5 of Caroland Manor No. 1 as per map filed in Volume 18 of Maps, Page 2, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

(Installments)

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
PAULINE P. STANLEY ~~XXXXXXXXXXXX~~
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-503

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 THE AMOUNT OF SAID LIEN. (Lot 4 of Block 6710 of Caroland Manor No. 1 - Mr. Robert J. Evers)
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 sidewalk may be required, and

WHEREAS, the Council did, on January 5, 1970 adopt its Resolution No. 70-24, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 19, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$124.48.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$124.48 Dollars, be assessed in 2 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 4 of Block 6710 of Caroland Manor No. 1 as per map filed in Volume 18 of Maps, Page 2, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: *Pauline P. Stanley*
PAULINE P. STANLEY ~~XXXXXXXXXXXX~~
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-504

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 THE AMOUNT OF SAID LIEN. (Lot 3, Block 6710 of Caroland Manor No. 1 - Mr. Troy D. Hasley)
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 sidewalk may be required, and

WHEREAS, the Council did, on January 5, 1970 adopt its Resolution No. 70-25, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, January 19, 1970, at 4:15 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$132.96.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$132.96 Dollars, be assessed in 2 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 3 of Block 6710 of Caroland Manor No. 1 as per map filed in Volume 18 of Maps, Page 2, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Simon, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
PAULINE P. STANLEY ~~XXXXXXXXXXXXXXXXXXXX~~
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-505

A RESOLUTION DENYING THE APPLICATION OF DAN BALESTRINI FOR AN AMENDMENT TO SECTION 8-3-9 OF THE ZONING MAP.

WHEREAS, a verified application to amend Section 8-3-9 of the Zoning Map was filed by Dan Balestrini, to reclassify from One-Family Residential Zone, R-1, to Planned-Development Zone, P-D, the following described property:

All of Lots 1, 2, 3, 4, and 5 in Block 13100, and Lots 1, 2, 3, and 4 in Block 13101 as shown on the map of Bel-Air Subdivision No. 3 recorded in Volume 20, Page 44 in the Stanislaus County Records.

Including also, the northerly 30 feet of Rumble Road immediately adjacent to the above described lots and all of York Way between the centerline of Rumble Road and the easterly and westerly extensions of the north line of the above described lots,

and

WHEREAS, said application was set for public hearing before the Planning Commission at its regular meeting of April 21, 1970, at its regular meeting place located in the Council Chambers in the City Hall, 801 - 11th Street, Modesto, California, and

WHEREAS, said hearing was held at the above time and place, and evidence both oral and documentary, was taken and introduced, and

WHEREAS, thereafter the Commission adopted Resolution No. 70-50 recommending to the Council an amendment to Section 8-3-9 of the Zoning Map, as requested by the applicant, and

WHEREAS, said matter was set for public hearing before the Council at its regular meeting place located in the Council Chambers in the City Hall, 801 - 11th Street, Modesto, California, at 7:45 o'clock P. M. on May 25, 1970, and the evidence, both oral and documentary, introduced at the public hearing before the Council indicated as follows:

1. The property was denied identical P-D zoning for R-2 uses in 1969.
2. There has been no substantial change since 1969 that would justify a P-D Zone for R-2 uses for property that was denied identical zoning in 1969.
3. Other properties in the same vicinity as this property have been denied R-2 zoning and the granting of a P-D zone for R-2 uses to this property would be inconsistent with those denials.
4. The proposed rezoning is not required by public necessity, convenience and general welfare.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of Dan Balestrini to amend Section 8-3-9 of the Zoning Map to reclassify from One- Family Residential, R-1, to Planned Development, P-D, the hereinabove described property be and it is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith

NOES: Councilmen: Simon, Mayor Davies

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
PAULINE P. STANLEY, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 506

A RESOLUTION GRANTING A 2-YEAR TIME EXTENSION FOR AN UNCLASSIFIED USE PERMIT TO MR. AND MRS. BENEDICT V. CIPPONERI FOR A 99-BED CONVALESCENT HOSPITAL TO BE LOCATED BEHIND THE EXISTING EVERGREEN NURSING HOME ON THE SOUTH SIDE OF EVERGREEN AVENUE.

WHEREAS, on May 13, 1969, by Resolution No. 69-401, the City Council granted an Unclassified Use Permit for a 99-bed convalescent hospital to be located behind the existing Evergreen Nursing Home on the south side of Evergreen Avenue; and

WHEREAS, the applicant has, to date, been unable to exercise his Unclassified Use Permit by commencing construction, and

WHEREAS, Section 10-2.2402 of the Municipal Code specifies "that any permit or variance granted by the Board of Zoning Adjustment, Planning Commission, or the City Council, becomes null and void if not exercised . . . within one year from the date of approval of said permit or variance", and

WHEREAS, a letter was received by the Planning Department from the applicant requesting a 2-year extension of time in which to exercise his Unclassified Use Permit, and

WHEREAS, said request for a 2-year time extension for the Unclassified Use Permit was set for public hearing before the Planning Commission in the Council Chambers located in the City Hall, 801 - 11th Street in the City of Modesto at 2 o'clock P. M. on May 5, 1970, and

WHEREAS, said hearing was held at the above time and place and, thereafter, the Planning Commission adopted Resolution No. 70-57 recommending to the City Council the granting of a 2-year time extension for the Unclassified Use Permit originally granted by the City Council, by Resolution No. 69-401, and

WHEREAS, said matter was set for public hearing before the Council of the City of Modesto in the Council Chambers located in the City Hall, 801 - 11th Street, at 7:50 o'clock P. M. on May 25, 1970, and

WHEREAS, said hearing was held before the Council at the above time and place, and evidence was taken and introduced, and the Council found and determined that good cause was shown by applicant for his inability to meet the approved development schedule, and a 2-year time extension would not be inconsistent with the interest of the general public,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a 2-year time extension for an Unclassified Use Permit be granted to Mr. and Mrs. Benedict V. Cipponeri for a 99-bed convalescent hospital to be located behind the existing Evergreen Nursing Home on the south side of Evergreen Avenue in the City of Modesto, subject to all of the other conditions contained in Modesto City Council Resolution No. 69-401.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
PAULINE P. STANLEY, Acting City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-507

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE A PETITION FOR THE ANNEXATION OF INHABITED TERRITORY TO THE CITY OF MODESTO (STANDIFORD ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on May 15, 1970, there was filed with the City Clerk of the City of Modesto a copy of Notice of Intention to Circulate a Petition for the Annexation of Inhabited Territory to the City of Modesto (Standiford Addition) with accompanying statement, under the Annexation Act of 1913, as amended, together with an affidavit of publication showing that said notice and statement were published on May 14, 1970, in The Modesto Bee, and

WHEREAS, the Annexation Act of 1913, as amended, provides that the legislative body may within fifteen (15) days after such filing adopt a resolution acknowledging receipt of the notice and accompanying statement and approving the circulation of the petitions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the receipt of said notice with accompanying statement and affidavit be, and the same is hereby acknowledged, and that approval be, and is hereby given for the circulation of the petition for annexation of that certain territory designated as the Standiford Addition, twenty-one (21) days after the publication of said notice and statement, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXX~~ City Clerk
PAULINE P. STANLEY, Acting

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-508

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE A PETITION FOR THE ANNEXATION OF INHABITED TERRITORY TO THE CITY OF MODESTO (EAST ORANGEBURG-COFFEE ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on May 15, 1970, there was filed with the City Clerk of the City of Modesto a copy of Notice of Intention to Circulate a Petition for the Annexation of Inhabited Territory to the City of Modesto (East Orangeburg-Coffee Addition) with accompanying statement, under the Annexation Act of 1913, as amended, together with an affidavit of publication showing that said notice and statement were published on May 14, 1970, in The Modesto Bee, and

WHEREAS, the Annexation Act of 1913, as amended, provides that the legislative body may within fifteen (15) days after such filing adopt a resolution acknowledging receipt of the notice and accompanying statement and approving the circulation of the petitions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the receipt of said notice with accompanying statement and affidavit be, and the same is hereby acknowledged, and that approval be, and is hereby given for the circulation of the petition for annexation of that certain territory designated as the East Orangeburg-Coffee Addition, twenty-one (21) days after the publication of said notice and statement, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXX~~, City Clerk
PAULINE P. STANLEY, Acting

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-509

A RESOLUTION APPROVING REFUND OF BUSINESS LICENSE TAX AND DOWNTOWN IMPROVEMENT DISTRICT AREA TAX TO CENTRAL VALLEY CHRYSLER PLYMOUTH

WHEREAS, Central Valley Chrysler Plymouth has requested refund of business license tax and Downtown Improvement District Area tax totaling \$976.96, constituting overpayment of taxes for quarters ending June 30, 1968 through December 31, 1969; and

WHEREAS, Section 6-1.130(c) of the code provides for refund of taxes paid in excess of the amount required by law; and

WHEREAS, THE DIRECTOR OF FINANCE has conducted an audit on the gross receipt reports and has indicated that a refund in the amount of \$976.96 To Central Valley Chrysler Plymouth is in order.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Central Valley Chrysler Plymouth for refund of overpayment of business license tax and Downtown Improvement District Area tax in the amount of \$976.96 for quarters ending June 30, 1968 through December 31, 1969 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
PAULINE P. STANLEY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-510

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION
OF CURB AND GUTTER AT 715 CEDAR AVENUE (Mr. Cecil G. Plummer - \$250.12)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that June 8, 1970, at 7:50 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of/^{cost of}in-
stallation of curb and gutter at 715 Cedar Avenue

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 25th day
of May 1970, by Councilman Smith, who moved its
adoption, which motion being duly seconded by Councilman
Dixon, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
PAULINE P. STANLEY, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 70-511

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 619 CEDAR AVENUE (Mr. Milmoly C. MacDannald - \$332.67)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 8, 1970 , at 7:50 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of cost of installation of curb and gutter at 619 Cedar Avenue

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 1970, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXX~~, City Clerk
PAULINE P. STANLEY, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 70-512

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(408 Sixth Street, Block 29, Lots 19 and 20 - Mr. Lester
McDowell)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that sidewalks
have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Sixth Street, Block 29

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lots 19 and 20 of Block 29 of the City of Modesto as per
map filed in Volume 15 of Maps, Page 29, Stanislaus County
Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 8th day of June 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 25th
day of May, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-513

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(415 N. Santa Ana Avenue, portion of Block 2028 - Mrs.
Bertha Sanders)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curb and
gutter have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
N. Santa Ana Avenue, Block 2028

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Beginning at a point 30 feet West and 130 feet South
from the Northeast corner of Lot 36 of the Wilson
School Tract as per map filed March 24, 1924, in Volume
9 of Maps, Page 82, Stanislaus County Records; thence
South 60 feet; West 134.65 feet; North 60 feet; East to
point of beginning.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 8th day of June 1970, at
7:55 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 25th
day of May, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~Myrtle C. Knowlton~~, CITY CLERK
PAULINE P. STANLEY, Acting

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-514

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. FLOYD HUSS FOR A MOBILE HOME SITE AT THE REMOTE PONDING AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mr. Floyd Huss for a mobile home site at the remote ponding 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 25th day of May 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

MODESTO CITY COUNCIL
RESOLUTION NO.70-515

A RESOLUTION APPROVING THE FINAL MAP OF THE
GREENFIELD VILLAGE NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Wolverine Building Service, Inc.,
a corporation,

is
~~was~~ possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 11.82 acres, known as the
Greenfield Village No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 7th day of April,
19 70, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Greenfield Village No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Greenfield Village No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Twenty-two
and twenty cents (\$1,022.20) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Seventy-nine
Thousand, Six Hundred and no/100ths (\$79,600.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-516

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS NORWEGIAN NO. 3 ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on May 18, 1970, requesting annexation of the hereinafter described territory to said City.

2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Norwegian No. 3 Addition, and described as attached hereto and made a part hereof as though set forth in full herein.

3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on May 15, 1970, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 13th day of July, 1970, at the hour of 7:45 o'clock P. M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, at which time and place any person owning real property within such territory and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such territory should not be so annexed. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the

owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of ~~25th~~ May, 19 70.

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

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ City Clerk
PAULINE P. STANLEY, Acting

(SEAL)

APPROVED AS TO FORM:

By Elwyn L Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

April 8, 1970

NORWEGIAN NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, 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 ATHENS ADDITION (141), as per description filed November 19, 1962, as Instrument 43543, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said Athens Addition (141) South $89^{\circ} 31' 00''$ East, 636.87 feet to the North-western corner of the COFFEE NO. 2 ADDITION (205) as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (205), South $00^{\circ} 53' 30''$ East, 615.90 feet to the Southwestern corner of said Addition (205) and center line of a 40.00 foot public road known as Norwegian Avenue; thence leaving the existing City Limits and along said center line North $89^{\circ} 32' 00''$ West, 636.87 feet to a point on the Southerly extension of the Eastern line of REVARD MANOR, as per map filed June 23, 1952, in Volume 17 of Maps, Page 38, Stanislaus County Records; thence along said extension and the Eastern line of said Revard Manor, North $00^{\circ} 53' 30''$ West, 616.06 feet to the point of beginning, containing 9.003 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-517

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP (Wolverine Building Service, Inc.)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 19, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 22-3-9 of the zoning map to rezone from R-1 One-Family Residential Zone, to R-2, Two-Family Residential Zone the following described property:

See Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-64 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 22-3-9 of the Zoning Map be set for June 22, 1970 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

All that certain real property situate in portion of Lots 7, 10, 15, and 18 of Broughton Colony Tract, according to the Official Map thereof, recorded in Volume 1 of Maps, at Page 78, Stanislaus County Records, being a portion of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

PARCEL 1

COMMENCING at the intersection of the centerline of Rose Avenue with the Westerly extension of the South line of Cranbrook Colony No. 1, according to the Official Map thereof, recorded in Volume 21 of Maps, at Page 37, Stanislaus County Records; thence South $0^{\circ} 37'$ East along said centerline of Rose Avenue 120.30 feet to the point of beginning of this description; thence continuing South $0^{\circ} 37'$ East along said centerline of Rose Avenue 870.92 feet to a point on a curve from which a radial line bears South $0^{\circ} 37'$ East; thence Easterly 130.90 feet along said curve being concave to the South, having a radius of 250.00 feet and a central angle of $30^{\circ} 00'$; thence North $0^{\circ} 37'$ West along a nontangent line 641.83 feet; thence North $89^{\circ} 23'$ East 9.00 feet; thence North $0^{\circ} 37'$ West 48.50 feet; thence South $89^{\circ} 23'$ West 9.00 feet; thence North $0^{\circ} 37'$ West 213.00 feet; thence South $89^{\circ} 52' 45''$ West 125.00 feet to the point of beginning.

CONTAINING 2.54 Acres.

PARCEL 2

COMMENCING at the Southeast corner of Cranbrook Colony No. 2 according to the Official Map thereof, recorded in Volume 21 of Maps, at Page 74, Stanislaus County Records; thence South $0^{\circ} 42' 30''$ East along the Southerly extension of the East line of said Cranbrook Colony No. 2 a distance of 163.23 feet to the point of beginning of this description; thence continuing South $0^{\circ} 42' 30''$ East 1472.57 feet; thence North $19^{\circ} 40' 26''$ West 400.00 feet; thence North $0^{\circ} 42' 30''$ West 1110.34 feet; thence South $83^{\circ} 40'$ East 130.99 feet to the point of beginning.

CONTAINING 3.85 Acres.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-518

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 30-3-9 OF THE ZONING MAP (Leslie Sherman Cass)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 19, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 30-3-9 of the zoning map to rezone from P-D (64) to its previous zoning, R-1, One-Family Residential zone, and Two-Family Residential zone, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-62 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 30-3-9 of the Zoning Map be set for June 22, 1970 at ~~7:00~~^{7:55} P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, Acting

All that portion of Lot 22 of Maze Ranch Subdivision, as per map thereof filed March 19, 1900, in Volume 4 of Maps, Page 18, Stanislaus County Records, described as follows:

P-D to R-1

~~XXXXXXXXXX~~

Commencing at the point of intersection of the centerline of Maze Boulevard with the centerline of Franklin Street; thence northerly along the centerline of Franklin Street a distance of 185.20 feet to the true point of beginning; thence westerly along a line which is parallel with the centerline of Maze Boulevard and 185.20 feet therefrom, a distance of 355.65 feet to the southeast corner of the property conveyed to J.N. Snover and wife, by deed recorded June 9, 1932, as Instrument No. 5250; thence northerly along the east line of said Snover property and the northerly extension thereof, a distance of 192.7 feet to a point on the centerline of Locust Street; thence easterly along the centerline of Locust Street 355.65 feet to the point of intersection of the centerline of Locust Street with the centerline of Franklin Street; thence southerly along centerline of Franklin Street 192.70 feet to the true point of beginning.

P-D to R-2

~~XXXXXXXXXX~~

Beginning at the point of intersection of the centerline of Maze Boulevard with the centerline of Franklin Street; thence northerly along the centerline of Franklin Street 185.20 feet; thence westerly along a line which is parallel with the centerline of Maze Boulevard and 185.20 feet therefrom, a distance of 355.65 feet to the southeast corner of the property conveyed to J.N. Snover and wife, by deed recorded June 9, 1932, as Instrument No. 5250; thence continuing westerly along the south line of said Snover property 23.42 feet to the northeast corner of the property conveyed to C.C. Geist and wife, by deed recorded January 8, 1938, as Instrument No. 288; thence southerly along the east line of said Geist property and the southerly extension thereof 185.20 feet a point on the centerline of Maze Boulevard; thence easterly along the centerline of Maze Boulevard 379.05 feet to the point of beginning.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-519

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 7-4-9 OF THE ZONING MAP (El Casa Verde, Inc.)

WHEREAS, the Modesto City Planning Commission held a public hearing on ²⁰ May ~~19~~ 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 7-4-9 of the zoning map to reclassify from One-family Residential Zone, R-1, to Planned Development Zone, P-D, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-66 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 7-4-9 of the Zoning Map be set for June 22, 1970 at 8:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~W.C.C. CHAMBERLAIN~~, CITY CLERK
PAULINE P. STANLEY, Acting

All that certain real property situate in the Southeast Quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

BEGINNING at the Southeast corner of Lot 16, Block 3065 of Riviera Heights No. 2 according to the Official Map thereof, recorded in Volume 21 of Maps at Page 11, Stanislaus County Records, said corner being on the West line of 60 foot wide Sutter Avenue as shown in Book 7 of Parcel Maps at Page 96, Stanislaus County Records; thence South $0^{\circ} 10'$ West along said West line of Sutter Avenue 347.13 feet to the Northeast corner of Parcel A of said Parcel Map; thence along the boundary of said Parcel A the following three courses: South $89^{\circ} 36'$ West 322.00 feet, North $0^{\circ} 10'$ East 50.00 feet, and South $89^{\circ} 36'$ West 567.25 feet to the Northwest corner of said Parcel A; thence North $0^{\circ} 24'$ West 90.04 feet; thence North $7^{\circ} 31' 30''$ West 80.62 feet; thence North $0^{\circ} 24'$ West 123.77 feet to the Southwest corner of Lot 6, Block 3062 of said Riviera Heights No. 2; thence along the Southerly boundary of said Riviera Heights No. 2 the following eight courses: North $89^{\circ} 36'$ East 472.00 feet, North $0^{\circ} 24'$ West 34.54 feet, North $89^{\circ} 36'$ East 99.84 feet, South $89^{\circ} 50'$ East 97.00 feet, North $88^{\circ} 17' 17''$ East 50.03 feet, South $89^{\circ} 50'$ East 93.00 feet, South $0^{\circ} 10'$ West 29.60 feet, and South $89^{\circ} 50'$ East 90.64 feet to the point of beginning.

INCLUDING also, the easterly one-half of Marseille Lane immediately adjacent to the west line of the above described property.

And also, the westerly 30 feet of Sutter Avenue immediately adjacent to the east line of said described property.

CONTAINING 6.690 acres net.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-520

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 10-3-9 OF THE ZONING MAP (Weeks)

WHEREAS, the Modesto City Planning Commission held a public hearing on ²⁰ May ~~19~~, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 10-3-9 of the zoning map - the proposed rezoning from One-Family Residential Zone, R-1, to Two Family Residential Zone R-2 and Multiple-Family Residential Zone, R-3, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-68 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 10-3-9 of the Zoning Map be set for June 22, 1970 at 8:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

R-1 to R-2

All that portion of the southwest quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Commencing at the west quarter corner of said Section 10; thence North 89° 26' East along the east-west quarter section line of said Section 10 a distance of 580.00 feet to the true point of beginning of this description; thence continuing along said east-west quarter section line a distance of 2040.70 feet to the intersection with the northerly prolongation of the westerly line of Sylvan Village No. 1 as shown on the map filed in Volume 19 of Maps at Page 76, Stanislaus County Records; thence South 0° 53' 50" East along said northerly prolongation and along said westerly line of Sylvan Village No. 1 a distance of 190.00 feet; thence South 89° 26' West parallel to said east-west quarter section line a distance of 1791.80 feet; thence at right angles south 0° 34' East a distance of 394.00 feet; thence South 89° 26' West a distance of 100.00 feet; thence South 0° 34' East a distance of 403.86 feet to the north line of Coffee Village No. 1 as shown on the map filed in Volume 19 of Maps at Page 34, Stanislaus County Records; thence South 89° 31' 40" West along said north line of Coffee Village No. 1 and its westerly prolongation thereof, a distance of 725.86 feet to the intersection with the west line of the aforementioned Section 10; thence North 0° 38' 27" West along said west line of Section 10 a distance of 156.67 feet; thence at right angles North 89° 11' 33" East a distance of 576.52 feet; thence north 0° 34' West a distance of 827.57 feet to the point of beginning.

Containing: 14.649 acres gross

R-1 to R-3

All that portion of the southwest quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Beginning at the west quarter corner of said Section 10; thence North 89° 26' East along the east-west quarter section line of said Section 10 a distance of 580.00 feet; thence at right angles South 0° 34' East a distance of 827.57 feet; thence South 89° 11' 33" West a distance of 576.52 feet to the west line of the aforementioned Section 10; thence North 0° 48' 27" West along said west line of Section 10 a distance of 830.00 feet to the point of beginning.

Containing: 11.002 acres gross

Exhibit "A"

maps 10-3-7

MODESTO CITY COUNCIL
RESOLUTION NO. 70-521

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (Medeiros)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to prezone ~~from~~ to Two-Family Residential Zone, R-2, property located south of Floyd Avenue, east of Rose Avenue, the following described property:

See Exhibit "A" Attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-71 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for Monday, June 22, 1970 at 8:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May ~~25th~~ 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, Acting

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

The West 100.00 feet of the South 250.00 feet, the North 100.00 feet of the East 250.00 feet and the North 410.00 feet of the West 734.5 feet of the following described parcel;

The Northwest Quarter of the Southwest Quarter of the Northeast Quarter of Section 15, and the West half of the Northeast Quarter of the Southwest Quarter of the Northeast Quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Containing: 8.06 acres

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-522

A RESOLUTION APPOINTING MEMBERS OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY (Dean Bernacchi and Gail Coates)

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} ~~is~~/hereby appointed to the Mayor's Council on Youth Opportunity for the respective term as indicated: (term ending October 31, 1970)

Dean Bernacchi
1006 Mt. Vernon Ave.
Modesto, California

Gail Coates
3101 Higbee Court
Modesto, California

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Mayor's Council on Youth Opportunity and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of May 19 70, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, Acting

MODESTO CITY COUNCIL
RESOLUTION NO. 70-523

A RESOLUTION APPOINTING AND REAPPOINTING MEMBERS OF THE BEAUTIFICATION COMMITTEE FOR TERMS ENDING JANUARY 1, 1974

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

WHEREAS, the term of Bette Belle Smith on the Beautification Committee expires on January 1, 1970.

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

SECTION 1. Bette Belle Smith is hereby reappointed to the Beautification Committee for a term expiring January 1, 1974.

SECTION 2. Sherry Sweely and Sylvia McElhaney are appointed to the Beautification Committee for a term expiring January 1, 1974.

SECTION 3. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Beautification 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 25th day of May, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: Pauline P. Stanley
PAULINE P. STANLEY, Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-523A

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RIVERSIDE NORTH SUBTRUNK (NO.1)
(Reed's Trenching, Inc.)

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Riverside North Subtrunk

has been completed by Reed's Trenching, Inc.

in accordance with the contract agreement dated April 6, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of River-
side North Subtrunk

be accepted from said contractor, Reed's Trenching, Inc.

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$19,242.96
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 June
1970, by Councilman Mitchell , who moved its adoption, which motion
being duly seconded by Councilman Smith , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-524

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL LAMP REQUIREMENTS FOR MUNICIPAL LIGHTING

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

SECTION 1. The plans and specifications for furnishing annual lamp requirements for municipal 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 June 16, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-525

A RESOLUTION ACCEPTING THE BID OF JONES CHEMICAL, INC. OF \$103.13 PER TON FOR LIQUID CHLORINE FOR A ONE YEAR TERM ENDING JUNE 30, 1971

WHEREAS, Resolution No. 70-398 adopted by the Council of the City of Modesto on April 27, 1970 approved the plans and specifications for the liquid chlorine for a one year term ending June 30, 1970

and authorized the calling for bids, and

WHEREAS, the bids received for the liquid chlorine for a one year term ending June 30, 1970

were opened at 2:00 P.M. May 19, 1970 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 Jones Chemical, Inc. of \$103.13 per ton

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Jones Chemical, Inc. of \$103.13 per ton

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 June 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-526

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN GREENFIELD VILLAGE NO. 1

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

SECTION 1. The plans and specifications for installation of water lines in Greenfield Village No. 1

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 16, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-527

A RESOLUTION ACCEPTING THE BID OF LOWE SEED AND FEED CO. FOR LIQUID ANHYDROUS AMMONIA FOR ONE YEAR BEGINNING JULY 1, 1970

WHEREAS, Resolution No. 70-441 adopted by the Council of the City of Modesto on May 11, 1970 approved the plans and specifications for ~~the~~ liquid anhydrous ammonia for one year beginning July 1, 1970 and authorized the calling for bids, and

WHEREAS, the bids received for the liquid anhydrous ammonia for one year beginning July 1, 1970 were opened at 2:00 P.M. May 26, 1970 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 Lowe Seed and Feed Co. for liquid anhydrous ammonia for one year beginning July 1, 1970 in the amount of \$59.90 per ton delivered be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Lowe Seed and Feed Co. in the amount of \$59.90 per ton delivered be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

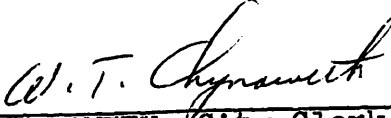
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-528

A RESOLUTION ACCEPTING THE BID OF GEORGE F. SCHULER, INC. FOR INSTALLATION of WATER LINES IN COFFEE TERRACE NO. 1 SUBDIVISION

WHEREAS, Resolution No. 70-439 adopted by the Council of the City of Modesto on May 11, 1970 approved the plans and specifications for the installation of water lines in Coffee Terrace No. 1 Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the water lines in Coffee Terrace No. 1 Subdivision were opened at 10:00 A.M. May 26, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George F. Schuler, Inc. in the amount of \$5,760.85

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 F. Schuler, Inc. in the amount of \$5,760.85

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

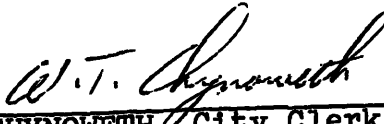
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-529

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS GLENDALE NO. 1 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-315, adopted on April 6, 19 70, the Council fixed the 1st day of June, 19 70, at the hour of 4:15 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-315 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Oakdale Leader, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Glendale No. 1 Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

GLENDALE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9-12 of Block 2196 and Lots 13-24 of Block 2224 of ALTA VISTA TRACT as per map filed September 12, 1946, in volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959, Stanislaus County Records, said point being on the Westerly extension of the center line of a 60.00 foot public road known as Glendale Avenue; thence along the existing City Limits and along the Western line of Phoenix Avenue, North $0^{\circ} 35' 40''$ West, 17.50 Feet, to the Southern line of Lot 12 of Block 2196 of the ALTA VISTA TRACT; thence along said Southern line and existing City Limits, North $89^{\circ} 50'$ West, 127.63 feet, to a point on the existing City Limits as established by the LA LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Eastern line of a 10 foot alley; thence along said Eastern line and existing City Limits, North $0^{\circ} 34' 40''$ West, 240.00 feet, to the Northern line of Lot 9 of Block 2196 of the ALTA VISTA TRACT; thence along the existing City Limits and said Northern Line and its Easterly extension, North $89^{\circ} 50'$ East, 187.56 feet, to the Eastern line of Phoenix Avenue; thence along said Eastern line and existing City Limits, South to the Southern line of a 20 foot alley in Block 2224; thence along said Southern line and the existing City Limits, South $89^{\circ} 50'$ East, 791.47 feet, to the center line of a 60.00 foot public road known as Parry Avenue; thence leaving the existing City Limits and along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the center line of Glendale Avenue; thence along said center line and its Westerly extension, North $89^{\circ} 50'$ West, 851.49 feet, to the point of beginning, containing 3.556 Acres more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department

RH
2-21-70

MODESTO CITY COUNCIL
RESOLUTION NO. 70-530

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS GLENDALE NO. 2 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-316, adopted on April 6, 19 70, the Council fixed the 1st day of June, 19 70, at the hour of 4:20 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-316 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Oakdale Leader, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Glendale No. 2 Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

71
4-21-70

GLENDALE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 1-12 of Block 2223 of ALTA VISTA TRACT as per map filed September 12, 1946, in Volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northern line of the La LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being at the intersection of the center line of a 60.00 foot public road known as Parry Avenue and the Easterly extension of the Northern line of a 20 foot alley in Block 2223; thence along the existing City Limits on said extension and Northern line, North $89^{\circ} 50'$ West, 851.50 feet, to the Western line of a 60.00 foot public road known as Phoenix Avenue; thence along said Western line and existing City limits, North $00^{\circ} 35' 40''$ West, 35.00 feet, to the Southeastern corner of the RUFFINO ADDITION (135) as per description filed July 31, 1962, as Instrument 28934, Stanislaus County Records; thence along the Eastern line of said Addition (135), North $00^{\circ} 35' 40''$ West, 60.00 feet, to the Southeastern corner of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959 Stanislaus County Records; thence along the Eastern line of said Addition (88), North $00^{\circ} 35' 40''$ West, 42.50 feet, to the Westerly extension of the center line of Glendale Avenue; thence along said Westerly extension and center line, South $89^{\circ} 50'$ East, 851.49 feet, to the center of Parry Avenue; thence along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the point of beginning, Containing 2.689 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-531

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER 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 THE AMOUNT OF SAID LIEN. (South Madison Street at 228 Walnut Street - Manuel R. Castillo)

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 construc-

tion of curb, gutter and sidewalk may be required, and
WAIVED BY PROPERTY OWNER

WHEREAS, the Council did, on _____, 19__

adopt its Resolution No. _____, directing the Superintendent of

Streets to give notice requiring the construction of curb, gutter

and sidewalk along certain streets in the City of Modesto,

as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb, gutter and sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 1, 1970, at 4:25 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$695.17.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$695.17 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 26, 27 and 28 of Block 404 as per map filed December 21, 1942 in Volume 15 of Maps, Page 404, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-532

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER 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 THE AMOUNT OF SAID LIEN. (South Madison Street at 227 Vine Street - Mrs. Roy E. Beels - \$680.85)
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 curb, gutter and sidewalk may be required, and

WHEREAS, the Council did, on , 19 WAIVED BY PROPERTY OWNER
adopt its Resolution No. , directing the Superintendent of Streets to give notice requiring the construction of curb, gutter and sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb, gutter and sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 1 , 1970, at 4:25 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$680.85.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$680.85 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1 and 2 of Block 404 as per map filed December 21, 1942 in Volume 15 of Maps, Page 404, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-533

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER 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 THE AMOUNT ~~OF~~) SAID LIEN. (704-714 Madison Street Mr. Anthony Tomao - \$851.34)
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 curb, gutter and sidewalk may be required, and

WHEREAS, the Council did, on ---, 19 -- ^{WAIVED BY PROPERTY OWNER}
adopt its Resolution No. ----, directing the Superintendent of Streets to give notice requiring the construction of curb, gutter and sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of c urb, gutter and sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 1, 19 70, at 4:25 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$851.34.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$851.34 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1 and 2 of Block 401 as per map filed December 21, 1942 in Volume 15 of Maps, Page 401, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

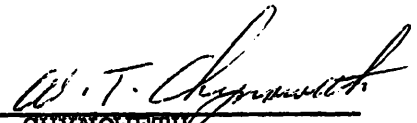
Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-534

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER AND SIDE WALK 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 THE AMOUNT OF SAID LIEN. (Wright Street at 301 Hackberry Avenue - Mr. Jerry D. Surber - \$755.62) 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 curb, gutter and sidewalk may be required, and

WHEREAS, the Council did, on _____, 19__
adopt its Resolution No. _____, directing the Superintendent of Streets to give notice requiring the construction of curb, gutter and sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb, gutter and sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, _____ June 1 _____, 1970, at 4:25 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$755.62.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$755.62 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 11 and 12 of Block 518 as per map filed December 21, 1942 in Volume 15 of Maps, Page 518, Stanislaus County records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-535

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 THE AMOUNT OF SAID LIEN. (519 Mensinger Ave. - Mr. Paul E. Warda - \$458.60)
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 sidewalk may be required, and

WHEREAS, the Council did, on August 11, 1969 adopt its Resolution No. 69-741, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 1, 1970, at 4:25 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$458.60.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$458.60 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 4 of Block 740, Parcel Number 002-01-113-02-01-001 as per Stanislaus County Assessor's Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO.70-536

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE MODESTO BEE FOR LEGAL ADVERTISING FOR 1970-71 fiscal year


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Modesto Bee for legal advertising and printing of ordinances for a period of one year - July 1, 1970 through June 30, 1971 be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 June 1970 , by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-537

A RESOLUTION OPPOSING CLOSURE OF THE BLUE GUM AVENUE GRADE
CROSSING OF THE SOUTHERN PACIFIC RAILROAD AT THIS TIME

WHEREAS, a draft agreement between the State of California, County of Stanislaus, and the City of Modesto was presented to the Council of the City of Modesto on May 4, 1970 in connection with cost sharing of the Prescott-Carpenter overpass and Freeway 99 Interchange redesign; and

WHEREAS, a provision of this agreement included the closure of the Blue Gum Avenue grade crossing; and

WHEREAS, the proposed closure of Blue Gum Avenue Grade crossing was referred by the Council to the City Planning Commission for report and recommendation; and

WHEREAS, the Planning Commission, after an informal public hearing held on May 19, 1970 and continued to May 20, 1970, after due consideration has recommended that closure of the grade crossing be opposed at this time in view of the following staff concerns shared by the Planning Commission:

1. The Director of Parking and Traffic has pointed out that elimination of the grade crossing at North Avenue and Shoemaker Avenue should be a sufficient "exchange" for the new overpass, and that the closure of Blue Gum Avenue should not be considered until the new overpass has been completed and new traffic patterns established.
2. The Fire Chief has pointed out the need for direct access to the area via North Ninth Street and Blue Gum Avenue (rather than via Woodland Avenue and Carpenter Road); that a potential fire station site on the State Hospital property may also have a bearing in regard to the proposed closure.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the proposed closure of Blue Gum Avenue grade crossing of the Southern Pacific Railroad is hereby opposed at this time, and until the new overpass has been completed and new traffic patterns established.

The foregoing resolution resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk


MODESTO CITY COUNCIL
RESOLUTION NO. 70-538

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK ON SIXTH STREET - (Mr. Henry W. McCoy - \$222.50)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 15, 1970 at 4:15 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of cost of installation of sidewalk on Sixth Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-539

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND ALVA J. SCOTT FOR WIDENING OF NEEDHAM AVENUE AND ACCEPTING GRANT DEED THEREFOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Alva J. Scott

for widening of Needham Avenue

be and it is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto.

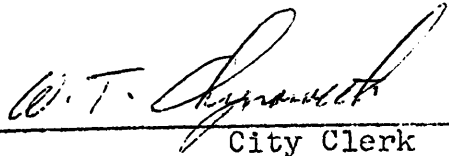
BE IT FURTHER RESOLVED THAT GRANT DEED for right of way is hereby accepted. The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June , 19 70 by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-540

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP (LOUIS A. WITT)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 19-3-9 of the zoning map to rezone from Neighborhood Commercial Zone, C-1, to Commercial-Industrial Zone, C-M, the following described property:

All that portion of Lot 16 of the Evergreen Acres Tract as per map filed in Volume 7 of Maps at Page 9, Stanislaus County Records, lying in the southeast quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

The westerly 70.00 feet as measured along the southerly line of said Lot 16 of the Evergreen Acres Tract.

~~THE~~
and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-72 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 19-3-9 of the Zoning Map be set for Monday, July 6, 1970 at ^{4:25}~~4:30~~ P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-541

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 8-3-9 OF THE ZONING MAP (TULLY MANOR ENTERPRISES)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the zoning map to rezone from One-Family Residential Zone, R-1 to Two-Family Residential Zone, R-2 the following described property:

Lot 1 in Block B118 of Tully Manor No. 1, as per map filed June 12, 1963, in Volume 20 of Maps at Page 46, Stanislaus County Records.

Including also, the northerly 30 feet of Woodrow Avenue and the westerly 25 feet of Lord Avenue, all being immediately adjacent to the above described property.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-67 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 8-3-9 of the Zoning Map be set for Monday, July 6, 1970 at 4:30 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ~~21~~1st day of June, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-542

A RESOLUTION SETTING TIME AND PLACE FOR HEARING AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE, AND AMENDMENT TO SECTION 9-6-07(g) OF THE SIGN ORDINANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 6, 1970 at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of proposed amendments to Chapter 2 of Title X of the Modesto Municipal Code (zoning regulations relating to signs), and Section 9-6.07(g) of the sign ordinance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of June, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-543

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$850 FOR PROMOTIONAL
ADVERTISEMENT IN THE SPECIAL CENTENNIAL EDITION OF THE MODESTO BEE

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

GENERAL FUND (101)

From:	General Reserve (60)	\$850.00
To:	Centennial Promotion 470-61 Music & Promotion	\$850.00

(For promotional advertisement in special centennial
edition of Modesto Bee)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 1st day of June, 1970
by Councilman Simon , who moved its adoption, which motion being
duly seconded by Councilman Mitchell , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-544

A RESOLUTION APPOINTING MEMBER OF THE BEAUTIFICATION COMMITTEE FOR A TERM ENDING JANUARY 1, 1971 (MR. ROY CAMARENA, 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 appointed to the Beautification Committee for the respective term as indicated: (Term expires January 1, 1971)

Mr. Roy Camarena, Jr.
2409 Fremont Avenue
Modesto, Calif. 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Beautification 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 1st day of June 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-545

A RESOLUTION REAPPOINTING MEMBERS OF THE FARM-CITY ADVISORY COMMITTEE FOR A TERM ENDING MAY 1, 1974 (LARRY CARTER, JOHN H. FUNNELL, GERALD OBERKAMPER AND FRANK VAN KONYNENBURG)

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

WHEREAS, the terms of Larry Carter, John H. Funnell, Gerald Oberkamper and Frank Van Konynenburg expired on May 1, 1970,

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

SECTION 1. The following persons are hereby reappointed to the Farm-City Advisory Committee for a term ending May 1, 1974:

Larry Carter
John H. Funnell

Gerald Oberkamper
Frank Van Konynenburg

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

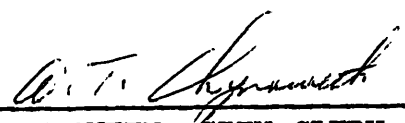
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-546

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF
UNITED PENTECOSTAL CHURCH OF MODESTO FROM PLANNING COMMISSION
DENIAL OF REZONING REQUEST

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that July 6, 1970 , at 5:05 P.M. in
the Council Chambers, City Hall, 801 Eleventh Street,
Modesto, California, is hereby set as the time and place for
consideration of appeal of United Pentecostal Church of
Modesto from Planning Commission denial of rezoning request.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
8th day of June, 1970, By Councilman Smith
who moved its adoption, which motion being duly seconded by
Councilman Simon was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-547

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF ROBERT R. BURKETT, ET AL FROM PLANNING COMMISSION DENIAL OF REZONING REQUEST

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 6, 1970, at 4:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of appeal of Robert R. Burkett, et al from Planning Commission denial of rezoning request.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-548

A RESOLUTION ACCEPTING THE BID OF COLLINS ELECTRICAL COMPANY, INC.
FOR STREET LIGHT IMPROVEMENTS IN BLOCK 121, NEW LIBRARY

WHEREAS, Resolution No. 70-466 adopted by the Council of the City
of Modesto on May 18, 1970 approved the plans and specifications
for the street light improvements in Block 121, New Library

and authorized the calling for bids, and

WHEREAS, the bids received for the street light improvements in
Block 121, New Library
were opened at 10:00 A.M., June 2, 1970 and later tabulated by
the Director of Public Works for the consideration of the Council,
and

WHEREAS, the Director of Public Workshas recommended that the bid
of Collins Electrical Company, Inc. in the amount of \$6,817.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Collins Electrical Company, Inc. in the amount of
\$6,817

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 June, 1970,
by Councilman Smith who moved its adoption, which motion being
duly seconded by Councilman Simon, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-549

A RESOLUTION ACCEPTING BIDS FOR SALE OF SURPLUS OR WRECKED CITY-OWNED PROPERTY AND REJECTING BID FOR ITEM 4 - 6 CU.FT. CONCRETE MIXER

WHEREAS, Resolution No. 70-443 adopted by the Council of the City of Modesto on May 11, 1970 authorized the sale of surplus or wrecked automotive equipment owned by the City of Modesto, and authorized a call for bids, and

WHEREAS, bids received for the sale of the surplus or wrecked automotive equipment were opened June 2, 1970 at 2:30 P.M. and later tabulated by the Purchasing Officer for the consideration of the Council; and

WHEREAS, the Purchasing Officer has recommended that the following bids be accepted as the highest responsible bids for the items indicated:

- Item 1 - Wrecked Police Car - to California Auto Parts, Inc., for high bid of \$226.00;
- Item 2 - 1957 Ford truck w/40-foot aerial boom - to Coast Electric Co., \$4,255.00;
- Item 3 - 1950 Mack truck with 1,500 gallon water tank - to Fiez Auto Wreckers, \$208.00; and

WHEREAS, the Purchasing Officer has recommended that the offer received for Item 4, a 6 cu.ft. concrete mixer be rejected on the basis that more revenue can be obtained for the equipment at the City's annual auction.

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

1. The offers received for Items 1, 2, and 3 listed above are hereby accepted.
2. The offer received for Item 4 is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1970 by Councilman Smith who moved its adoption, which

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-550

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (CELESTE NO. 1 ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on April 20, 1970, duly adopted Resolution No. 70-364 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 54 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, June 8, 1970, at the hour of 7:45 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections. :

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 54 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 54 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 54, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 54, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

8th day of June, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Haszard
Public Works Department

RHL
5-7-70

October 10, 1969
Corrected 11-6-70
Corrected 11-16-70

CELESTE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of the Southwest quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City limits as established by the Northeastern corner of the SHERWOOD MEADOWS NO. 2 ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records, said point being the Northwest corner of the Northeast quarter of the Southwest quarter of Section 15; thence along the East-West quarter section line, North $89^{\circ} 45' 50''$ East, 653.02 feet; thence South $0^{\circ} 52' 30''$ East, 587.83 feet to a point on the existing City limits as established by the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records, said point being on a curve, the center of which bears, South $10^{\circ} 28' 54''$ West; thence along the existing City limits on the Northern boundary of the Rose Acres Addition (181), along a curve concave to the South, having a Radius of 2130.00 feet, a Central Angle of $17^{\circ} 39' 06''$, and an Arc Length of 656.21 feet, to a point on the Eastern line of the Sherwood Meadows No. 2 Addition (178), thence along said Eastern line and the existing City limits, North $0^{\circ} 52' 30''$ West, 566.25 feet to the point of beginning, containing 8.397 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-551

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (715 Cedar Avenue - Mr. Cecil G. Plummer - \$250.12)

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 curb and gutter may be required, and

WHEREAS, the Council did, on January 12, 1970 adopt its Resolution No. 70-51, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 8, 1970, at 7:50 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$250.12.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$250.12 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The East 57.4 feet of Lots 21 and 22 and the East 50 feet of Lots 23 and 24 of Block 594 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 594, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-552

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (619 Cedar Avenue - Mr. Nimolty C. MacDannald - \$332.67)
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 curb and gutter may be required, and

WHEREAS, the Council did, on January 19, 1970 adopt its Resolution No. 70-77, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, June 8, 1970, at 7:50 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$332.67.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$332.67 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The West 76 feet of Lots 23 and 24 of Block 591 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 591, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-553

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (408 Sixth Street,
Block 29, Lots 19 and 20 - Mr. Lester McDowell)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Sixth Street, Block 29
_____, and

WHEREAS, the Council, did, on May 25, 1970,
adopt its Resolution No. 70-512, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 8th
day of June 1970, at 7:55 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 notice to be
given as directed by said Resolution No. 70-512, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-512 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 8th day of June, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-554

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 20-3-9 OF THE ZONING MAP (Doctors' Hospital Area - Commission Initiated)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 19, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 20-3-9 of the zoning map to rezone from R-A, R-1, R-3 and C-2 zones, to R-2, P-0, and C-2 zones, property located in the area bounded by Sherwood, West Granger, McHenry and ~~the following described property~~ West Orangeburg Avenues, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-60 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 20-3-9 of the Zoning Map be set for July 6, 1970 at 5:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ~~1st~~^{8th} day of June, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

R-1 to R-2:

Beginning at the point of intersection of the centerlines of West Granger Avenue and Florida Avenue; thence easterly along the centerline of West Granger Avenue 334.38 feet to a point which is 325.00 feet west of the centerline of McHenry Avenue; thence southerly along a line which is parallel to the centerline of McHenry Avenue and 325 feet therefrom a distance of 275.68 feet; thence westerly a distance of 334.37 feet to the centerline of Florida Avenue; thence, northerly along the centerline of Florida Avenue 275.84 feet to the point of beginning.

R-A to R-2:

Beginning at the point of intersection of the centerline of Sherwood Avenue with the centerline of Granger Avenue; thence, southerly along the centerline of Sherwood Avenue 500.55 feet; thence easterly 659.49 feet to a point on the centerline of Florida Avenue located 499.56 feet south of the point of intersection of the centerline of Granger Avenue with the centerline of Florida Avenue; thence northerly along the centerline of Florida Avenue 499.56 feet to the point of intersection with the centerline of Granger Avenue; thence westerly along the centerline of Granger Avenue 659.38 feet to the point of beginning.

R-A to P-0:

Commencing at the point of intersection of the centerline of Orangeburg Avenue with the centerline of McHenry Avenue; thence westerly along the centerline of Orangeburg Avenue 325 feet to the true point of beginning; thence continuing westerly along the centerline of Orangeburg Avenue 994.44 feet to the point of intersection with the centerline of Sherwood Avenue; thence northerly along the centerline of Sherwood Avenue 819.45 feet; thence easterly 659.49 feet to a point on the centerline of Florida Avenue located 499.56 feet south of the point of intersection of the centerline of Florida Avenue with the centerline of Granger Avenue; thence southerly along the centerline of Florida Avenue 490.36 feet to point of intersection with the centerline of Claradell Avenue; thence, easterly along the centerline of Claradell Avenue 335.26 feet to a point located 325 feet west of the point of intersection of the centerline of Claradell Avenue with the centerline of McHenry Avenue; thence southerly along a line parallel to the centerline of McHenry and 325 feet therefrom a distance of 330.32 feet to the centerline of Orangeburg Avenue and the true point of beginning.

R-1 to P-0:

Commencing at the point of intersection of the centerline of Florida Avenue with the centerline of Granger Avenue; thence, southerly along the centerline of Florida Avenue 275.84 feet to the true point of beginning; thence continuing southerly along the centerline of Florida Avenue 714.08 feet to the centerline of Claradell Avenue; thence easterly along the centerline of Claradell Avenue 341.55 feet to a point which is 318.12 feet west of the centerline of McHenry;

Exhibit "A"

thence, northerly along a line which is parallel to the centerline of McHenry and 318.12 feet therefrom, a distance of 165.00 feet; thence westerly along a line which is parallel to the centerline of Claradell Avenue and 165.00 feet therefrom a distance of 198.55 feet; thence, northerly along a line which is parallel to the centerline of Florida Avenue and 143 feet therefrom a distance of 165.14 feet to the centerline of Coolidge Avenue; thence westerly along the centerline of Coolidge Avenue 18.00 feet; thence northerly along the westerly line of Lot 3 of the Mira Loma Tract as recorded in Volume 11, Page 48 of the Stanislaus County records and the southerly extension thereof a distance of 128.04 feet to the northwesterly corner of said Lot 3, thence easterly along the north line of Lots 3, 4, 5, 6, and 7 of said Mira Loma Tract a distance of 204.57 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue and 329.57 feet therefrom a distance of 63.92 feet; thence, easterly along a line which is parallel to the centerline of Coolidge Avenue and 191.96 feet therefrom a distance of 4.80 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue and 334.37 feet therefrom a distance of 191.88 feet to a point which is measured at right angles, 275.67 feet south of the centerline of Granger Avenue and 334.37 feet east of the centerline of Florida Avenue; thence westerly 334.37 to the point of beginning on the centerline of Florida Avenue.

R-3 to P-0:

Commencing at the point of intersection of the centerline of Coolidge Avenue with the centerline of McHenry Avenue; thence westerly along the centerline of Coolidge Avenue 329.82 feet to the point of beginning; thence southerly along a line parallel to the centerline of McHenry Avenue 165.14 feet; thence westerly along a line parallel to the centerline of Coolidge Avenue 186.80 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue and 143.00 feet therefrom a distance of 165.14 feet to the centerline of Coolidge Avenue; thence west along the centerline of Coolidge Avenue 18 feet to the southerly extension of the west line of Lot 3 of the Mira Loma Tract as recorded in Volume 11, Page 48 of Stanislaus County Records; thence, northerly along the said southerly extension and the west line of Lot 3 a distance of 128.04 feet to the northwest corner of said Lot 3; thence easterly along the north line of Lots 3, 4, 5, and 6 a distance of 200.00 feet to the northeast of Lot 6 of said Mira Loma Tract; thence, southerly along the east line of said Lot 6 and its southerly extension 128.04 feet to the centerline of Coolidge Avenue; thence easterly along the centerline of Coolidge Avenue 4.80 feet to the point of beginning.

C-2 to P-0:

Commencing at the point of intersection of the centerline of Claradell Avenue with the centerline of McHenry Avenue; thence, westerly along the centerline of Claradell Avenue 205.00 feet to the point of beginning; thence southerly along a line parallel to the centerline of McHenry Avenue 330.32 feet to the centerline of Orangeburg Avenue; thence, westerly along the centerline of Orangeburg Avenue 120 feet; thence northerly along a parallel to the centerline of McHenry and 325.00 feet therefrom a distance of 330.32 feet to the centerline of Claradell Avenue; thence easterly along the centerline of Claradell Avenue 120 feet to the point of beginning.

R-1 to C-2:

Commencing at the point of intersection of the centerline of Claradell Avenue with the centerline of McHenry Avenue; thence, westerly along the centerline of Claradell Avenue 185.00 feet to the point of beginning; thence, northerly along a line parallel to the centerline of McHenry Avenue 165.00 feet; thence, westerly along a line parallel to the centerline of Claradell Avenue 133.12 feet; thence, southerly along a line parallel to the centerline of McHenry Avenue and 318.12 feet therefrom a distance of 165.00 feet to the centerline of Claradell Avenue; thence, easterly along the centerline of Claradell Avenue 133.12 feet to the point of beginning.

R-3 to C-2:

Commencing at the point of intersection of the centerline of Coolidge Avenue with the centerline of McHenry Avenue; thence westerly along the centerline of Coolidge Avenue 204.62 feet to the true point of beginning; thence, southerly along a line parallel to the centerline of McHenry 165.14 feet; thence westerly along a line parallel to the centerline of Coolidge Avenue 125.20 feet; thence northerly along a line which is parallel to the centerline of McHenry Avenue and 329.82 feet therefrom a distance of 165.14 feet to the centerline of Coolidge Avenue; thence westerly along the centerline of Coolidge Avenue 4.80 feet to the southerly extension of the west line of Lot 7 of Mira Loma Tract as recorded in Volume 11, Page 48 of Stanislaus County Records; thence northerly along the said southerly extension and the west line of said Lot 7 a distance of 128.04 feet to the northwest corner of said Lot 7; thence easterly along the north line of said Lot 7 and 8 a distance of 100.00 feet to the northeast corner of Lot 8 of said Mira Loma Tract; thence, southerly along the east line of said Lot 8 and the southerly extension thereof 128.04 feet to the centerline of Coolidge Avenue; thence easterly along the centerline of Coolidge Avenue 30.00 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-555

A RESOLUTION APPROVING APPROPRIATION TRANSFER IN AMOUNT OF \$3,000 TO PROVIDE FUNDS FOR PILOT PLANT OPERATION AT REMOTE PONDING SITE

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

GENERAL FUND - 101

From: General Reserve (60)	\$3,000
To: Serv., Prof. & Other (235-53)	\$3,000

(To provide funds for pilot plant operation and remote pond site)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-556

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,400 FOR EMERGENCY REPAIRS TO PUMP ON FIRE ENGINE No. 2

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

GENERAL FUND - 101

From:	General Reserve (60)	\$2,400
To:	M/R Automotive Equipment (222-21)	\$2,400

(Emergency repairs to pump on Fire Engine #2)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-557

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,400 FOR MODIFICATION OF TRAFFIC SIGNALS AT WASHINGTON AND I STREETS

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

SPECIAL FUND FOR CAPITAL OUTLAY

FROM:	General Reserve (60)	\$2,400
TO:	Modification of Traffic Signals - Washington & I	\$2,400

(Modification of traffic signals at Washington and I to feature pedestrian "Walk-Don't Walk" signals was ordered by the Council at recent meeting)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of June, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Robinson, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-558

A RESOLUTION COMMENDING MRS. GEORGE GAGOS, JR. FOR SERVICES OVER
AND ABOVE THE NORMAL REQUIREMENTS OF A PRIVATE CITIZEN

WHEREAS, for six years George Gagos, Jr. served as a member of the Planning Commission of the City of Modesto, and

WHEREAS, at times too numerous to recount, George arrived home at unusually late hours due to meetings of said Planning Commission, and

WHEREAS, as a result of the many controversies with which George was faced during those years he, on innumerable occasions, needed a sympathetic and understanding listener to help him unwind, and

WHEREAS, George has publicly admitted that Mrs. Gagos had always shown understanding and sympathy to him at those times when it was most needed.

NOW, THEREFORE, be it resolved by the Council of the City of Modesto that Mrs. George Gagos, Jr. be, and she hereby is congratulated for her outstanding contribution to the betterment of our City by virtue of her understanding attitude during the six years that her husband spent as a member of the Planning Commission of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-559

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN RIVERSIDE NORTH NO. 1 (Valley Construction Company)

WHEREAS, a report has been filed by the Director of Public Works that the construction of water lines in Riverside North No. 1 has been completed by Valley Construction Company

in accordance with the contract agreement dated April 6, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines in Riverside North No. 1

be accepted from said contractor, Valley Construction Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$3,748.70 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-560

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN COFFEE ROAD BETWEEN BRIGGSMORE AND ORANGEBURG

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

SECTION 1. The plans and specifications for INSTALLATION OF water lines in Coffee Road between Briggsmore 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 June 30, 1970 at 10:20 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June 1970, by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-561

A RESOLUTION ACCEPTING THE BID OF SANTA FE ROCK & SAND FOR AGGREGATE BASE MATERIAL AT \$2.20/TON AND DRAIN ROCK AT \$2.20/TON FOR ONE YEAR COMMENCING JULY 1, 1970

WHEREAS, Resolution No. 70-498 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the aggregate base material and drain rock

and authorized the calling for bids, and

WHEREAS, the bids received for the aggregate base material and drain rock were opened at 2:00 P.M. June 9, 1970 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 Fe Rock & Sand in the amount of \$2.20/Ton for aggregate base material and drain rock 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 Fe Rock & Sand in the amount of \$2.20/Ton for aggregate base material and drain rock 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 June, 1970, by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-562

A RESOLUTION ACCEPTING THE BID OF FLINTKOTE COMPANY FOR PLASTER SAND AT \$3.50/TON AND FILLSAND AT \$1.90/TON FOR ONE YEAR COMMENCING JULY 1, 1970

WHEREAS, Resolution No. 70-498 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the plaster sand and fillsand

and authorized the calling for bids, and

WHEREAS, the bids received for the plaster sand and fillsand were opened at 2:00 P.M. June 9, 1970 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 Flintkote Company for plaster sand at \$3.50/Ton and fillsand at \$1.90/Ton be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Flintkote Company for plaster sand at \$3.50/Ton and fillsand at \$1.90/Ton 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 June, 1970, by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-563

A RESOLUTION ACCEPTING THE BID OF PUTNAM SAND & GRAVEL FOR CONCRETE MIX AGGREGATE AT \$2.25/TON FOR ONE YEAR COMMENCING JULY 1, 1970

WHEREAS, Resolution No. 70-498 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the Concrete Mix Aggregate

and authorized the calling for bids, and

WHEREAS, the bids received for the Concrete Mix Aggregate were opened at 2:00 P.M. June 9, 1970 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 Putnam Sand & Gravel for concrete mix aggregate in the amount of \$2.25/Ton be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Putnam Sand & Gravel for concrete mix aggregate in the amount of \$2.25/Ton be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

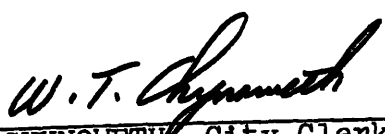
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970, by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-564

A RESOLUTION ACCEPTING THE BID OF PACIFIC CEMENT & AGGREGATES FOR CRUSHED ROCK SCREENING AT \$3.85/TON FOR ONE YEAR COMMENCING JULY 1, 1970

WHEREAS, Resolution No. 70-498 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the Crushed Rock Screening

and authorized the calling for bids, and

WHEREAS, the bids received for the Crushed Rock Screening were opened at 2:00 P.M. June 9, 1970 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 Pacific Cement & Aggregates for Crushed Rock Screening in the amount of \$3.85/Ton be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Pacific Cement & Aggregates for Crushed Rock Screening in the amount of \$3.85/Ton 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 June, 1970, by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-565

A RESOLUTION ACCEPTING THE BID OF KLEMM TRUCKING CO. FOR ANNUAL NEEDS OF READY-MIXED CONCRETE COMMENCING JULY 1, 1970

WHEREAS, Resolution No. 70-496 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the annual needs of Ready-Mixed Concrete

and authorized the calling for bids, and

WHEREAS, the bids received for the annual needs of Ready-Mixed Concrete

were opened at 2:30 P.M. June 9, 1970 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 Klemm Trucking Co. for annual needs of ready-mixed concrete

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Klemm Trucking Co. for annual needs of ready-mixed concrete

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 June, 1970 by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-566

MODIFIED

A RESOLUTION RESOLUTION APPROVING PLANS AND/SPECIFICATIONS AND AUTHORIZING CALL FOR NEW BIDS FOR 41-FOOT PERSONNEL BOOM, TRUCK AND BODY AND REJECTING ALL BIDS OPENED JUNE 2, 1970

WHEREAS, Resolution No. 70-442 adopted by the Council of the City May 11, 1970 approved specifications and authorized the call for bids for a 41-foot personnel boom truck and body for elevated electrical work, said bids to be opened June 2, 1970 at 2:00 P.M.; and

WHEREAS, the Purchasing Officer in a memorandum dated June 10, 1970 has recommended that the bids received for this equipment be rejected and that modified specifications and new bid call be approved;

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

1. All bids received for the 41-foot personnel boom truck and body for elevated electrical work opened June 2, 1970 at 2:00 P.M. are hereby rejected.
2. Modified specifications for a 41-foot personnel boom truck and body for elevated electrical work, copies of which are on file in the office of the City Clerk, are hereby accepted and approved.
3. The City Clerk is hereby authorized to call for public competitive sealed bids for the above project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 30, 1970 at 2:00 P.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.
4. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson was

upon roll call carried and the resolution adopted by
the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-567

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY FOR
INSTALLATION OF WATER LINES IN TULLY MANOR NO. 5

WHEREAS, Resolution No. 70-499 adopted by the Council of the City
of Modesto on May 25, 1970 approved the plans and specifications
for the installation of water lines in Tully Manor No. 5

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in
Tully Manor No. 5

were opened at 10:15 A.M. June 9, 1970 and later tabulated by
the Director of Public Works for the consideration of the Council,
and

WHEREAS, the Director of Public Works has recommended that the bid
of Valley Construction Company in the amount of \$5,668

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Valley Construction Company in the amount of \$5,668

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 15th day of June, 1970,
by Councilman Dixon who moved its adoption, which motion being
duly seconded by Councilman Robinson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor
Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-568

A RESOLUTION ACCEPTING BID OF TURLOCK HOUSE MOVERS IN AMOUNT OF \$575.00 FOR PURCHASE AND REMOVAL OF BUILDING LOCATED AT 538 BODEM STREET

WHEREAS, Resolution 70-501, adopted by the Council of the City of Modesto May 25, 1970 approved the sale of buildings located at 538 and 542-544 Bodem Street, and approved specifications and call for bids for sale and removal of the buildings; and

WHEREAS, the bids received for the sale and removal of the buildings were opened at 2:00 P.M. on June 15, 1970 and tabulated by the Finance Director for the consideration of the Council; and

WHEREAS, oral bids were considered by the Council at 4:10 P.M. June 15, 1970;

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

1. The high bid of Turlock House Movers in amount of \$575.00 for purchase and removal of home located at 538 Bodem Street is hereby accepted.
2. The removal of the home will be completed by July 15, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Robinson,
Simon

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-569

A RESOLUTION ACCEPTING BID OF R. K. LOWE IN AMOUNT OF \$900.00 FOR PURCHASE AND REMOVAL OF BUILDING LOCATED AT 542-544 BODEM STREET

WHEREAS, Resolution No. 70-501, adopted by the Council of the City of Modesto May 25, 1970 approved the sale of buildings located at 538 and 542-544 Bodem Street, and approved specifications and call for bids for sale and removal of the buildings; and

WHEREAS, the bids received for the sale and removal of the buildings were opened at 2:00 P.M. on June 15, 1970 and tabulated by the Finance Director for the consideration of the Council; and

WHEREAS, oral bids were considered by the Council at 4:10 P.M. on June 15, 1970.

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

1. The high bid of R. K. Lowe in amount of \$900.00 for purchase and removal of the home located at 542-544 Bodem Street is hereby accepted.
2. The removal of the home will be completed by July 15, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Robinson, Simon

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-570

A RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING WITH
MODESTO CITY EMPLOYEES' ASSOCIATION


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 dated June 12, 1970 covering wage and fringe benefits, is approved.

BE IT FURTHER RESOLVED that the wage and fringe benefits will become effective as outlined in the Memorandum of Understanding, a copy of which is attached hereto marked "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 June, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH
City Clerk

MEMORANDUM OF UNDERSTANDING

This memorandum of understanding is entered into this 12th day of June, 1970, by and between the representatives of the Modesto City Employees' Association and the City of Modesto Management Representatives, after meeting and conferring in good faith. The following is the understanding which has been reached:

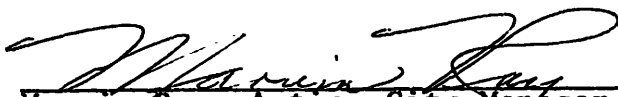
1. Total Wage and Benefit Package. A total of 8.27% will be granted to all employees of the City except safety employees of the Fire Department. The total consists of a basic 6% wage increase, 0.90% for the increase in fringe benefits related directly to the wage increase, and 1.37% for new fringe benefit items set forth in paragraph 3.
2. Wages. An over-all basic wage increase of 6% will be granted.
3. Fringe Benefits.
 - a. Columbus Day shall be a paid holiday for all City employees.
 - b. The City shall continue to pay the employee group medical insurance premium of \$7.07 per month and in addition will pay an amount of \$3.93 per month towards the dependent premium of those who carry dependent medical insurance coverage. The total amount paid by the City in the case of an employee and dependents is not to exceed \$11.00 per month.
 - c. Effective January 1, 1971, the following City recognized holidays will be observed on the dates established under the provisions of the State Code: Columbus Day, Washington's Birthday, Memorial Day, Veterans' Day, and Labor Day.

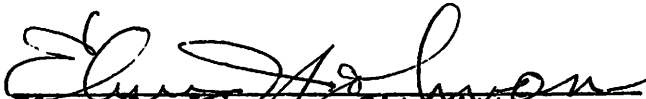
Exhibit "A"

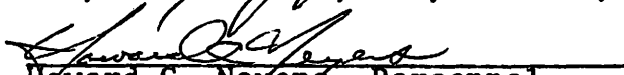
- d. The vacation schedule will provide for 15 work days vacation after 5 years of continuous employment and 20 work days after 15 years of continuous employment.
- e. The maximum number of sick leave days that may be accumulated will increase to 160 days.

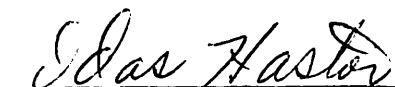
4. Other Provisions.

- a. The City Council and staff will by the 1971 meet and confer sessions study in detail the requests for unlimited sick leave accumulation and partial payment for unused sick leave and also other alternate methods now available, and will be prepared to discuss with the Modesto City Employees' Association either alternate proposals or the requests as presented by the Association on April 15, 1970.
- b. All of the provisions set forth in above paragraphs 2 and 3b shall be effective on June 30, 1970; the remainder of paragraph 3 on July 1, 1970, except as otherwise noted in paragraph 3c.
- c. This memorandum of understanding shall be presented to the Modesto City Council for approval and shall not be binding until so approved.


Marvin Ray, Acting City Manager


Elwyn L. Johnson, City Attorney


Howard C. Neyens, Personnel Officer


Odas Haston, President, Modesto City Employees' Association


Loren Sedore, Member, Negotiating Team

Dated June 12, 1970

MODESTO CITY COUNCIL
RESOLUTION NO. 70-571

A RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING WITH
MODESTO POLICE ASSOCIATION

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 Association dated June 12, 1970 covering wage and fringe benefits, is approved.

BE IT FURTHER RESOLVED that the wage and fringe benefits will become effective as outlined in the Memorandum of Understanding, a copy of which is attached hereto marked "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 June, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH
City Clerk

MEMORANDUM OF UNDERSTANDING

This memorandum of understanding is entered into this 12th day of June, 1970, by and between the representatives of the Modesto Police Association and the City of Modesto Management Representatives, after meeting and conferring in good faith. The following is the understanding which has been reached:

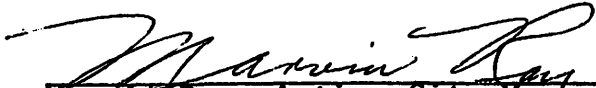
1. Total Wage and Benefit Package. A total of 8.27% will be granted to all employees of the City except safety employees of the Fire Department. The total consists of a basic 6% wage increase, 0.90% for the increase in fringe benefits related directly to the wage increase, and 1.37% for new fringe benefit items set forth in paragraph 3.
2. Wages. An over-all basic wage increase of 6% will be granted.
3. Fringe Benefits.
 - a. Columbus Day shall be a paid holiday for all City employees.
 - b. The City shall continue to pay the employee group medical insurance premium of \$7.07 per month and in addition will pay an amount of \$3.93 per month towards the dependent premium of those who carry dependent medical insurance coverage. The total amount paid by the City in the case of an employee and dependents is not to exceed \$11.00 per month.
 - c. Effective January 1, 1971, the following City recognized holidays will be observed on the dates established under the provisions of the State Code: Columbus Day, Washington's Birthday, Memorial Day, Veteran's Day, and Labor Day.

Exhibit "A"

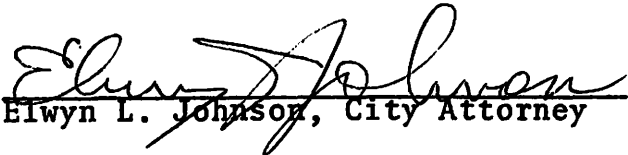
- d. The vacation schedule will provide for 15 work days vacation after 5 years of continuous employment and 20 work days after 15 years of continuous employment.
- e. The maximum number of sick leave days that may be accumulated will increase to 160 days.
- f. The uniform allowance for the classification of Radio Telephone Operator shall be \$7.50 per month, and the uniform allowance for all sworn police personnel below the rank of Chief shall be \$15.00 per month. All sworn personnel will be required to maintain a full uniform and wear it upon request by the Chief of Police.

4. Other Provisions.


- a. The City Council and staff will by the 1971 meet and confer sessions study in detail the requests for unlimited sick leave accumulation and partial payment for unused sick leave and also other alternate methods now available, and will be prepared to discuss with the Modesto Police Association either alternate proposals or the requests as presented by the Association on April 15, 1970.
- b. All of the provisions set forth in above paragraphs 2 and 3b shall be effective on June 30, 1970; the remainder of paragraph 3 on July 1, 1970, except as otherwise noted in paragraph 3c.
- c. This memorandum of understanding shall be presented to the Modesto City Council for approval and shall not be binding until so approved.


Marvin Ray, Acting City Manager


Dave Sundy, Member, Modesto
Police Association


Elwyn L. Johnson, City Attorney


Gary Wiens, Member, Modesto
Police Association


Howard C. Neyens, Personnel
Officer

Dated June 12, 1970

MODESTO CITY COUNCIL

RESOLUTION NO. 70-572

AN AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND AUSTIN, FIELD & FRY FOR ARCHITECTURAL SERVICES FOR DESIGN OF A NEW LIBRARY BUILDING

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to an that the/agreement between the City of Modesto and Austin, Field & Fry dated October 7, 1968 amending Section 3 (e) of said agreement regard-~~fox~~ ing payment of architectural fees (landscaping)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement ^{amendment to} by the designated 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 June 19 70, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-573
AN AMENDMENT TO
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND MEMORIAL HOSPITAL ASSOCIATION AMENDING SEWER SERVICE RATES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the/agreement between the City of Modesto and Memorial Hospital
Association dated July 15, 1968 amending Section 2 of said agreement
~~for~~ pertaining to sewer service rates

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to
by the designated 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
June 1970, by Councilman Dixon, who moved its
adoption, which motion being duly seconded by Councilman Robinson
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor
Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-574

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB, GUTTER AND SIDEWALK AT 217 FLOTO STREET AND 301 SEMPLE STREET (Mr. John V. Marshall - \$840.46)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 6, 1970 , at 4:40 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of cost of installation of curb, gutter and sidewalk at 217 Floto Street and 301 Semple Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970, by Councilman Dixon , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-575

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THOMAS FONTANA, JR. FOR HARVESTING OF WALNUTS ON VARIOUS CITY-OWNED PROPERTIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Thomas Fontana, Jr.

for harvesting of walnuts on various city-owned properties (1970 crop)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 June 19 70, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-576

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS, AND HAROLD GOODMAN, VAUNDA GOODMAN, ROY GOODMAN, AND VAUNDA GOODMAN, AS EXECUTRIX OF THE ESTATE OF MAXINE GOODMAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County, Harold Goodman, Vaunda Goodman, Roy Goodman and Vaunda Goodman, as executrix of the Estate of Maxine Goodman for purchase of land for a sanitary landfill

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 June 1970 , by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-577

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND FRANCES PETERSON FOR WIDENING OF NEEDHAM AVENUE AND ACCEPTING GRANT DEED THEREFOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Frances Peterson

for widening of Needham Avenue

be and it is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED THAT GRANT DEED for right of way is hereby accepted.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970 by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-578

A RESOLUTION APPROVING RENEWAL OF GROUP MEDICAL INSURANCE
CONTRACT WITH CONTINENTAL CASUALTY COMPANY

BE IT RESOLVED BY THE Council of the City of Modesto that renewal of the City of Modesto group accident and health plan (Policy No. 2-G-5190) with Continental Casualty Company for the period July 1, 1970 through June 30, 1971 is hereby approved, with the following benefit increases:

1. Hospital room and board rates payable under the base plan are set at 80% of the local prevailing three bed ward rate, which is presently \$40.00 per day.
2. The fee schedule for physician services, x-ray and laboratory services are increased to reflect current charges being made by physicians.
3. Coverage for physical therapy when prescribed by a physician will be added to the accident rider effective July 1, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-579

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
EMPIRE SANITARY DISTRICT, a MUNICIPAL CORPORATION, REGARDING CONNECTION
CHARGES , AMENDING SECTIONS 7, 8 and 9 THEREOF

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that/the agreement between the City of Modesto and Empire Sanitary
District dated May 19, 1969 is hereby approved, said amendment
~~for~~ amending Sections 7, 8 and 9 of agreement dated May 19, 1969.

~~BE IT FURTHER RESOLVED that the execution of said agreement~~

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
June 19 70, by Councilman Dixon , who moved its
adoption, which motion being duly seconded by Councilman Robinson,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor
Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-580

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,000 FROM WORKING CAPITAL FUND RESERVE APPROPRIATION TO SERVICE DIVISION ACCOUNT FOR GAS, OIL AND LUBRICANTS

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

WORKING CAPITAL - 512

FROM: Reserve Appropriation (60-48)	\$1,000
TO: Gas, Oil and Lubricants (330-48)	\$1,000

(The usage estimated for budget purposes was too low and additional funds are needed to complete the fiscal year)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of June, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-581

A RESOLUTION ACCEPTING THE BID OF GEORGE C. REED, INC. FOR LIQUID ASPHALT FOR A ONE YEAR TERM BEGINNING JULY 1, 1970

WHEREAS, Resolution No. 70-497 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the Liquid Asphalt

and authorized the calling for bids, and

WHEREAS, the bids received for the Liquid Asphalt were opened at 2:15 P.M. June 9, 1970 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 George C. Reed, Inc.

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 C. Reed, Inc.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970 by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-582

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN COFFEE TERRACE NO. 2

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

SECTION 1. The plans and specifications for installation of Water Lines in Coffee Terrace No. 2

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 7, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-583

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWERS IN COFFEE TERRACE NO. 2 SUBDIVISION

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

SECTION 1. The plans and specifications for construction of Subtrunk Sewers in Coffee Terrace No. 2 Subidvision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 7, 1970 at 10:00 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 at its next regular meeting.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June 19 70, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-584

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION FOR INSTALLATION OF WATER LINES IN GREENFIELD VILLAGE NO. 1

WHEREAS, Resolution No. 70-526 adopted by the Council of the City of Modesto on June 1, 1970 approved the plans and specifications for the installation of Water Lines in Greenfield Village No. 1

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of Water Lines in Greenfield Village No. 1

were opened at 10:00 A.M. June 16, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction Co. in the amount of \$3,946.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction Co. in the amount of \$3,946.40

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

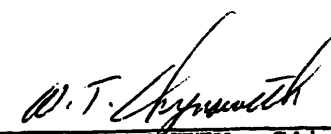
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-585

A RESOLUTION ACCEPTING THE BID OF MODESTO INDUSTRIAL ELECTRICAL COMPANY FOR LAMPS FOR A PERIOD OF ONE YEAR BEGINNING JULY 1, 1970

WHEREAS, Resolution No. 70-524 adopted by the Council of the City of Modesto on June 1, 1970 approved the plans and specifications for the Lamps

and authorized the calling for bids, and

WHEREAS, the bids received for the Lamps

were opened at 2:00 P.M. June 16, 1970 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 Industrial Electrical Company

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 Industrial Electrical Company

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-586

A RESOLUTION AUTHORIZING SALE OF BUILDINGS LOCATED AT 716 LUCERN AND 101 HACKBERRY AND APPROVING SPECIFICATIONS AND CALL FOR BIDS FOR SALE AND REMOVAL OF BUILDINGS (NEEDHAM STREET WIDENING) (BODEM-SUNRISE CONNECTION)

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

SECTION 1. The sale of city-owned buildings located at 716 Lucern and 101 Hackberry is hereby authorized.

SECTION 2. Specifications for the sale and removal of the buildings, copies of which are on file in the office of the City Clerk, are hereby accepted and approved.

SECTION 3. 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, Modesto, California, on July 13, 1970 at 2:00 P.M.

SECTION 4. Oral bids for the sale and removal of the buildings will be received by the City Council at its July 13, 1970 meeting at 7:40 P.M.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-587

RESOLUTION WAIVING FORMAL BID REQUIREMENTS AND AUTHORIZING THE
PURCHASE OF RADIO TELEPHONE RECORDER FROM DICTAPHONE CORPORATION

WHEREAS, a recording machine for recording telephone and
radio communications for police and fire service is needed; and

WHEREAS, the purchasing officer in a memorandum dated
June 18, 1970 has recommended the purchase of a Model 082-A dicta-
phone dual transport 8 channel recorder from Dictaphone Corpora-
tion for a total cost of \$3,990, which price includes all taxes,
transportation charges and installation; and

WHEREAS, said price has been negotiated at a considerable
savings to the City; and

WHEREAS, the purchasing officer has recommended that formal
bid procedure be waived.

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

1. Formal bid requirements for the purchase of a Model 082-A
dictaphone are hereby waived.
2. Purchase of a Model 082-A dictaphone, dual transport 8
channel recorder from Dictaphone Corporation, Stockton, California
for a total cost of \$3,990 (which includes all taxes, transporta-
tion charges and installation) is hereby approved.

The foregoing resolution was introduced at a regular meeting
of the council of the City of Modesto held on the 22nd day of
June, 1970 by Councilman Mitchell , who moved its adoption,
which motion being duly seconded by Councilman Newton was
upon roll call carried and the resolution adopted by the follow-
ing vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-588

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (GREENFIELD ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on May 11, 1970, duly adopted Resolution No. 70-456 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 55 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, June 22, 1970, at the hour of 7:45 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 55 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 55 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 55, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 55, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

22nd day of June, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by Coun-
cilman Robinson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By O. A. Hasegood
Public Works Department

R.M.
5-14-70

Greenfield Addition

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lots 7, 10, 15 and 18 of the BROUGHTON COLONY TRACT as per map filed March 17, 1904 in Volume 1, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 30, 1965 as Instrument 12390, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (176), South $89^{\circ} 59'$ West, 1335.52 feet, to a point on the Eastern line of the LORENZEN ADDITION (121), as per description filed June 27, 1961 as Instrument 20145, Stanislaus County Records, said point also being the Western line of a 40 foot public road known as Rose Avenue; thence along the Easterly lines of said Addition (121) and the CRESTVIEW NO. 3 ADDITION (154), as per description filed May 14, 1963 as Instrument 18495, Stanislaus County Records, North $00^{\circ} 37'$ West, 480.25 feet, to the Northeast corner of said Addition (154); thence along the Southern line of the LIBERINI ADDITION (170), as per description filed January 15, 1965 as Instrument 1768, Stanislaus County Records, South $89^{\circ} 45' 23''$ East, 20.00 feet, to the Southwest corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965 as Instrument 28973, Stanislaus County Records, said corner also being on the center line of Rose Avenue which is also the North-South quarter line of Section 22; thence along a Southern line of said Addition (179), South $89^{\circ} 45' 23''$ East, 20.00 feet, to a Southeast corner of said Addition (179); thence along the Eastern line of Rose Avenue and Eastern line of said Addition (179), North $00^{\circ} 37'$ West, 1153.35 feet, to a point on the Southern line of said Addition (179); thence along a Southern line of said Addition (179), North $89^{\circ} 52' 45''$ East, 1292.88 feet, to the Southeastern corner of said Addition (179); thence along the Eastern lines of Lots 7, 10, 15 and 18 of the Broughton Colony Tract, South $00^{\circ} 42' 30''$ East, 1635.80 feet to the Northeastern corner of the Rose Avenue School Addition (176), to the point of beginning, containing 49.004 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-589

resetting
A RESOLUTION ~~SETTING~~ THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE
COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 7-4-9
OF THE ZONING MAP

WHEREAS, the Modesto City Planning Commission held a public hearing on
May 20, 1970 , in the Council Chambers, City Hall, for the purpose
of considering an amendment to Section 7-4-9 of the zoning map to rezone
from One-Family Residential Zone, R-1 to Planned Development Zone, P-D,
the following described property:

See Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral
and documentary on the proposed amendment, adopted Resolution No. 70-66
recommending to the Council that rezoning of the property described above
is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that a public hearing on the proposed amendment to Section 7-4-9 of the
Zoning Map be^eset for July 13, 1970 at 7:55 P.M. in the Council
Chambers, City Hall, 801 11th Street, Modesto, California, to consider the
proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 22nd day of June , 1970 ,
by Councilman Simon , who moved its adoption, which motion being
duly seconded by Councilman Newton , was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that certain real property situate in the Southeast Quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

BEGINNING at the Southeast corner of Lot 16, Block 3065 of Riviera Heights No. 2 according to the Official Map thereof, recorded in Volume 21 of Maps at Page 11, Stanislaus County Records, said corner being on the West line of 60 foot wide Sutter Avenue as shown in Book 7 of Parcel Maps at Page 96, Stanislaus County Records; thence South $0^{\circ} 10'$ West along said West line of Sutter Avenue 347.13 feet to the Northeast corner of Parcel A of said Parcel Map; thence along the boundary of said Parcel A the following three courses: South $89^{\circ} 36'$ West 322.00 feet, North $0^{\circ} 10'$ East 50.00 feet, and South $89^{\circ} 36'$ West 567.25 feet to the Northwest corner of said Parcel A; thence North $0^{\circ} 24'$ West 90.04 feet; thence North $7^{\circ} 31' 30''$ West 80.62 feet; thence North $0^{\circ} 24'$ West 123.77 feet to the Southwest corner of Lot 6, Block 3062 of said Riviera Heights No. 2; thence along the Southerly boundary of said Riviera Heights No. 2 the following eight courses: North $89^{\circ} 36'$ East 472.00 feet, North $0^{\circ} 24'$ West 34.54 feet, North $89^{\circ} 36'$ East 99.84 feet, South $89^{\circ} 50'$ East 97.00 feet, North $88^{\circ} 17' 17''$ East 50.03 feet, South $89^{\circ} 50'$ East 93.00 feet, South $0^{\circ} 10'$ West 29.60 feet, and South $89^{\circ} 50'$ East 90.64 feet to the point of beginning.

INCLUDING also, the easterly one-half of Marseille Lane immediately adjacent to the west line of the above described property.

And also, the westerly 30 feet of Sutter Avenue immediately adjacent to the east line of said described property.

CONTAINING 6.690 acres net.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-590

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF RONALD BERRYHILL FROM THE FARM-CITY ADVISORY COMMITTEE

WHEREAS, Ronald W. Berryhill was appointed a member of the Farm-City Advisory Committee on April 12, 1965; and

WHEREAS, Mr. Berryhill has tendered his resignation from the Farm-City Advisory Committee effective June 22, 1970; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Mr. Berryhill from the Farm-City Advisory Committee is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Mr. Berryhill 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 22nd day of June, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-591

A RESOLUTION APPROVING MEMORANDUM OF UNDERSTANDING WITH
FIRE FIGHTERS ASSOCIATION

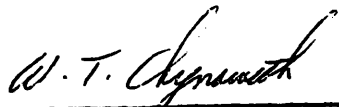
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Memorandum of Understanding between the City of Modesto and Modesto City Fire Fighters' Association dated June 19, 1970 covering wage and fringe benefits, is hereby approved.

BE IT FURTHER RESOLVED that the wage and fringe benefits will become effective as outlined in the Memorandum of Understanding, a copy of which is attached hereto marked Exhibit A".

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH
City Clerk

This memorandum of understanding is entered into this 19th day of June, 1970, by and between the representatives of the Modesto City Fire Fighters' Association and the City of Modesto Management Representatives, after meeting and conferring in good faith. The following is the understanding which has been reached:

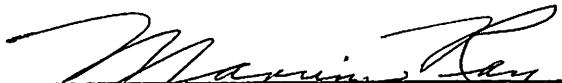
1. Total Wage and Benefit Package. A total of 10.57% will be granted to all safety employees of the City Fire Department. The total consists of a basic 8% wage increase, 1.20% for the increase in fringe benefits related directly to the wage increase, and 1.37% for new fringe benefit items set forth in paragraph 3.
2. Wages. An over-all basic wage increase of 8% will be granted.
3. Fringe Benefits.
 - a. Columbus Day shall be a paid holiday for all City employees.
 - b. The City shall continue to pay the employee group medical insurance premium of \$7.07 per month and in addition will pay an amount of \$3.93 per month towards the dependent premium of those who carry dependent medical insurance coverage. The total amount paid by the City in the case of an employee and dependents is not to exceed \$11.00 per month.
 - c. Effective January 1, 1971, the following City recognized holidays will be observed on the dates established under the provisions of the State Code: Columbus Day, Washington's Birthday, Memorial Day, Veterans' Day, and Labor Day.
 - d. The vacation schedule will provide for 21 calendar days vacation after 5 years of continuous employment and 28 calendar days after 15 years of continuous employment.

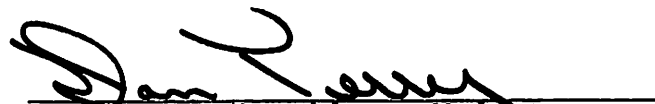
Exhibit "A"

- e. The maximum number of sick leave days that may be accumulated will increase to 160 days.
- f. The uniform allowance for all sworn fire personnel will be \$7.50 per month except those persons who are required to wear dress uniform by reason of duty assignment or rank will receive a monthly uniform allowance of \$12.50. The Fire Department rules will be changed to provide that unless required by duty assignment or rank, members of the department will not be required to maintain a dress uniform.

4. Other Provisions.


- a. All of the provisions set forth in above paragraphs 2 and 3b shall be effective on June 30, 1970; the remainder of paragraph 3 on July 1, 1970, except as otherwise noted in paragraph 3c.
- b. This memorandum of understanding shall be presented to the Modesto City Council for approval and shall not be binding until so approved.


 Marvin Ray, Deputy City Manager


 Dan Terry, President, Modesto
 City Fire Fighters Association


 Elwyn L. Johnson, City Attorney


 Harry Ciruolo, Member, Negotiating
 Team


 Howard C. Neyens, Personnel
 Officer

Dated June 19, 1970

*6/19/70 - H.C. Atty
 1.7.70 - M. Ray*

MODESTO CITY COUNCIL
RESOLUTION NO. 70-592

A RESOLUTION AFFIRMING SUPPORT OF HONOR AMERICA DAY TO BE OBSERVED
JULY 4, 1970

WHEREAS, our great nation today is involved with and confronted with the most critical, most difficult and most perplexing problems, both foreign and domestic, in its proud and independent history; and

WHEREAS, we are now approaching the 194th anniversary of the first declaration of our national principles of freedom and liberty; and

WHEREAS, this cherished tradition of expressing pride and patriotism in our nation has become both a tradition and a moving force in guiding us toward solutions to our national problems,

NOW, THEREFORE, BE IT RESOLVED that the Modesto City Council hereby affirms its support of HONOR AMERICA DAY to be observed on July 4, 1970, and urges all of the citizens of Modesto to unite in this special celebration of American spirit and respect for individual liberty; and

BE IT FURTHER RESOLVED that the Council of the City of Modesto supports an effort to encourage the traditional ringing of bells, sounding of sirens, and other appropriate devices for three minutes beginning at 2:00 P.M. on July 4, 1970, as a positive indicator of the rededication of the people of Modesto to the precepts of unity and support and patriotism in this great land.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-593

A RESOLUTION APPROVING SUBSTITUTION OF LISTED SUBCONTRACTOR
AT MODESTO-STANISLAUS COUNTY LIBRARY CONSTRUCTION PROJECT

WHEREAS, Acme Construction Company has requested permission to substitute Hansen's Inc. for George F. Schuler, Inc. to handle the plumbing subcontract at the Modesto-Stanislaus County library construction project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Acme Construction Company to substitute Hansen's Inc. for George F. Schuler, Inc. as the plumbing subcontractor at the Modesto-Stanislaus County library construction project, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: COUNCILMEN: Dixon, Mitchell, Newton, Robinson,
Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-594

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND OPAL STOCKTON FOR SEWER SERVICE AT 1304 HOLM AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Opal Stockton for Sewer Service at 1304 Holm 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 June 19 70, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-595

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALBERTA CADWELL FOR SEWER SERVICE AT 1402 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Alberta Cadwell for Sewer Service at 1402 Garden Avenue

be, and it is hereby approved.

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

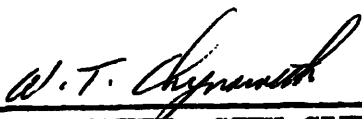
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-596

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
AUGUST SOMMERFELD FOR SEWER SERVICE AT 2955 LINCOLN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and August Sommerfeld
for Sewer Service at 2955 Lincoln Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
June 1970, by Councilman Mitchell, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-597

A RESOLUTION APPROVING THE FINAL MAP OF THE
COFFEE TERRACE NO. 2 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger,
husband and wife, and Harley D. Brannan and Norma Brannan, husband
and wife, individuals,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 9.85 acres, known as the
Coffee Terrace No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 17th day of February,
1970, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Coffee Terrace No. 2
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Coffee Terrace No. 2
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Two Thousand, Two
Hundred Seventy and 20/100ths (\$2,270.20) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Sixty-Two
Thousand, Three Hundred and no/100ths (\$62,300.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 19 70, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-598

A RESOLUTION AUTHORIZING REMOVAL OF DRIVEWAY ON E STREET NEAR
14TH STREET REDUCING ASSESSMENT AGAINST PROPERTY IN AMOUNT OF
\$59.50

WHEREAS, a driveway was recently installed, along with curb
and gutter, on property located at 501 E. Street in connection
with the City's sidewalk, curb and gutter program; and

WHEREAS, the owner of the property, Stella Marshall, has re-
quested that the driveway be removed inasmuch as it was constructed
without her approval; and

WHEREAS, Mrs. Marshall has agreed to a reduction of \$59.50
on the lien assessed against her property for the cost of con-
structing curb, gutter and driveway at 501 E Street, the total
lien being in the amount of \$300.50, filed in the office of the
Stanislaus County Recorder November 25, 1969, Instrument No. 38851,
Vol. 2303, page 648;

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

1. The staff is authorized to remove the driveway at 501 E Street,
and cause curb and gutter to be installed in its place, at no cost
to Mrs. Marshall.
2. Reduction of the lien assessed against the property in amount
of \$59.50 is hereby approved.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of June,
1970 by Councilman Mitchell who moved its adoption, which motion
being duly seconded by Councilman Newton, was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-599

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND BILLIE M. AND JOSEPH A. SALETTA FOR WIDENING OF NEEDHAM AVENUE, PROJECT NO. 56-10, AND ACCEPTING GRANT DEED THEREFOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Billie M. and Joseph A. Saletta

for widening of Needham Avenue

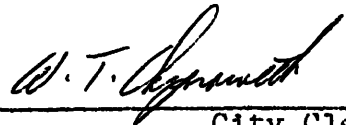
be and it is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED THAT GRANT DEED for right of way is hereby accepted. The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970 by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: _____



City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-600

A RESOLUTION APPROVING REQUEST OF CIVITAN CLUB AND MILL MINDERS GO-KART CLUB TO CONDUCT GO-KART RACES ON A PORTION OF CITY STREETS ON JULY 5, 1970

WHEREAS, the Civitan Club and Mill Minders Go-Kart Club has requested permission to conduct go-cart races on city streets on July 5, 1970 .

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Civitan Club and Mill Minders Go-Kart Club to conduct go-kart races on a portion of city streets on July 5, 1970 is approved, subject to the following conditions:

1. That the races be conducted between the hours of 12:00 noon and 6:00 P.M. along the course approved by the Chief of Police, as indicated on the attached sketch marked Exhibit "A";
2. That observers equipped with radio communications be spaced around the race course to report any accident or need for an ambulance;
3. That the sponsors provide for standby ambulance service during the entire race;
4. That all competition held during the conduct of this event and all competitors participating comply fully with formula "T.C." Competition Regulations, as established by the International Kart Federation;
5. That the sponsors be responsible for the cleaning of the parking lots at 12th and I Streets and the Court House lawn of any debris deposited during the time of the races;
6. That the City be reimbursed for any damage which may occur to the parking lots or city streets;
7. That the City be held harmless from and against any and all costs, damages and liability arising out of the use of City Streets and other City property during the conduct of this event.

8. That the sponsors of the event furnish the City Clerk a policy or certificate of insurance evidencing public liability and property damage insurance in following amounts: public liability insurance in an amount not less than \$100,000 for injuries including wrongful death to any one person, and subject to the same limits for each person in an amount not less than \$300,000 on account of one accident, and property damage insurance in an amount not less than \$50,000. The policy of insurance shall contain a contractual liability endorsement covering the liability assumed by the sponsor by the terms of the permit, and shall contain a provision that the policy may not be cancelled except after ten days' notice in writing to the City Clerk, City of Modesto.

9. That adequate barriers of baled straw be placed along the entire race course in such a manner to prevent or minimize the possibility of a vehicle leaving the race course and injuring persons or property;

10. That a sufficient number of "marshalls" be provided to assist the Police Department in keeping spectators from the race course.

BE IT FURTHER RESOLVED that the City Clerk shall furnish the sponsors with a copy of this resolution. Sponsors shall file a written acceptance of this resolution and evidence of the required insurance with the City Clerk, and no right shall be conferred hereby until said acceptance and evidence of the required insurance is filed.


BE IT FURTHER RESOLVED that the City of Modesto will provide the following:

1. Adequate barricades to keep vehicular traffic from entering onto the race course during the event.
2. Allow sponsors of the race to use the parking lots located at 12th and I Streets for parking and "Pit Area" during the time of the race.

3. The Modesto Police Department will furnish eight reserve police officers to assist in crowd and traffic control during the event.

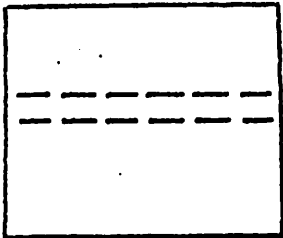
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

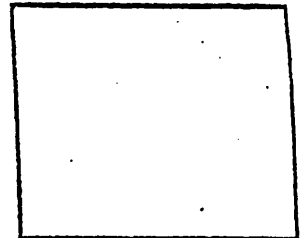
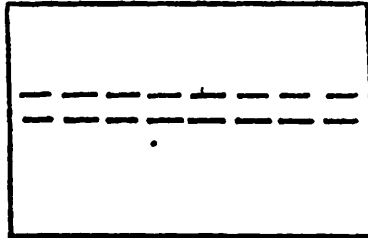

W. T. CHYNOWETH
City Clerk

July 5, 1970

13TH ST.



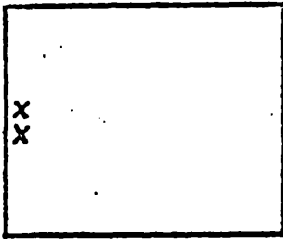
XXXX



XX **2**

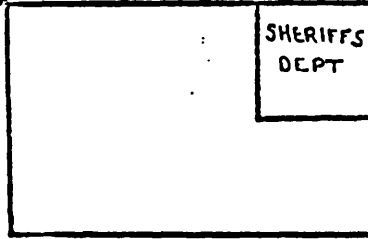
XXXXX

12TH ST.



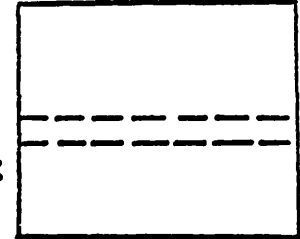
(A)

(F)



XXXXX

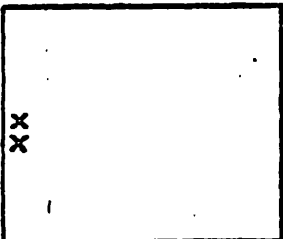
1



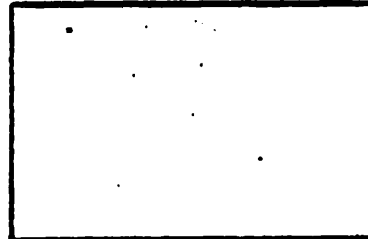
XXXXX

XXXXX

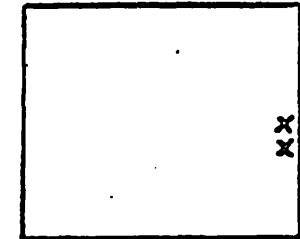
11TH ST.



(B)



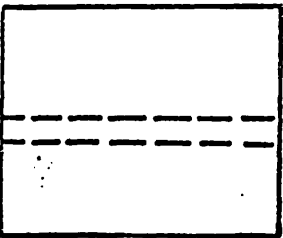
(E)



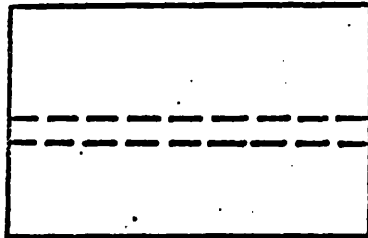
(D)

XXXXX

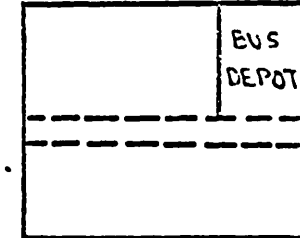
10TH ST.



XXXXX



XXXXX



XXXXX
XX

J ST.

I ST.

H ST.

G ST.

9TH ST.

- X Barricade
- 1** Detour Sign
- 2** Do not enter sign
- (A)-(F) Race Course

Exit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-601

A RESOLUTION CHANGING THE NAME OF THAT PORTION OF NORTHERN BOULEVARD WHICH IS WITHIN THE CITY OF MODESTO BETWEEN PRESCOTT ROAD AND THE EAST CITY LIMITS TO BRIGGSMORE AVENUE.

WHEREAS, Northern Boulevard exists as a partially developed right-of-way adjacent to M. I. D. Lateral #3, between Prescott Road and the east city limits line, and

WHEREAS, it is proposed that Northern Boulevard be developed in conjunction with Briggsmore Avenue as an east-west expressway extending from Prescott Road to east of the City of Modesto, and

WHEREAS, it is desirable for purposes of signing, identification, and mapping that a single name be adopted for the proposed expressway alignment, and

WHEREAS, Briggsmore Avenue has been suggested as a single name for the expressway route because it is an older, more established street name in the community and fewer street addresses would be affected by changing the name of Northern Boulevard, and

WHEREAS, the proposed name change has been referred to the Stanislaus County Planning Department, the Postmaster, local utility companies, and affected City departments and no objections have been received, and

WHEREAS, it is anticipated that a corresponding street name change will be adopted by Stanislaus County for that portion of Northern Boulevard which is outside of the city, and

WHEREAS, the Planning Commission has recommended by Resolution No. 70-86, adopted on June 16, 1970, that that portion of Northern Boulevard which is within the City of Modesto between Prescott Road and the east city limits be renamed Briggsmore Avenue,

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

1. That the street name of that portion of Northern Boulevard which is within the City of Modesto between Prescott Road and the east city limits be changed to 'Briggsmore Avenue'.
2. That the Director of Parking and Traffic be directed to erect street name signs accordingly.
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 22nd day of June, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-602

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (ROBERT P. BOMBERGER)

WHEREAS, the Modesto City Planning Commission held a public hearing on June 16, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to rezone from Planned Development Zone P-D (36) to Professional Office Zone, P-0 and to Multiple-Family Residential Zone, R-3, and from Multiple-Family Residential zone, R-3 to Professional Office Zone, P-0, the following described property:

See Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-82 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for July 13, 1970 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ^{22nd}~~12~~ day of June, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All those portions of Lots 1 and 2, Block 12854, of Coffee Plaza No. 2, according to the Official Map thereof, filed for record in the office of the County Recorder of Stanislaus County, State of California, in Volume 21 of Maps, at Page 73, and more particularly described as follows:

P-D(36) to P-0

Beginning at the northwest corner of Coffee Plaza No. 2 said point being at the west one-quarter corner of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence along the west line of said Section 15 South $0^{\circ} 53'$, East 340.00 feet; thence north $89^{\circ} 45' 50''$ East 310.02 feet; thence North $0^{\circ} 53'$ West 340.00 feet to a point on the northerly line of Coffee Plaza No. 2; thence along the northerly line of Coffee Plaza No. 2 South $89^{\circ} 45' 50''$ West 310.02 feet to the northwest corner of Coffee Plaza No. 2 being the point of beginning.

Containing 2.264 acres gross.

P-D(36) to R-3

Commencing at the northwest corner of Coffee Plaza No. 2 said point being on the west one-quarter corner of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence along the northerly line of Coffee Plaza No. 2 North $89^{\circ} 45' 50''$ East 310.02 feet to the true point of beginning of this description; thence along the northerly line of Coffee Plaza No. 2 North $89^{\circ} 45' 50''$ East 632.98 feet to a point on the centerline of Vera Cruz Drive; thence along the centerline of Vera Cruz Drive South $0^{\circ} 53'$ East 297.00 feet to the beginning of a curve concave to the East; thence along the arc of said curve having a radius of 900.00 feet, through a central angle of $2^{\circ} 44' 21''$ a distance of 43.03 feet; thence South $89^{\circ} 45' 50''$ West 634.01 feet; thence North $0^{\circ} 53'$ West 340.00 feet to the true point of beginning.

Containing 4.941 acres.

Multi-family R-3 to P-0

Beginning at the point of intersection of the centerline of Celeste Drive with the centerline of Coffee Road; thence south $89^{\circ} 07'$ West 17.18 feet to the west line of said Section 15, thence North $0^{\circ} 53'$ West along the said west line of Section 15, 599.30 feet to a point which is located on said Section line 340.00 feet south $0^{\circ} 53'$ East of west one-quarter corner of Section 15 thence North $89^{\circ} 45' 50''$ East 310.02 feet; thence South $0^{\circ} 53'$ East 586.90 feet to the centerline of Celeste Drive; thence along the arc of curve concave to the north with a radius of 1800.00 feet, through a central angle of $5^{\circ} 46' 05''$ a distance 181.21 feet; thence South $89^{\circ} 07'$ West along the centerline of Celeste Drive 111.93 feet to the point of beginning.

Containing 3.977 acres.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-603

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED BUILDING ADDITION AND REVISED PLOT PLAN FOR PLANNED DEVELOPMENT ZONE P-D (20) (PROFESSIONAL PARK BUILDING, A PARTNERSHIP)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 20, 1970 at 4:15 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 pro-building addition of 370 square feet and revised plot plan showing a total parking of 87 spaces, for Planned Development Zone P-D(20) property located at the southwest corner of College Avenue and Pearl Street.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, ^{Robinson,} Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-604

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,500 FOR SERVICE DIVISION EQUIPMENT PARTS (\$1,500) AND BOOM TRUCK WITH PERSONNEL BASKET (\$3,000)

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

WORKING CAPITAL - 512

FROM: Reserve Appropriation (60-48)	\$4,500
TO: Equipment Parts (332-48)	\$1,500
Trk/Boom/Pers. Basket (5433-48)	\$3,000

(Equipment Parts has been adversely affected by substantial increases in the price of parts, also major overhauls on certain specialized equipment and accidents. It is anticipated that the boom truck with personnel basket will be some \$3,000 higher than the amount budgeted.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970, by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-605

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,610 FOR AIRPORT FIRE INSURANCE 1969-70 PREMIUM

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

AIRPORT FUND - 230

FROM: General Reserve (60-46)	\$2,610
TO: Fire Insurance (413-46)	\$2,610

(To provide additional funds for Airport Fire Insurance based on premium estimate furnished by the carrier)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of June, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-606

A RESOLUTION APPOINTING MEMBERS TO THE LIBRARY AND CULTURE COMMISSION OF THE CITY OF MODESTO (ROBERT STUART AND ROY H. HALL)

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 Library and Culture Commission for a term ending January 1, 1974:

Robert Stuart
2535 River Road
Modesto, CA

Roy H. Hall
1029 Hackberry Avenue
Modesto, CA

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Library and 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 22nd day of June, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
Resolution No. 70-607

A RESOLUTION FORMALIZING THE CREATION OF THE CERES-MODESTO
LIAISON COMMITTEE

BE IT RESOLVED by the Council of the City of Modesto
that the creation of the Ceres-Modesto Liaison Committee is
hereby approved.

BE IT FURTHER RESOLVED that the Committee representatives
of the City of Modesto will consist of the following:

The Mayor

One Councilman for a one-year term

City Manager

Director of Planning

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
22nd day of June, 1970 by Councilman Mitchell, who moved
its adoption, which motion being duly seconded by Council-
man Robinson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH
City Clerk

(following the adoption of the above resolution,
Mayor Davies appointed Councilman Lawrence Robinson,
Jr. as the Council representative, with Vice Mayor
Mitchell as alternate member)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-608

A RESOLUTION WAIVING FORMAL BID PROCEDURE FOR PURCHASE OF
CHRISTMAS DECORATIONS FOR DOWNTOWN AREA

BE IT RESOLVED by the Council of the City of Modesto that formal bid procedure for the purchase of Christmas decorations for the downtown area is hereby waived.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-609

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,000 FOR CHRISTMAS
DECORATIONS FOR DOWNTOWN IMPROVEMENT DISTRICT

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

DOWNTOWN IMPROVEMENT DISTRICT (218)

FROM: Beautification (5399)	\$12,000
TO: Christmas Decorations (5398)	\$12,000

(For purchase of new Christmas decorations authorized by
Council on 7-6-70)

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-610

A RESOLUTION ACCEPTING CONSTRUCTION OF SEWERAGE WORKS IMPROVEMENT
PROJECT UNIT NO. 6, EAST INTERCEPTING SEWER

WHEREAS, a report has been filed by the Director of Public Works that the construction of Sewerage Works Improvement Project Unit No. 6, East Intercepting Sewer, has been completed by Great Western Pipeline Co., Inc. in accordance with the contract agreement dated February 4, 1969; and

WHEREAS, partial completion of Project Unit No. 6 was accepted by the Council of the City of Modesto on March 16, 1970 with the paving of Seventh Street between C and J Streets remaining to be done; and


WHEREAS, the remainder of the work connected with Project Unit No. 6, East Intercepting Sewer was completed by Great Western Pipeline Co., Inc., on June 24, 1970.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the construction of Sewerage Works Improvement Project Unit No. 6, East Intercepting Sewer be accepted from said contractor, Great Western Pipeline Co., Inc.; that notice of completion be filed with the Recorder of Stanislaus County, and that payment of amounts due in the amount of \$554,550.37 as provided in the contract be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-611

A RESOLUTION ACCEPTING COMPLETED CONSTRUCTION OF SEWERAGE WORKS
IMPROVEMENT PROJECT UNIT NO. 9, SCENIC-SONOMA TRUNK SEWER

WHEREAS, a report has been filed by the Director of Public Works that the construction of Sewerage Works Improvement Project Unit No. 9, Scenic-Sonoma Trunk Sewer, has been completed by Stockton Construction Company; and

WHEREAS, Sewerage Works Improvement Project Unit No. 9 was accepted as partially complete by the Council of the City of Modesto on March 2, 1970 with the exception of the finish of paving on Lakewood and Orangeburg Avenues; and

WHEREAS, the Director of Public Works in a memorandum dated June 29, 1970 has indicated that all work in connection with Project Unit No. 9 was completed by the contractor on June 19, 1970.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the construction of Sewerage Works Improvement Project Unit No. 9, Scenic-Sonoma Trunk Sewer, is hereby accepted from said contractor, Stockton Construction Company, as complete; that notice of completion be filed with the Recorder of Stanislaus County, and that payment of amounts due in the amount of \$698,979.54 as provided in the contract, be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-612

A RESOLUTION ACCEPTING PARTIAL CONSTRUCTION OF SEWERAGE WORKS
IMPROVEMENT PROJECT UNIT NO. 3, WASTEWATER OXIDATION PONDING
SYSTEM

WHEREAS, a report has been filed by the Director of Public Works that the partial construction of Sewerage Works Improvement Project Unit No. 3, Wastewater Oxidation Ponding System has been completed by C. Norman Peterson Co., excepting the removal of drainage pipes through the San Joaquin River levee, in accordance with the contract agreement dated February 4, 1969.

NOW, THEREFORE, BE IT RESOLVED that the partial construction of Sewerage Works Improvement Project Unit No. 3, Wastewater Oxidation Ponding System, be accepted from said contractor, C. Norman Peterson Co., excepting the removal of drainage pipes through the San Joaquin River levee which remains to be done by said contractor; that notice of completion be filed with the Recorder of Stanislaus County, and that payment of amounts due as provided in the contract, be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.70-613

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WELL NO. 37

WHEREAS, a report has been filed by the Director of Public Works that the construction of Well No. 37

has been completed by Osterberg & Stewart

in accordance with the contract agreement dated February 9, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Well No. 37

be accepted from said contractor, Osterberg & Stewart

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$5,943.50 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 6th day of July 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-614

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN GREENWOOD ESTATES NO. 3 AND TOWN & COUNTRY TERRACE NO. 1

WHEREAS, a report has been filed by the Director of Public Works that the construction of water lines in Greenwood Estates No. 3 and Town & Country Terrace No. 1 has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated May 11, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines in Greenwood Estates No. 3 and Town & Country Terrace No. 1 be accepted from said contractor, Industrial Electrical Co.

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$4,463.69 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION FOR INSTALLATION OF WATER LINES IN COFFEE ROAD, BRIGGSMORE TO ORANGEBURG

WHEREAS, Resolution No. 70-560 adopted by the Council of the City of Modesto on June 15, 1970 approved the plans and specifications for the installation of water lines in Coffee Road, Briggsmore to Orangeburg

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in Coffee Road, Briggsmore to Orangeburg were opened at 10:20 A.M. June 30, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Workshas recommended that the bid of Valley Construction in the amount of \$5,115

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction in the amount of \$5,115

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 July, 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-616

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF THE/TAXIWAY OVERLAY, 4000' RUNWAY, MODESTO CITY-COUNTY AIRPORT
REMAINING 2000' of THE

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

SECTION 1. The plans and specifications for construction of the remaining 2000' of the /Taxiway Overlay, 4000' runway, 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 July 21, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-617

A RESOLUTION ACCEPTING THE BID OF SHELL OIL CO. TO FURNISH TRUCK AND TRAILER LOADS OF REGULAR GASOLINE AND TEXACO, INC. TO FURNISH TANK TRUCK LOADS OF REGULAR GASOLINE - FISCAL YEAR 1970-71

WHEREAS, the Council of the City of Modesto by motion on April 27, 1970 approved the joint city-county purchase of the City's annual gasoline needs and authorized the calling for bids; and

WHEREAS, the Purchasing Officer has recommended that the bids of Shell Oil Co. for truck and trailer loads and Texaco, Inc. for tank truck loads be accepted as the lowest responsible bids.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bids of Shell Oil Co. for truck and trailer loads (.1822/gal.) and Texaco, Inc. for tank truck loads (400 gals and up .202/gal, 200-399 gals at .212/gal, 50-199 gals at .232/gal.) be accepted as the lowest responsible bids, and the execution of a contract 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 July, 1970, by Councilman Robinson, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-618

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (SYLVAN SCHOOL ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on May 18, 1970, duly adopted Resolution No. 70-474 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 56 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, July 6, 1970, at the hour of 4:15 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 56 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 56 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 56, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 56, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

6th day of July, 19⁷⁰, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Rosewood
Public Works Department

R. A. Rosewood
5-14-30

SYLVAN SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 9, 10, and 15, 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 South-eastern corner of the WALNUT ACRES ADDITION (157) as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being on the intersection of the South line of Section 9, which is also the center line of a 60 foot public road known as Rumble Road, and the Western line of a 40 foot public road known as Coffee Road; thence along said Western line and existing City Limits, North $00^{\circ} 47' 20''$ West, 25.01 feet, to a Northern line of said Addition (157); thence South $89^{\circ} 33' 50''$ East, 20.00 feet to the center line of Coffee Road which is also the section line common to Sections 9 and 10; thence along said section line, North $00^{\circ} 47' 20''$ West, 386.04 feet; thence North $89^{\circ} 35' 10''$ East, 2624.88 feet, to the North-South quarter section line of Section 10; thence along said quarter section line, South $00^{\circ} 53' 20''$ East, 412.22 feet, to the South quarter corner of said Section 10; thence along the South line of Section 10, South $89^{\circ} 36' 50''$ West, 1435.60 feet, to the Northeastern corner of the property conveyed to the City of Modesto by deed recorded June 27, 1968, as Instrument 19786, Stanislaus County Records; thence along the Eastern line of said City property, South $00^{\circ} 58' 50''$ East, 660.00 feet, to the Southeastern corner of said City property; thence along the Southern line of said City property, South $89^{\circ} 36' 50''$ West, 1190.00 feet, to the center line of Coffee Road which is also the section line common to Sections 15 and 16; thence along said section line, North $00^{\circ} 58' 50''$ West, 660.00 feet, to the section corner common to Section 9, 10, 15 and 16; thence along the South line of Section 9, North $89^{\circ} 33' 50''$ West, 20.00 feet, to the point of beginning, containing 43.074 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-619

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (217 Floto Street and 301 Semple Street - Mr. John V. Marshall - \$840.46)
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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council did, on January 12, 1970 adopt its Resolution No. 70-48, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, July 6, 1970, at 4:40 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$840.46.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$840.46 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 22 and 23 of Block 571 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 571, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-620

A RESOLUTION DECLARING JULY 15, 1970, P.O.W. DAY AND URGING RESIDENTS OF MODESTO WRITE LETTERS IN BEHALF OF AMERICAN PRISONERS OF WAR

WHEREAS, the Council of the City of Modesto believes that North Viet Nam is concerned with American public opinion, and

WHEREAS, it has been demonstrated that the feelings of Americans can best be relayed to the North Viet Nam Government through Embassies of Countries that are in close communication with the Government in Hanoi, and

WHEREAS, the U.S.S.R. does have this close communication with Hanoi, and

WHEREAS, this Council believes that North Viet Nam is interested in American public opinion and Ambassador Dobrynin might have great influence in persuading North Viet Nam to accord both humane treatment and release of American prisoners of war.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Wednesday, July 15, 1970 is hereby declared to be P.O.W. Day and all residents of the City of Modesto are urged to write to His Excellency, Anatoly F. Dobrynin, Embassy of the U.S.S.R., 1125 16th Street, Washington, D.C., 20036, urging him to request the government of North Viet Nam to grant more humane treatment to American prisoners of War and also to request his assistance in securing their immediate release.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-621

A RESOLUTION COMMENDING MR. TERRY McGRATH, THE JUNIOR CHAMBER OF COMMERCE, AND ALL CITIZENS WHO PARTICIPATED IN MODESTO'S CENTENNIAL CELEBRATION

WHEREAS, the largest portion of the Centennial Celebration of the City of Modesto was conducted during the period June 29 through July 5, 1970; and

WHEREAS, the success of the celebration was guided by the efforts of Mr. Terry McGrath, the Junior Chamber of Commerce and its hard-working committees; and

WHEREAS, these individuals were successful in obtaining the cooperation of businessmen and private individuals in advertising the celebration; providing the public entertainment; organizing the 4th of July parade; a centennial book; and coordinating the many other functions which added to the enjoyment of the celebration; and

WHEREAS, their full cooperation to the effort enabled the citizens to recapture the history and culture of early Modesto.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby expresses its thanks and appreciation to Mr. Terry McGrath, the Junior Chamber of Commerce, and all individuals who were involved in making the celebration an outstanding success.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 622

**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. The salary rates, salary ranges and salary steps as set forth in Exhibit "A", entitled "City of Modesto Schedule of Salary Ranges in City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective retroactively on and after June 30, 1970.

SECTION 2. SALARIES FOR CLASSES OF POSITIONS. The salary ranges and rates for the classes of positions established by the Position Classification Plan, as set forth in Exhibit "B", entitled "Personnel Office Alphabetical Listing of Classifications in Modesto City Service 1970-71", which is attached hereto and hereby made a part hereof, are established, effective retroactively on and after June 30, 1970.

SECTION 3. USE OF CLASSES. The designated classes of positions may be used in any organizational unit of the City deemed proper by the City Manager.

SECTION 4. SALARY BASIS. The salaries hereby established are on a monthly basis unless otherwise designated.

SECTION 5. 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.

SECTION 6. 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 herein provided, to designate the definite salary rate or salary step at which such person is appointed, and the salary so designated is hereby fixed as the salary of such employee for the position.

SECTION 7. SPECIAL SALARY RATES. The City Manager is further authorized, subject to budgetary appropriation control by the 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.

The City Manager is further authorized, subject to budgetary limitations, to approve salaries for police personnel serving in special assignments made by the Chief of Police as police investigators or juvenile officers in the salary range ten (10%) percent above that established for the classification of Policeman.

SECTION 8. DIFFERENTIAL PAY. 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 his position has been allocated, additional compensation at the rate of five (5%) percent of the compensation which he 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. Maintenance Mechanic - who is regularly assigned as a Night Mechanical Sweeper Operator.

2. Laborer - who is regularly assigned as a Night Hand Sweeper.

SECTION 9. 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 10. EFFECTIVE DATE. The schedule of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall apply retroactively on and after June 30, 1970.

SECTION 11. REPEALS. Resolutions No. 69-585, 69-650, 70-41, and 70-132 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

SCHEDULE OF SALARY RANGES IN CITY SERVICE

1970-71

Bi-Weekly

Monthly

<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
10	166	174	183	192	202	10	361	378	398	417	439
10.5	170	178	187	197	207	10.5	370	387	407	428	450
11	174	183	192	202	212	11	378	398	417	439	461
11.5	178	187	197	207	217	11.5	387	407	428	450	472
12	183	192	202	212	222	12	398	417	439	461	483
12.5	187	197	207	217	228	12.5	407	428	450	472	496
13	192	202	212	222	233	13	417	439	461	483	507
13.5	197	207	217	228	239	13.5	428	450	472	496	520
14	202	212	222	233	245	14	439	461	483	507	533
14.5	207	217	228	239	251	14.5	450	472	496	520	546
15	212	222	233	245	257	15	461	483	507	533	559
15.5	217	228	239	251	264	15.5	472	496	520	546	574
16	222	233	245	257	270	16	483	507	533	559	587
16.5	228	239	251	264	277	16.5	496	520	546	574	602
17	233	245	257	270	284	17	507	533	559	587	617
17.5	239	251	264	277	291	17.5	520	546	574	602	633
18	245	257	270	284	298	18	533	559	587	617	648
18.5	251	264	277	291	305	18.5	546	574	602	633	663
19	257	270	284	298	313	19	559	587	617	648	680
19.5	264	277	291	305	321	19.5	574	602	633	663	698
20	270	284	298	313	328	20	587	617	648	680	713
20.5	277	291	305	321	337	20.5	602	633	663	698	733
21	284	298	313	328	345	21	617	648	680	713	750
21.5	291	305	321	337	353	21.5	633	663	698	733	767
22	298	313	328	345	362	22	648	680	713	750	787
22.5	305	321	337	353	371	22.5	663	698	733	767	807
23	313	328	345	362	380	23	680	713	750	787	826
23.5	321	337	353	371	390	23.5	698	733	767	807	848
24	328	345	362	380	399	24	713	750	787	826	867
24.5	337	353	371	390	409	24.5	733	767	807	848	889
25	345	362	380	399	419	25	750	787	826	867	911
25.5	353	371	390	409	430	25.5	767	807	848	889	935
26	362	380	399	419	440	26	787	826	867	911	957
26.5	371	390	409	430	451	26.5	807	848	889	935	981
27	380	399	419	440	462	27	826	867	911	957	1004
27.5	390	409	430	451	474	27.5	848	889	935	981	1031
28	399	419	440	462	485	28	867	911	957	1004	1054
28.5	409	430	451	474	497	28.5	889	935	981	1031	1081
29	419	440	462	485	509	29	911	957	1004	1054	1107
29.5	430	451	474	497	522	29.5	935	981	1031	1081	1135

Bi-WeeklyMonthly

<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
30	440	462	485	509	535	30	957	1004	1054	1107	1163
30.5	451	474	497	522	548	30.5	981	1031	1081	1135	1191
31	462	485	509	535	562	31	1004	1054	1107	1163	1222
31.5	474	497	522	548	576	31.5	1031	1081	1135	1191	1252
32	485	509	535	562	590	32	1054	1107	1163	1222	1283
32.5	497	522	548	576	604	32.5	1081	1135	1191	1252	1313
33	509	535	562	590	619	33	1107	1163	1222	1283	1346
33.5	522	548	576	604	635	33.5	1135	1191	1252	1313	1381
34	535	562	590	619	650	34	1163	1222	1283	1346	1413
34.5	548	576	604	635	666	34.5	1191	1252	1313	1381	1448
35	562	590	619	650	683	35	1222	1283	1346	1413	1485
35.5	576	604	635	666	700	35.5	1252	1313	1381	1448	1522
36	590	619	650	683	717	36	1283	1346	1413	1485	1559
36.5	604	635	666	700	735	36.5	1313	1381	1448	1522	1598
37	619	650	683	717	753	37	1346	1413	1485	1559	1637
37.5	635	666	700	735	771	37.5	1381	1448	1522	1598	1676
38	650	683	717	753	790	38	1413	1485	1559	1637	1718
38.5	666	700	735	771	810	38.5	1448	1522	1598	1676	1761
39	683	717	753	790	830	39	1485	1559	1637	1718	1805
39.5	700	735	771	810	850	39.5	1522	1598	1676	1761	1848
40	717	753	790	830	871	40	1559	1637	1718	1805	1894

City Manager \$1,046

City Attorney \$ 838

City Manager \$2,275

City Attorney \$1,823

Effective 6-30-70, (Adopted 7-6-70)

Exhibit "A"

ALPHABETICAL LISTING
OF
CLASSIFICATIONS IN MODESTO CITY SERVICE
1970-71
(Effective 6/30/70)

<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>
Account Clerk	14.5	Electrician	23.5
Account Clerk, Senior	18.5	Electrician Leadman	24.5
Accountant	26	Engineering Aide	20.5
Accountant, Junior	22.5	Engineering Aide, Junior	17.5
Accountant, Senior	29	Engineering Aide, Princ.	26
Administrative Assistant	26	Engineering Aide, Senior	23.5
Airport Manager	26.5	Equipment Mechanic	21.5
Asst. City Clerk	20.5	Equipment Serviceman	18.5
Asst. City Engineer	34		
Asst. Dir. of Public Works	34	Fire Chief	34.5
Asst. Fire Chief	31.5	Fire Engineer	23.5
Asst. Planner	26	Fire Lieutenant	25.5
Asst. Poundmaster	17.5	Fireman	22.5
Associate Civil Engineer	32		
Associate Planner	29	Golf Course Maint. Foreman	25
Battalion Chief	28.5	Heavy Equipment Operator	20.5
Building Inspector	25		
Building Inspector, Senior	27	Janitor	14.5
Building Maint. Foreman	22	Junior Civil Engineer	26
Chief Building Official	32	Key Punch Operator	14.5
Chief Electrician	27		
Chief of Police	35.5	Laboratory Technician	20.5
City Attorney	N/A	Laborer	16.5
City Clerk & Auditor	30.5		
City Manager	N/A	Office Machine Operator	15
Civil Engineering Asst.	28	Office Machine Supervisor	18.5
Clerk, Intermediate	13		
Clerk, Junior	10	Parking Meter Svc. & Reprmn.	18.5
Construction Inspector	25	Parks Foreman	25
		Parks Leadman	22
Data Processing Supervisor	22.5	Parks Maintenance Man	18.5
Deputy City Manager	39.5	Parks Maint. Mechanic	19.5
Director of Finance	34.5	Parks Superintendent	29
Dir. of Parking & Traffic	36	Personnel Officer	29.5
Dir. of Parks & Recreation	34	Planning Aide	20.5
Director of Planning	36	Planning Aide, Junior	17.5
Dir. of P.W. & City Eng.	38.5	Planning Aide, Senior	23.5

<u>Title of Classification</u>	<u>Range No.</u>
Police Captain	31
Police Lieutenant	29
Police Property Clerk	17.5
Police Records Supervisor	24.5
Police Sergeant	27
Policeman	24.5
Policewoman	24.5
Poundmaster	20.5
Public Works Foreman	25
Public Works Leadman	22
Public Works Maint. Man	18.5
Public Works Maint. Mech.	19.5
Public Works Maint. Supt.	27
Purchasing Officer	27.5
Radio-Telephone Operator	19.5
Recreation Supervisor I	23.5
Recreation Supervisor II	25.5
Secretary	18.5
Secretary to City Attorney	20.5
Secretary to City Manager	21.5
Senior Planner	32
Service Division Supt.	27
Shop Foreman	23.5
Stenographer Clerk, Inter.	14.5
Stenographer Clerk, Junior	11
Stores & Equipment Clerk	19.5
Supervisor of Gen. Services	23.5
Telephone Oper.-Receptionist	13
Traffic Painter	20.5
Tree Foreman	25
Tree Leadman	22
Tree Trimmer	20.5
Typist Clerk, Inter.	13
Typist Clerk, Junior	10
Water Service Foreman	25
Water Quality Control Asst.	23.5
Water Quality Control Op. I	18.5
Water Quality Control Op. II	21.5
Water Quality Control Supt.	29
Zoning Inspector	25

MODESTO CITY COUNCIL
RESOLUTION NO. 70-623

A RESOLUTION AUTHORIZING THE CITY OF MODESTO TO PAY A MONTHLY PREMIUM OF \$7.07 FOR EACH EMPLOYEE UNDER EMPLOYEES' GROUP HEALTH INSURANCE PLAN WITH CONTINENTAL CASUALTY COMPANY, AND TO ALSO PAY \$3.93 TOWARDS EMPLOYEES' DEPENDENT COVERAGE WHEN CARRIED BY EMPLOYEES.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby authorizes payment of \$7.07 as the monthly premium rate per employee, under the Employees' Group Health Insurance Plan with Continental Casualty Company, which insurance plan was approved by Resolution No. 66-170 adopted by the Modesto City Council on March 7, 1966.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby authorizes payment of \$3.93 towards the monthly premium rate of \$17.23 for employees' dependent coverage, when such dependent coverage is carried by an employee of the city for his dependents.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that Resolution No. 66-171 adopted on the 7th day of March, 1966, is hereby rescinded. ,

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-624

A RESOLUTION ESTABLISHING PROCEDURE FOR PAYMENT OF UNIFORM ALLOWANCE FOR POLICE AND FIRE DEPARTMENTS 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 and Fire Departments,

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

SECTION 1. UNIFORM ALLOWANCE. Sworn police personnel below the rank of Chief of Police shall be paid Fifteen and No/100ths (\$15.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid quarterly at the end of March, June, September and December each year.

Chief fire officers and sworn fire personnel required to wear dress uniform because of duty assignment shall be paid Twelve and 50/100ths (\$12.50) Dollars per calendar month of service, as a uniform allowance; other sworn fire personnel shall be paid Seven and 50/100ths (\$7.50) Dollars per calendar month of service, as a uniform allowance, to be paid quarterly in the same manner as stated in the preceding paragraph.

Persons classified as Poundmaster and Assistant Poundmaster shall be paid Ten and no/100ths (\$10.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in Paragraph 1 of this Section.

Persons classified as Radio Telephone Operator shall be paid Seven and 50/100ths (\$7.50) Dollars per calendar month of service, as a uniform allowance, said sum to be paid as stated in Paragraph 1 of this Section.

No uniform allowance shall be paid to Police or Fire Departments 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 Police and Fire Departments 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 more of a month shall not be counted.

SECTION 2. The Fire Chief and Chief of Police 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 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 allowance.

SECTION 5. Resolution No. 66-43 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-625

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

WHEREAS, a Position Classification Plan was adopted by
Resolution No. 67-66 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 an
amendment 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 by resolution of the Council,

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

SECTION 1. The Position Classification Plan of the City of
Modesto is hereby amended to create a new classification as follows:

CLASSIFICATION CREATED

Administrative Assistant

SECTION 2. The specifications for the classification created
as shown on the attached Exhibit "A" which is hereby made a part of this
resolution by reference, are hereby approved and made a part of the
Position Classification Plan.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of July,
1970, by Councilman Robinson, who moved its adoption, which
motion being duly seconded by Councilman Mitchell, was
upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

ADMINISTRATIVE ASSISTANT

DEFINITION

Under direction to assist citizen committees and provide staff assistance in developing and coordination of approved citizen programs, assists in various community relations activities; represents the City Manager at meetings; investigates programs for available funds and materials; and does other related work as required.

TYPICAL TASKS

Performs studies; writes reports and coordinates activities of various citizens committees appointed by the City Council; represents the City Manager at meetings; confers with civic groups and private individuals regarding community programs and other activities related to the citizen committees; implements various public and community relations activities; keeps abreast of special project funds available from all sources and informs the City Manager of such programs; prepares federal grant and other applications; prepares reports, correspondence, and other materials as required; and does special studies as assigned and keeps appointed citizens groups informed of developments which relate to their activities, assignments, or interests.

EMPLOYMENT STANDARDS

Any combination of training and experience equivalent to completion of college and two years experience in public administration, business administration, or social relations.

DESIRABLE QUALIFICATIONS

Knowledge of educational and informational techniques; ability to develop and maintain good public relations; knowledge of techniques of research and statistical analysis; ability to communicate effectively, both orally and in writing; ability to prepare reports and to deal effectively and tactfully with others.

City of Modesto

1970

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 626

A RESOLUTION AMENDING SECTION 2 OF RESOLUTION NO. 62-29 ENTITLED "A RESOLUTION ESTABLISHING ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 59-191, ENTITLED 'A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO', AND RESCINDING ALL SUBSEQUENT RESOLUTIONS AND REGULATIONS RELATING THERETO", AND RESCINDING SECTION 2 OF RESOLUTION NO. 69-871.

BE IT RESOLVED by the Council of the City of Modesto that Section 2 of Resolution No. 62-29 entitled, "A Resolution Establishing One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding Resolution No. 59-191, Entitled 'A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding All Prior Resolutions and Regulations Relating Thereto', and Rescinding All Subsequent Resolutions and Regulations Relating Thereto", be amended to read as follows:

SECTION 2. ANGLE PARKING. Angle parking is hereby established at the following locations:

15th Street, between F and H Streets (southwesterly side) on Sundays and 6 p.m. to midnight all other days (45° angle). At other times parallel to curb.

18th Street, between G and H Streets (west side) (diagonal)

California Avenue, between Paradise Avenue and Jefferson Street (south side) (diagonal)

Chestnut Street, between Jefferson and Madison Streets (south side) (diagonal)

College Avenue, beginning at a point on the west curb line of College Avenue sixty (60') feet north of the north curb line of Orangeburg Avenue and continuing north on College Avenue a distance of two hundred two (202') feet (diagonal)

Concord Avenue, beginning at a point on the east curb line of Concord Avenue fifty-eight (58') feet north of the north curb line of Orangeburg Avenue and continuing north on Concord a distance of two hundred (200') feet (diagonal)

Jefferson Street, between Chestnut and Elm Streets (west side) (diagonal)

F Street, between 10th and 11th Streets (south side) (diagonal)

I Street, between 9th and 12th Streets (both sides)
(diagonal)

P Street, between 9th and Needham Streets (both sides)
(diagonal)

BE IT FURTHER RESOLVED that Section 2 of Resolution
No. 69-871 adopted by the Council on September 15, 1969, is hereby
rescinded.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 6th
day of July, 1970, by Councilman Robinson, who
moved its adoption, which motion being duly seconded by Council-
man Mitchell, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-627

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
WAINWRIGHT REALTY COMPANY, A CO-PARTNERSHIP, ~~WZBZZZZZZZZZ~~ EXTENDING
TIME TO IMPROVE ALLEY TO AUGUST 1, 1971

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Wainwright Realty
Company, extending time for improvement of an alley in Wainwright
~~for~~ Realty Company's property located at the northwest corner of
Coffee Road and Norwegian Avenue to August 1, 1971
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
June 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Mitchell,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-628

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (GLENDALE NO. 1)

WHEREAS, there has been annexed to the City of Modesto on June 1, 1970, certain territory known as GLENDALE NO. 1 Addition, and

WHEREAS, the inclusion of the area contained in GLENDALE NO. 1 Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as GLENDALE NO. 1 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 57.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, August 24, 1970, at the hour of 7:45 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 57.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the East side of Phoenix Avenue at the North side of Glendale Avenue
- (2) On the West side of Parry Avenue at the North side of Glendale Avenue
- (3) On the West side of Parry Avenue at the South side of the alley in Block 2224

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 57, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Hayward
Public Works Department

R.H.H.
7-2-70

GLENDALE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9-12 of Block 2196 and Lots 13-24 of Block 2224 of ALTA VISTA TRACT as per map filed September 12, 1946, in volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959, Stanislaus County Records, said point being on the Westerly extension of the center line of a 60.00 foot public road known as Glendale Avenue; thence along the existing City Limits and along the Western line of Phoenix Avenue, North $0^{\circ} 35' 40''$ West, 17.50 Feet, to the Southern line of Lot 12 of Block 2196 of the ALTA VISTA TRACT; thence along said Southern line and existing City Limits, North $89^{\circ} 50'$ West, 127.63 feet, to a point on the existing City Limits as established by the LA LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Eastern line of a 10 foot alley; thence along said Eastern line and existing City Limits, North $0^{\circ} 34' 40''$ West, 240.00 feet, to the Northern line of Lot 9 of Block 2196 of the ALTA VISTA TRACT; thence along the existing City Limits and said Northern Line and its Easterly extension, North $89^{\circ} 50'$ East, 187.56 feet, to the Eastern line of Phoenix Avenue; thence along said Eastern line and existing City Limits, South to the Southern line of a 20 foot alley in Block 2224; thence along said Southern line and the existing City Limits, South $89^{\circ} 50'$ East, 791.47 feet, to the center line of a 60.00 foot public road known as Parry Avenue; thence leaving the existing City Limits and along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the center line of Glendale Avenue; thence along said center line and its Westerly extension, North $89^{\circ} 50'$ West, 851.49 feet, to the point of beginning, containing 3.556 Acres more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on July 6, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: July 7, 1970

City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-629

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (GLENDALE NO. 2)

WHEREAS, there has been annexed to the City of Modesto on June 1, 19 70, certain territory known as GLLENDALE NO. 2 Addition, and

WHEREAS, the inclusion of the area contained in GLLENDALE NO. 2 Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as GLLENDALE NO. 2 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 58.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, August 24, 19 70, at the hour of 7:50 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 58.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the East side of Phoenix Avenue at the South side of Glendale Avenue.
- (2) On the West side of Parry Avenue at the South side of Glendale Avenue.
- (3) On the West side of Parry Avenue at the North side of the alley in Block 2223.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 58, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hargood
Public Works Department
R.A.H.
7-2-70

GLENDALE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 1-12 of Block 2223 of ALTA VISTA TRACT as per map filed September 12, 1946, in Volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northern line of the La LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being at the intersection of the center line of a 60.00 foot public road known as Parry Avenue and the Easterly extension of the Northern line of a 20 foot alley in Block 2223; thence along the existing City Limits on said extension and Northern line, North $89^{\circ} 50'$ West, 851.50 feet, to the Western line of a 60.00 foot public road known as Phoenix Avenue; thence along said Western line and existing City limits, North $00^{\circ} 35' 40''$ West, 35.00 feet, to the Southeastern corner of the RUFFINO ADDITION (135) as per description filed July 31, 1962, as Instrument 28934, Stanislaus County Records; thence along the Eastern line of said Addition (135), North $00^{\circ} 35' 40''$ West, 60.00 feet, to the Southeastern corner of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959 Stanislaus County Records; thence along the Eastern line of said Addition (88), North $00^{\circ} 35' 40''$ West, 42.50 feet, to the Westerly extension of the center line of Glendale Avenue; thence along said Westerly extension and center line, South $89^{\circ} 50'$ East, 851.49 feet, to the center of Parry Avenue; thence along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the point of beginning, Containing 2.689 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on July 6, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: July 7, 1970

City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-630

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (HIGHWAY VILLAGE)

WHEREAS, there has been annexed to the City of Modesto on June 1, 1970, certain territory known as _____
HIGHWAY VILLAGE Addition, and

WHEREAS, the inclusion of the area contained in _____
HIGHWAY VILLAGE Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as _____
HIGHWAY VILLAGE Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 59.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, August 24, 1970, at the hour of 7:55 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 59.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the Northeast side of Dale Road at the Northwest side of Brenner Way
- (2) On the West side of Conant Avenue at the North side of the alley in Block 7255.
- (3) On the West side of Conant Avenue at the Northeast side of Dale Road.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 59, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Basegood
Public Works Department

Bill
7-2-70

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North 0° 46' West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North 0° 46' West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North 0° 46' West, 320.68 feet, to a point on the Southern line of the PRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South 88° 42' West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North 0° 46' West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South 88° 52' West, 959.82 feet; South 46° 51' West, 798.57 feet; South 25° 11' 30" West, 107.00 feet; South 46° 27' 15" West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South 46° 27' 15" West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South 43° 31' East, 1171.56 feet; South 43° 32' 30" East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North 0° 46' West, 755.69 feet; thence North 89° 14' East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on July 6, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: July 7, 1970

City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-631

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Lots 34-36, Block 516 - Marion C. Felt)

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 CURBS AND GUTTER
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
curbs and gutters _____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Hackberry
~~XXXXXXXX~~ Avenue, Block 516

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 516, Lots 34-36 inclusive

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of July 1970, at
4:35 P.M. 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of July, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-632

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Lot 1, Block 715, C. Dexter Hogin)

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 curbs and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that curbs
and gutters have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Griswold Avenue, Block 715

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 715, Lot 1

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of July 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of July, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-633

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO. (Block 63, Lots 27-32 - Elmo E. Wilson, Sr.)

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 curb, gutter and sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of streets finds that curbs, gutters and sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Block 63, 0 Street frontage

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Block 63, Lots 27-32

to construct or cause to be constructed curb, gutter and sidewalk along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 20th day of July 1970, at 4:35 P.M. 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-634

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 467, Lots 1 and 2 and the north 10' of Lot 3 (Mrs.
Catherine D. Hurd)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
curbs and gutters _____ have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Coldwell Avenue, Block 467.

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 467, Lots 1 and 2 and the north 10'
of Lot 3

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of July 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of July, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-635

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO
GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO.
(Block 704, portion of Lot 62 - A. Dale Dunkel)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of streets finds that _____
sidewalks have been constructed, or construction has
been guaranteed, in front of the properties constituting more than
fifty per cent (50%) of the street frontage of
Block 704, Smith Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Block 704, portion of Lot 62

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 20th day of July 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 6th
day of July, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-636

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SAN JOAQUIN FIRST FEDERAL SAVINGS AND LOAN ASSOCIATION FOR SEWER SERVICE AT 3201 BANBURY COURT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and San Joaquin First Federal Savings and Loan Association for sewer service to property located at 3201 Banbury Court

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 July 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO.70-637

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CENTRAL CALIFORNIA CONFERENCE ASSOCIATION OF THE SEVENTH-DAY ADVENTISTS FOR ACQUISITION OF RIGHT OF WAY FOR NEEDHAM AVENUE WIDENING, AND ACCEPTING GRANT DEED FOR RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Central California Conference Association of the Seventh-Day Adventists, a religious corporation for acquisition of right of way for the widening of Needham Avenue (Project No. LA 56-10) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized, and grant deed for said right of way and execution by designated city officials authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-638

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE RIVERSIDE NO. 3 ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on June 19, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Riverside No. 3 Addition,

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

That the annexation of said uninhabited territory designated as Riverside No. 3 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen:
ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY Public Works Department
Public Works Department

Roll
6-24-70

May 11, 1970

RIVERSIDE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being all of that parcel shown on the map recorded December 7, 1965 in Book 10 of Surveys, Page 93, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the RIVERSIDE ADDITION (228) , as per description filed May 2, 1969 as Instrument 15075, Stanislaus County Records, which is also the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Southwestern corner of the RIVERSIDE NO. 2 ADDITION (234), as per description filed June 12, 1969 as Instrument 20321, Stanislaus County Records; thence along the Southern line of said Addition (234) and existing City Limits, North $79^{\circ} 13' 21''$ East, 1627.91 feet, to the Southeastern corner of said Addition (234) thence leaving the existing City Limits South $0^{\circ} 32' 50''$ East, 1262.03 feet; thence North $89^{\circ} 53' 24''$ West, 1601.95 feet, to the Eastern line of Riverside Addition (228); thence along said Eastern line, North $00^{\circ} 33' 30''$ West, 954.53 feet, to the point of beginning, containing 40.758 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-639

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO COMMENCE PROCEEDINGS TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO DESIGNATED AS THE COLLIER-TROMBETTA ADDITION.

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report and recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the inhabited territory more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

(SEAL)

ATTEST: _____

W. T. Johnson
City Clerk

APPROVED AS TO FORM:

BY *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

CITY LIMITS

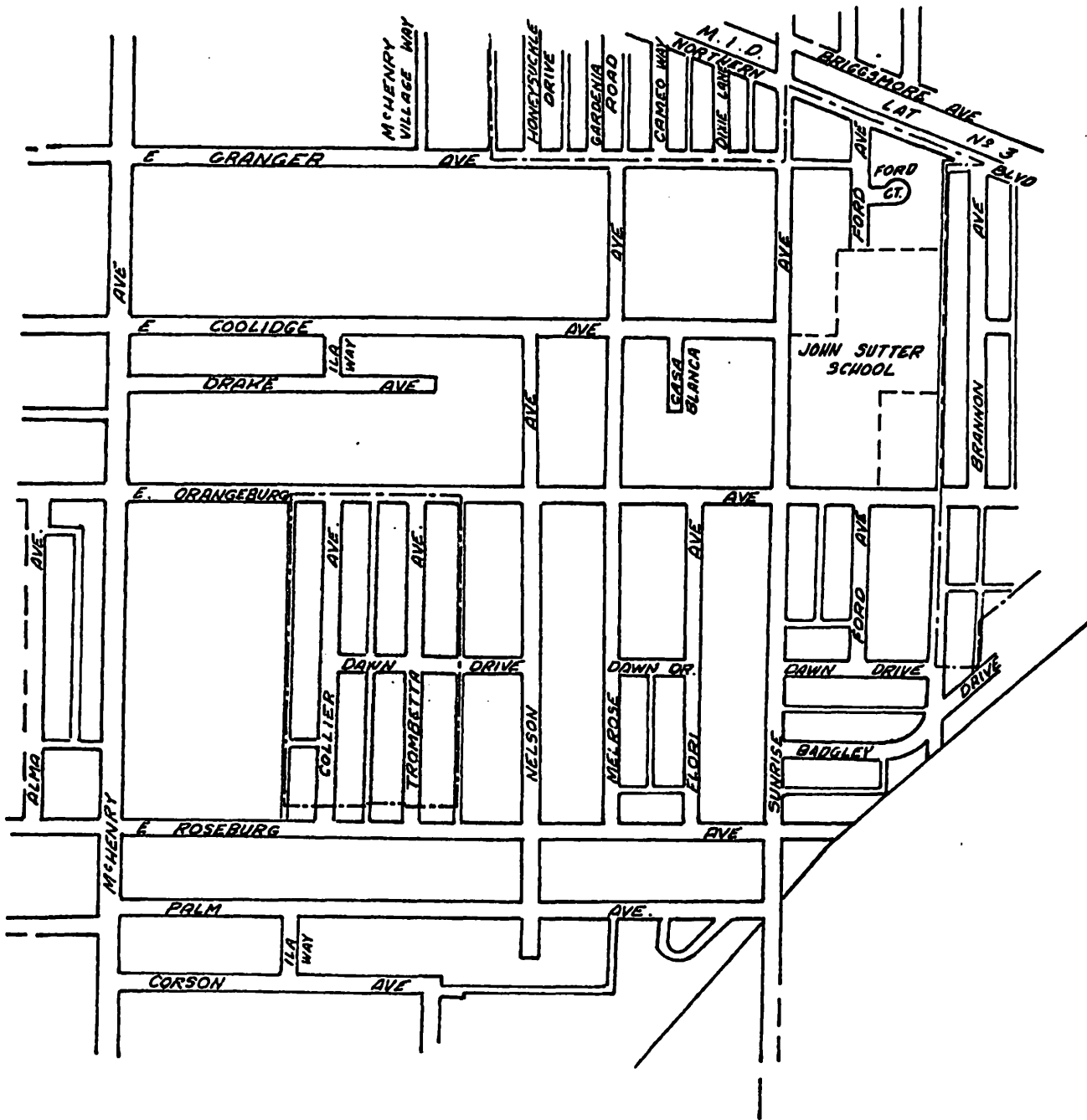


EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-640

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$300 TO PROVIDE FUNDS TO ESTABLISH THE LINCOLN SCHOOL SITE AS FREE CITY PARKING

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

PARKING FUND - 209

FROM:	Parking Fund Reserve (60)	\$300.00
TO:	Present Lot Development (5301-57)	\$300.00

(Funds to establish Lincoln School site for free city parking)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-641

A RESOLUTION APPOINTING MEMBER OF THE FARM-CITY ADVISORY COMMITTEE
(ROBERT SCHMIDT)

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 Farm-City Advisory Committee for the respective term as indicated: For a term ending May 1, 1971

Robert Schmidt
13500 Tim Bell Road
Waterford, California 95386

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of July 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF GENTZ CONSTRUCTION CO. FOR CONSTRUCTION OF SEWERAGE WORKS IMPROVEMENT PROJECT UNIT NO. 11, ADDITIONAL RIPRAP ON OXIDATION POND LEVEES

WHEREAS, Resolution No. 70-495 adopted by the Council of the City of Modesto on May 25, 1970 approved the plans and specifications for the construction of Sewerage Works Improvement Project Unit No. 11, Additional Riprap on Oxidation Pond Levees and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Sewerage Works Improvement Project Unit No. 11, Additional Riprap on Oxidation Pond Levees were opened at 10:00 a.m. June 30, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Gentz Construction Co. in the amount of \$183,920

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Gentz Construction Co. in the amount of \$183,920

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, City Clerk

A RESOLUTION ACCEPTING THE BID OF A. P. RASMUSSEN FOR CONSTRUCTION OF KELLER-RUMBLE SUBTRUNK SEWER

WHEREAS, Resolution No. 70-583 adopted by the Council of the City of Modesto on June 22, 1970 approved the plans and specifications for the construction of Keller-Rumble subtrunk sewer

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Keller-Rumble subtrunk sewer were opened at 10:00 a.m. July 7, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of A. P. Rasmussen in the amount of \$13,824

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of A. P. Rasmussen in the amount of \$13,824

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 13th day of July, 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

A RESOLUTION ACCEPTING THE BID OF SERVICE BODY & EQUIPMENT CO. FOR
PURCHASE OF 41 FOOT AERIAL PERSONNEL BOOM TRUCK

WHEREAS, Resolution No. 70-566 adopted by the Council of the City
of Modesto on June 15, 1970 approved the plans and specifications
for the purchase of 41 foot aerial personnel boom truck

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of 41 foot aerial per-
sonnel boom truck
were opened at 2:00 p.m. June 30, 1970 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 Service Body & Equipment Co. in the amount of \$18,399.15

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Service Body & Equipment Co. in the amount of \$18,399.15

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

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 13th day of July, 1970
by Councilman Simon who moved its adoption, which motion being
duly seconded by Councilman Mitchell, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-645

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$462, ADDITIONAL FUNDS NEEDED FOR PURCHASE OF 41 FOOT AERIAL PERSONNEL BOOM TRUCK AND INSTALLATION OF ROTATING BEACON

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

WORKING CAPITAL - 512

FROM:	Appropriated Reserve (60-48)	\$462
TO:	Truck w/personnel boom and basket (5433-48)	\$462

(This is a holdover from the 1969-70 budget. Bids have now been received and additional funds are needed to complete purchase. Included in this transfer is \$50 to install a rotating beacon.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman _____, who moved its adoption, which motion being duly seconded by Councilman _____, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen:

NOES: Councilmen:

ABSENT: Councilmen:

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-646

A RESOLUTION ACCEPTING THE CONSTRUCTION OF LANDSCAPING AND SPRINKLER SYSTEM AT SHERWOOD PARK (JOHN BIRGES)

WHEREAS, a report has been filed by the Director of Public Works that the construction of landscaping and sprinkler system at Sherwood Park has been completed by John Birges

in accordance with the contract agreement dated October 6, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of landscaping and sprinkler system at Sherwood Park be accepted from said contractor, John Birges

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$20,800 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 July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-647

A RESOLUTION ACCEPTING BID OF ANTHONY SMYKAL IN AMOUNT OF \$1,000' FOR PURCHASE AND REMOVAL OF BUILDING LOCATED AT 716 LUCERN AVENUE

WHEREAS, Resolution No. 70-586 adopted by the Council of the City of Modesto June 22, 1970 approved the sale and removal of buildings located at 716 Lucern Avenue and 101 Hackberry Avenue; and

WHEREAS, written bids for the sale and removal of the buildings were set for opening at 2:00 P.M. July 13, 1970; and

WHEREAS, no written bids for the sale and removal of the buildings were received; and

WHEREAS, oral bids were considered by the Council at 7:40 P.M. July 13, 1970; and

WHEREAS, no bids, oral or written, were received for the purchase and removal of the dwelling located at 101 Hackberry Avenue; and

WHEREAS, the high bid of \$1,000 was submitted by Anthony Smykal, 910 Valerie Lane, Modesto, California, for the dwelling located at 716 Lucern Avenue; and

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

1. The high bid of Anthony Smykal in the amount of \$1,000 for purchase and removal of the dwelling located at 716 Lucern Avenue is hereby accepted.
2. The removal of the dwelling will be completed by August 13, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-648

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS NORWEGIAN NO. 3 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-516, adopted on May 25, 1970, the Council fixed the 13th day of July, 1970, at the hour of 7:45 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 considering the petition of the owners of not less than one-fourth of the land in the hereinafter described territory by area and by assessed value requesting annexation of said territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-516 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Riverbank News, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Sections 35307 and 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests have been filed prior to final adjournment of the hearing on protests to the proposed annexation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said Norwegian No. 3 Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 19 70, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By

R. A. Haszard
Public Works Department

R.H.
6-12-70

April 8, 1970

NORWEGIAN NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, 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 ATHENS ADDITION (141), as per description filed November 19, 1962, as Instrument 43543, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said Athens Addition (141) South $89^{\circ} 31' 00''$ East, 636.87 feet to the North-western corner of the COFFEE NO. 2 ADDITION (205) as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (205), South $00^{\circ} 53' 30''$ East, 615.90 feet to the Southwestern corner of said Addition (205) and center line of a 40.00 foot public road known as Norwegian Avenue; thence leaving the existing City Limits and along said center line North $89^{\circ} 32' 00''$ West, 636.87 feet to a point on the Southerly extension of the Eastern line of REVARD MANOR, as per map filed June 23, 1952, in Volume 17 of Maps, Page 38, Stanislaus County Records; thence along said extension and the Eastern line of said Revard Manor, North $00^{\circ} 53' 30''$ West, 616.06 feet to the point of beginning, containing 9.003 Acres, more or less.

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D 71.

WHEREAS, a verified application for an amendment to Section 6-4-9 of the Zoning Map was filed by El Casa Verde, Inc.

on April 15, 1970, to reclassify from One-Family Residential Zone, R-1, to Planned-Development Zone, P-D, the following described property:

All that certain real property situate in the Southeast Quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

BEGINNING at the Southeast corner of Lot 16, Block 3065 of Riviera Heights No. 2 according to the Official Map, thereof, recorded in Volume 21 of Maps at Page 11, Stanislaus County Records, said corner being on the West line of 60 foot wide Sutter Avenue as shown in Book 7 of Parcel Maps at Page 96, Stanislaus County Records; thence South $0^{\circ} 10'$ West along said West line of Sutter Avenue 347.13 feet to the Northeast corner of Parcel A of said Parcel Map; thence along the boundary of said Parcel A the following three courses: South $89^{\circ} 36'$ West 322.00 feet, North $0^{\circ} 10'$ East 50.00 feet, and South $89^{\circ} 36'$ West 567.25 feet to the Northwest corner of said Parcel A; thence North $0^{\circ} 24'$ West 90.04 feet; thence North $7^{\circ} 31' 30''$ West 80.62 feet; thence North $0^{\circ} 24'$ West 123.77 feet to the Southwest corner of Lot 6, Block 3062 of said Riviera Heights No. 2; thence along the Southerly boundary of said Riviera Heights No. 2 the following eight courses: North $89^{\circ} 36'$ East 472.00 feet, North $0^{\circ} 24'$ West 34.54 feet, North $89^{\circ} 36'$ East 99.84 feet, South $89^{\circ} 50'$ East 97.00 feet, North $88^{\circ} 17' 17''$ East 50.03 feet, South $89^{\circ} 50'$ East 93.00 feet, South $0^{\circ} 10'$ West 29.60 feet, and South $89^{\circ} 50'$ East 90.64 feet to the point of beginning.

INCLUDING also, the easterly one-half of Marseille Lane immediately adjacent to the west line of the above described property.

And also, the westerly 30 feet of Sutter Avenue immediately adjacent to the east line of said described property.

CONTAINING 6.690 acres net.

WHEREAS, after public hearing held on May 19, 1970, and continued to May 20, 1970, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The subject property is oriented to Sutter Avenue, a collector street.
2. The General Plan standards state that an R-2 dwelling unit density, as is proposed by the applicant, is suitably located on collector streets.
3. The subject property is adjacent to an existing multiple-family housing development.

WHEREAS, after a public hearing held on July 13,
1970, the Council found and determined that the application of
El Casa Verde, Inc.

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. _____-C.S.
on the 13th day of July, 1970, reclassifying the
above-described property from One-Family Residential Zone, R-1,
to Planned-Development Zone, P-D71,

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-D71, is hereby approved in accordance
with the plan titled "Site Plan - El Casa Verde, Inc."

_____ as amended in red on its face,
dated May 12, 1970 / which said plan is on file in the
office of the Planning Director, subject to the following condi-
tions:

1. That all development shall be in accordance with the plan titled, "Site Plan - El Casa Verde, Inc.", dated May 12, 1970, as amended in red on its face and on file in the office of the Planning Director.
2. That all parking and driveway areas be improved in accordance with provisions of Section 10-2.1805 and 10-2.1807 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works.
3. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. A landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
4. That in the event property owners to the north of the 10-foot \pm strips are willing to assume fee title ownership and maintenance responsibility of said strips, that subject to the approval of the Planning Director on a lot by lot basis, said title to said properties and maintenance responsibility may be transferred to property owners to the north.
5. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.

6. That the development shall be connected to the City's water and sanitary sewer facilities in accordance with the requirements of the Director of Public Works.
7. That prior to the issuance of a building permit, the developer shall submit to the Fire Chief and the Director of Public Works for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.
8. That any signs on the premises shall conform to the sign provisions of the R-2 Zone.
9. That prior to the issuance of a building permit, a subdivision map of the subject property shall be approved and recorded in accordance with Chapter 4 of Title IV of the Modesto Municipal Code.
10. That the six substandard size lots shown on the north edge of the single-family residential portion of the subject property be landscaped, irrigated by underground sprinkler system and maintained by the applicant.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D 71 :

That the entire construction program be accomplished in one phase with development to commence on or before January 1, 1971, and be completed not later than January 1, 1972.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 71 becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Planning Department

A RESOLUTION ACCEPTING TOPICS GRANT IN AMOUNT OF \$268,974 FOR
1969-70 AND 1970-71 FISCAL YEARS

WHEREAS, James A. Moe, California Director of Public Works, has informed the City Council that the City of Modesto has been allocated TOPICS funds in the amount of \$134,487 for each of the 1969-70 and 1970-71 fiscal years, and

WHEREAS, the City of Modesto can use such funds in the preparation of a TOPICS study report and eventual street construction leading to increased traffic capacity and safety.

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

1. The Council of the City of Modesto hereby accepts TOPICS funds in the amount of \$134,487 for each of the 1969-70 and 1970-71 fiscal years (total amount, \$268,974).
2. The preparation of the TOPICS STUDY shall begin immediately.
3. The City Clerk is directed to transmit a copy of this resolution to the California Department of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 651

A RESOLUTION AUTHORIZING THE PURCHASE OF
CERTAIN REAL PROPERTY FROM MODESTO CITY
SCHOOL DISTRICT OF STANISLAUS COUNTY.

WHEREAS, the Modesto City School District of Stanislaus County possesses certain real property located in the City of Modesto, County of Stanislaus, State of California, which it has authorized for sale to the City by a resolution of the Board of Education adopted at its regular meeting held on June 15, 1970, for the sum of Three Hundred Thousand and no/100ths (\$300,000.00) Dollars, and

WHEREAS, City is desirous of purchasing said property for the purpose of building a Community Center Facility thereon,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the purchase of property from the Modesto City School District of Stanislaus County to be used for a Community Center Facility, which property is more particularly described as follows:

All of Block 130 and Lots 4 to 10 inclusive, and
Lots 23 to 32 inclusive of Block 132, in the
City of Modesto.

BE IT FURTHER RESOLVED that the purchase price to be paid by the City for the above-mentioned property is the total sum of Three Hundred Thousand and no/100ths (\$300,000.00) Dollars. Said sum shall be deposited with the Stanislaus Title Guaranty Company, on or before the date of the closing of escrow.

BE IT FURTHER RESOLVED that the escrow in this matter shall be opened by the City Attorney of the City of Modesto, and shall be handled in accordance with all of the terms and conditions contained in the above-mentioned resolution of the Board of Education of the City of Modesto adopted on June 15, 1970, a copy of which is attached hereto marked Exhibit "A" and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the City Clerk is hereto authorized and directed to mail a certified copy of this resolution to the Modesto City School District of Stanislaus County in care of

the Board of Education of the City of Modesto, in order that it may be properly informed that the City desires to purchase the hereindescribed real property.

BE IT FURTHER RESOLVED that the City Clerk is also authorized and directed to furnish a certified copy of this resolution to the City Attorney for his use in opening the escrow with the Stanislaus Title Guaranty Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-652

A RESOLUTION AUTHORIZING THE TRANSFER OF THREE HUNDRED THOUSAND ONE HUNDRED FORTY (\$300,140.00) DOLLARS FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SPECIAL FUND FOR CAPITAL OUTLAYS (FUND NO. 321).

WHEREAS, it is anticipated that a sum of Three Hundred Thousand, One Hundred Forty and no/100ths (\$300,140.00) Dollars is available in the General Reserve (Account No. 60) of the General Fund (Fund No. 101), and

WHEREAS, said sum will not be required for operating costs of the City during the 1970-71 fiscal year, and

WHEREAS, the Council desires to transfer said sum to the Special Fund for Capital Outlays (Fund No. 321) to be utilized for the acquisition of the former Lincoln School Site,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of Three Hundred Thousand, One Hundred Forty and no/100ths (\$300,140.00) Dollars be and is hereby transferred from the General Reserve (Account No. 60) of the General Fund (Fund No. 101) to the Expenditure Appropriation Account (Account No. 6406-31) of the Special Fund for Capital Outlays (Fund No. 321).

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 13th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-653

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE
CITY OF MODESTO TO CALL A SPECIAL ELECTION TO
ANNEX TERRITORY TO THE CITY OF MODESTO.
(EAST ORANGEBURG-COFFEE ADDITION)

WHEREAS, on the 15th day of May, 1970, a petition proposing that the following described new territory, to wit, East Orangeburg-Coffee Addition, be annexed to the City of Modesto, was duly received by the Council of the City of Modesto, and

WHEREAS, said petition is signed by not less than one-fourth (1/4) of the qualified electors residing within said described territory as shown by the County registration of voters, and

WHEREAS, said petition contains said description of the said new territory proposed to be annexed to said City of Modesto,

NOW, THEREFORE, it is hereby resolved that it is the intention of this Council to call a special election for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election. Said territory is described as attached hereto.

Said territory shall be designated and referred to upon election ballots as East Orangeburg-Coffee Addition.

Any person owning real property within the said described territory may appear before the Council of the City of Modesto on the 3rd day of August, 1970, at the hour of 4:15 o'clock P.M., at the Council Chambers located in the City Hall, 801 - 11th Street, Modesto, California, concerning written protest against the annexation filed pursuant to Government Code Section 35120.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, ¹⁹⁷⁰~~1967~~, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Haswood
Public Works Department

R.M.H.
7-8-70

EAST ORANGEBURG-COFFEE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 21, 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 Northwestern corner of the DOWNEY PARK NO. 2 ADDITION (188), as per description filed May 3, 1966, as Instrument 15774, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Orangeburg Avenue; thence along the existing City Limits on the boundary of said Addition (188), South $00^{\circ} 36' 00''$ East, 461.26 feet; thence South $89^{\circ} 46' 33''$ West, 436.00 feet, to the center line of a 50.00 foot public road known as Coffee Road; thence along said center line and existing City Limits, South $00^{\circ} 36' 00''$ East, 527.83 feet, to the Northeastern corner of the DOWNEY PARK NO. 4 ADDITION (204), as per description filed September 19, 1967, as Instrument 29499, Stanislaus County Records; thence North $89^{\circ} 41' 50''$ West, 660.04 feet, along the existing City Limits on the Boundary of said Addition (204) to the Northwestern corner of said Addition (204); thence along the existing City Limits on the Western boundary of said Addition (204) South $00^{\circ} 40' 00''$ East, 131.67 feet, to the Northeastern corner of the EL VECINO ADDITION (115), as per description filed December 29, 1960, as Instrument 36791, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (115), North $89^{\circ} 35' 30''$ West, 528.87 feet, to the Northeastern corner of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965, as Instrument 37540, Stanislaus County Records; thence continuing North $89^{\circ} 35' 30''$ West 132.52 feet, to the center line of a 60.00 foot road known as El Vecino Avenue; thence along the center line of El Vecino Avenue and existing City Limits, North $00^{\circ} 39' 30''$ West, 476.11 feet to the Southeastern corner of the SUNRISE ADDITION (206), as per description filed September 9, 1967, as Instrument 30334, Stanislaus County Records; thence along the existing City Limits and Eastern boundary of said Addition (206), North $00^{\circ} 39' 30''$ West, 156.26 feet; thence South $49^{\circ} 30' 00''$ West, 58.10 feet; thence North $39^{\circ} 35' 00''$ West, 113.79 feet; thence North $00^{\circ} 50' 25''$ East, 6.96 feet; thence North $39^{\circ} 35' 00''$ West, 183.20 feet; thence South $51^{\circ} 39' 30''$ West, 90.71 feet, thence South $50^{\circ} 25' 00''$ East, 239.32 feet; thence South $00^{\circ} 40' 20''$ East, 162.62 feet; thence South $89^{\circ} 08' 40''$ West, 177.00 feet along the existing City Limits on the boundary of said Addition (206), to the center line of 60 foot public road known as Sarah Avenue; thence North $00^{\circ} 40' 20''$ West, 8.57 feet along said center line and existing City Limits on the boundary of said Addition (206) to the Southeastern corner of the JOHN SUTTER SCHOOL ADDITION (236), as per description filed July 7, 1969, as Instrument 23267, Stanislaus County Records; thence continuing along the existing City Limits on the Eastern boundary of said Addition (236) North $00^{\circ} 40' 20''$ West, 1584.96 feet to the Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969, as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said Addition (244) North $00^{\circ} 40' 20''$ West 395.73 feet; thence South $89^{\circ} 34' 20''$ East 330.94 feet along the existing City Limits on the boundary of said Addition (244) to the Northerly extension of the Eastern line of a part width 14 foot alley in Block 1221 of GENEVA HEIGHTS as per map filed June 28, 1955, in Volume 18 of Maps, Page 29 Stanislaus County Records; thence leaving the existing City Limits and along said extension of said Eastern alley line, South $00^{\circ} 39' 20''$ East 1319.45 feet to the center line of a 40.00 foot public road known as Orangeburg Avenue which is also the East-West quarter, quarter line of Section 21; thence along said quarter, quarter Section line, South $89^{\circ} 41' 30''$ East, 1652.73 feet to the center line of a 50.00 foot public road known as Coffee Road which is also the North quarter, quarter corner common to Sections 21 and 22; thence along the center line of said Orangeburg Avenue which is also the East-West quarter, quarter line of Section 22, North $89^{\circ} 45' 00''$ East, 436.00 feet to the point of beginning, Containing 53.909 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-654

A RESOLUTION OF INTENTION OF THE COUNCIL OF THE
CITY OF MODESTO TO CALL A SPECIAL ELECTION TO
ANNEX TERRITORY TO THE CITY OF MODESTO.
(STANDIFORD ADDITION)

WHEREAS, on the 15th day of May, 1970, a petition proposing that the following described new territory, to wit, Standiford Addition, be annexed to the City of Modesto, was duly received by the Council of the City of Modesto, and

WHEREAS, said petition is signed by not less than one-fourth (1/4) of the qualified electors residing within said described territory as shown by the County registration of voters, and

WHEREAS, said petition contains said description of the said new territory proposed to be annexed to said City of Modesto,

NOW, THEREFORE, it is hereby resolved that it is the intention of this Council to call a special election for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election. Said territory is described as attached hereto.

Said territory shall be designated and referred to upon election ballots as Standiford Addition.

Any person owning real property within the said described territory may appear before the Council of the City of Modesto on the 3rd day of August, 1970, at the hour of 4:20 o'clock P.M., at the Council Chambers located in the City Hall, 801 - 11th Street, Modesto, California, concerning written protest against the annexation filed pursuant to Government Code Section 35120.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, ¹⁹⁷⁰~~1967~~, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. C. Hazard
Public Works Department

Roll
7-3-70

STANDIFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968, as Instrument 25254, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Leveland Addition (221), North $89^{\circ} 35'$ West, 501.60 feet, to the Northwestern corner of the Leveland Addition (221); thence along the existing City Limits on the Western line of the Leveland Addition (221), South $1^{\circ} 20'$ East, 5.18 feet, to the Northeastern corner of the WOODROW NO. 2 ADDITION (202), as per description filed July 26, 1967, as Instrument 23305, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow No. 2 Addition (202), North $89^{\circ} 35'$ West, 251.70 feet, to the Northwestern corner of the Woodrow No. 2 Addition, said point being also the Northeastern corner of the WOODROW ADDITION (174), as per description filed March 23, 1965, as Instrument 11330, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow Addition (174), North $89^{\circ} 35'$ West, 250.80 feet, to the Northwestern corner of the Woodrow Addition (174); thence along the existing City Limits on the Western line of the Woodrow Addition (174), South $01^{\circ} 13'$ East, 735.38 feet to the Northeastern corner of property conveyed to the City of Modesto by Deed recorded August 23, 1961, as Instrument 26556, Stanislaus County Records; thence along the existing City Limits on the Northern line of said City property, North $89^{\circ} 30'$ West, 46.92 feet, to the Northwestern corner of the City property; thence along the existing City Limits on the Western line of the City Property, South $00^{\circ} 30'$ West, 112.95 feet, to a point on the Northern line of the NORTHLAND ESTATES ADDITION (147), as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Northland Estates Addition (147), North $89^{\circ} 30'$ West, 510.12 feet, to a point on the Eastern line of the Tidewater Southern Railway Company right of way, said point being 30.00 feet, measured at right angles, Easterly from the North-South quarter section line of said Section 8, and said point being also on an Easterly line of the GREENWOOD ESTATES ADDITION (173) as per description filed March 17, 1965, as Instrument 10621, Stanislaus County Records; thence along the existing City Limits along said Easterly line of Greenwood Estates Addition (173) and the Eastern line of said right of way, North $01^{\circ} 19'$ West, 1301.23 feet, to a point on the East-West quarter section line and the center line of Standiford Avenue, said point being on a Southerly line of the Greenwood Estates Addition (173); thence along the existing City Limits on the East-West quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1115.77 feet, to a Southeasterly corner of the Greenwood Estates Addition (173); thence continuing along said quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1490.42 feet, to the East quarter corner of Section 8, said point being on the section line common to Section 8 and 9; thence along said section line, South $01^{\circ} 20'$ East, 448.44 feet; thence along a line parallel with that East-West quarter section line, North $89^{\circ} 35'$ West, 1040.34 feet, to the point of beginning, containing 37.738 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-655

NOT USED

MODESTO CITY COUNCIL
RESOLUTION NO. 70-656

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MELVIN WORLEY FOR SEWER SERVICE, 1328 EAST ORANGEBURG AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Melvin Worley for sewer service, 1328 East Orangeburg 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 July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 657

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 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 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 \$ 130,000.00, and

WHEREAS, the City of Modesto desires that the Board of Supervisors of the County of Stanislaus levy and collect taxes upon the taxable property in said Modesto Municipal Sewer District No. 1 sufficient to raise the amount which is so certified, and that the County Auditor, in accordance with Section 4614.13, compute the rate of taxation needed to raise the sum of \$ 130,000.00 for the payment of principal and interest on the bonds of said district,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, in accordance with the above-mentioned Section 4614.13 of the Health and Safety Code, that it does hereby certify to the Board of Supervisors of the County of Stanislaus that the amount of \$ 130,000.00 is needed by the City of Modesto for the payment of principal and interest on the bonds of the Modesto Municipal Sewer District.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it requests 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 \$ 130,000.00, and that it requests the County Auditor of said county to compute the rate of taxation needed to raise the sum of \$ 130,000.00 for the payment of principal and interest on the bonds of said district.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970,

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION ACCEPTING IMPROVEMENTS IN GRANTLAND MANOR SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF
STATUTORY LIEN PERIOD

WHEREAS, Wilbur E. Grant and Vivian D. Grant, husband and wife, Curtis R. Grant and Nancy E. Grant, husband and wife, Allen R. Grant and Carolyn M. Grant, husband and wife, individuals, subdividers of Grantland Manor Subdivision, have filed a Subdivision Improvement Bond in the amount of \$43,200 to guarantee improvements in Grantland Manor Subdivision; and

WHEREAS, The Director of Public Works in a memorandum dated July 9, 1970 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 as complete and to authorize the City Clerk to file a notice of completion and release the Subdivision Improvement Bond in the amount of \$43,200 upon expiration of the statutory lien period.

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


1. The improvements in Grantland Manor Subdivision are hereby accepted..
2. The City Clerk is hereby authorized to release the Subdivision Improvement Bond in the amount of \$43,200 upon expiration of the statutory lien period, filed by the Subdividers to guarantee improvements in Grantland Manor Subdivision, upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING IMPROVEMENTS IN RIVERSIDE NORTH NO. 1
SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON
EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Sherwood Mortgage Company, subdivider of
Riverside North No. 1 subdivision, has filed an Instrument of
Credit in the amount of \$42,600 to guarantee improvements in
Riverside North No. 1 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum
dated July 9, 1970 indicates that all work required by the sub-
division 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 improve-
ments as complete and to authorize the City Clerk to file a
notice of completion and release the Instrument of Credit in
amount of \$42,600 upon expiration of the statutory lien period.

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

1. The improvements in Riverside North No. 1 subdivision are
hereby accepted.

2. The City Clerk is hereby authorized to release the
instrument of credit in amount of \$42,600 upon expiration of the
statutory lien period, filed by Sherwood Mortgage Company to
guarantee improvements in Northgate No. 5 Subdivision, upon ex-
piration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 13th
day of July, 1970 by Councilman Simon, who moved
its adoption, which motion being duly seconded by Councilman
Mitchell, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-660

A RESOLUTION SETTING TIME AND PLACE FOR HEARING AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE (ZONING REGULATIONS - PARKING REQUIREMENTS FOR STADIUMS, SPORTS ARENAS, AND AUDITORIUMS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 3, 1970 at 4:25 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of amendments to Chapter 2 of Title X of the Modesto Municipal Code (zoning regulations - parking requirements for stadiums, sports arenas, and auditoriums)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-661

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 10-3-9 OF THE ZONING MAP TO PREZONE TO P-D FOR A 300 UNIT MOBILE HOME PARK (GORDON S. W. TORSELL)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 7, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Sec. 10-3-9 of the zoning map to prezone to Planned Development zone (P-D) for a 300 unit mobile home park on the following described property:

That the zone classification of the following described property as shown on Section 10-3-9 of the Zoning Map of Modesto be prezoned to Planned Development Zone, P-D to allow development of a 300-unit mobile home park:

The West one-half of the Northeast one-quarter of the Northeast one-quarter and the East one-half of the Northwest one-quarter of the Northeast one-quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-89 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 10-3-9 of the Zoning Map be set for August 10, 1970 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-662

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP (O.F.C. PROPERTIES - EVERGREEN AVENUE)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 7, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 19-3-9 of the zoning map as requested by O.F.C. Properties to rezone from One-Family Residential Zone, R-1, and Two-Family Residential Zone, R-2, to Planned Development Zone, P-D for an 80-unit 1-story fourplex type residential development, to be ~~the following described property, to be~~ located on the south side of Evergreen Avenue, west of Pearl Street,

the following described property:

(See Exhibit "A")
attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-90 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 19-3-9 of the Zoning Map be set for August 10, 1970 at 7:50 p.m. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

R-1 to P-D Parcel 1

Parcel "A" as shown and designated on that certain Parcel Map filed in the office of the County Recorder of Stanislaus County, California, on November 10, 1966, in Volume 2 of Parcel Maps, Page 94, and being a portion of the Northwest corner of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

R-1 to P-D Parcel 2

Beginning at a point on the North line of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, distant 2089.56 feet East of the Northwest corner of said Section; being the Northwest corner of land conveyed to Mattie J. French, by Deed from John W. McDonald and wife, dated April 11, 1908 and recorded April 11, 1908 in Book 112 of Deeds at Page 583; thence South $4^{\circ} 30'$ West, 73.26 feet, more or less, to the most easterly corner of land, now or formerly owned by Peter Brunoid; thence West 291.72 feet; thence North 73.26 feet to Section line; thence East along the North line of said Section 295.68 feet more or less, to the point of beginning.

Excepting therefrom that portion of Evergreen Avenue between the existing centerline of Evergreen Avenue and the North line of said Section 19, immediately adjacent to the above described property.

Excepting also, all that portion of the northwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Commencing at the northwest corner of said Section 19, thence South $89^{\circ} 21' 30''$ East along the north line of said Section 19 a distance of 1210.90 feet, thence South $0^{\circ} 34' 22''$ East a distance of 10.00 feet to the centerline of Evergreen Avenue and the true point of beginning of this description; thence South $39^{\circ} 21' 30''$ East along said centerline of Evergreen Avenue, parallel to and 10.00 feet distant southerly at right angles from the aforementioned north line of Section 19, a distance of 751.69 feet; thence South $0^{\circ} 34' 30''$ East a distance of 308.49 feet; thence North $89^{\circ} 21' 30''$ West a distance of 752.27 feet; thence North $0^{\circ} 34' 22''$ West a distance of 308.49 feet to the point of beginning.

Containing: 5.34 acres gross

R-2 to P-D

All that portion of the northwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Commencing at the northwest corner of said Section 19, thence South $89^{\circ} 21' 30''$ East along the north line of said Section 19 a distance of 1210.90 feet; thence South $0^{\circ} 34' 22''$ East a distance of 10.00 feet to the centerline of Evergreen Avenue and the true point of beginning of this description; Thence South $89^{\circ} 21' 30''$ East along said centerline of Evergreen Avenue, parallel to and 10.00 feet distant southerly at right angles from the aforementioned north line of Section 19, a distance of 751.69 feet; thence South $0^{\circ} 34' 30''$ East a distance of 308.49 feet; thence North $89^{\circ} 21' 30''$ West a distance of 752.27 feet; thence North $0^{\circ} 34' 22''$ West a distance of 308.49 feet to the point of beginning.

Containing: 5.34 acres gross.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-663

A RESOLUTION APPOINTING T. A. (TENNY) NORQUIST A MEMBER OF THE
BOARD OF HEATING AND COOLING EXAMINERS

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 Heating and Cooling Examiners for a term ending January 1, 1974:

T. A. (Tenney) Norquist
1300 Marilyn Street
Modesto, CA 95350

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-664

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

WHEREAS, a Position Classification Plan was adopted
by Resolution No. 67-66 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
an amendment 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 by resolution of the City Council,

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

SECTION 1. The Position Classification Plan of the
City of Modesto is hereby amended to abolish a certain class of
position and create one new position as follows:

CLASSIFICATION ABOLISHED

Personnel Officer

CLASSIFICATION CREATED

Assistant to City Manager -
Personnel Officer

SECTION 2. The specifications for the classification
created as shown on the attached Exhibit "A", which is hereby made
a part of this resolution by reference, are hereby approved and
made a part of the Position Classification Plan.

SECTION 3. This resolution shall become effective on
July 14, 1970.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 13th
day of July, 1970, by Councilman Dixon, who moved its adoption,
which motion being duly seconded by Councilman Mitchell, was upon
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY 
ELWYN L. JOHNSON, City Attorney

Definition

Under general direction, to perform administrative and staff functions; to participate in the administration of the city personnel program; to be informed on personnel management plans and actions of City departments and report on such matters to the City Manager; and to do related work as required.

Typical Tasks

Confers with and provides information and advice to the City Manager, and department heads concerning personnel needs, staffing requirements, personnel policies, and programs; supervises and assists in recruiting, interviewing and testing applicants; prepares agendas, minutes, and special reports for the Personnel Commission and serves as liaison between the City Manager and the Personnel Commission; assists in administering the classification and pay plan; prepares classification and salary studies for the City Manager; prepares drafts of reports, special studies, memoranda, and letters for the Manager; assists in administration of the City's personnel policies, rules, regulations, and classifications; maintains and revises procedures and records relating to the central personnel function including personnel files, performance evaluation, service awards, safety programs, and suggestion system; counsels employees and supervisors on personnel problems; acts as liaison between the City and insurance companies on group insurance.

Employment Standards

Any combination of training and experience equivalent to completion of college and three years of experience in public administration of which at least two years shall be in technical personnel work.

Desirable Qualifications

Knowledge of the principles and practices of public personnel administration, including recruitment, classification and pay; knowledge of the principles and practices of public administration; ability to analyze facts and to express ideas clearly and concisely in oral and written communications; ability to supervise; ability to maintain effective working relationships with other officials, employees, employee organizations, and the public.

EXHIBIT "A"

City of Modesto

1970

MODESTO CITY COUNCIL
RESOLUTION NO. 70-665

A RESOLUTION AMENDING RESOLUTION NO. 70-622 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. 70-622. Exhibit
"A" entitled "City of Modesto Schedule of Salary Ranges in City
Service" attached to Resolution No. 70-622 entitled "A Resolution
Establishing Salary Schedules and Fixing Compensation for Positions
in the City Service" is hereby amended as shown on the Amended
Exhibit "A", which is attached hereto and made a part hereof as
though set forth in full herein.

SECTION 2. AMENDMENT TO RESOLUTION NO. 70-622. Exhibit
"B" entitled "Personnel Office Alphabetical Listing of Classifications
in Modesto City Service 1970-71", attached to Resolution No. 70-622
entitled "A Resolution Establishing Salary Schedules and Fixing
Compensation for Positions in the City Service" is hereby amended
as shown on the Amended Exhibit "B", which is attached hereto and
made a part hereof as though set forth in full herein.

SECTION 3. EFFECTIVE DATE. This resolution shall
become effective on July 14, 1970.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 13th
day of July, 1970, by Councilman Dixon, who moved its adoption,
which motion being duly seconded by Councilman Mitchell, was upon
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

SCHEDULE OF SALARY RANGES IN CITY SERVICE

1970-71

Bi-Weekly

Monthly

<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
10	166	174	183	192	202	10	361	378	398	417	439
10.5	170	178	187	197	207	10.5	370	387	407	428	450
11	174	183	192	202	212	11	378	398	417	439	461
11.5	178	187	197	207	217	11.5	387	407	428	450	472
12	183	192	202	212	222	12	398	417	439	461	483
12.5	187	197	207	217	228	12.5	407	428	450	472	496
13	192	202	212	222	233	13	417	439	461	483	507
13.5	197	207	217	228	239	13.5	428	450	472	496	520
14	202	212	222	233	245	14	439	461	483	507	533
14.5	207	217	228	239	251	14.5	450	472	496	520	546
15	212	222	233	245	257	15	461	483	507	533	559
15.5	217	228	239	251	264	15.5	472	496	520	546	574
16	222	233	245	257	270	16	483	507	533	559	587
16.5	228	239	251	264	277	16.5	496	520	546	574	602
17	233	245	257	270	284	17	507	533	559	587	617
17.5	239	251	264	277	291	17.5	520	546	574	602	633
18	245	257	270	284	298	18	533	559	587	617	648
18.5	251	264	277	291	305	18.5	546	574	602	633	663
19	257	270	284	298	313	19	559	587	617	648	680
19.5	264	277	291	305	321	19.5	574	602	633	663	698
20	270	284	298	313	328	20	587	617	648	680	713
20.5	277	291	305	321	337	20.5	602	633	663	698	733
21	284	298	313	328	345	21	617	648	680	713	750
21.5	291	305	321	337	353	21.5	633	663	698	733	767
22	298	313	328	345	362	22	648	680	713	750	787
22.5	305	321	337	353	371	22.5	663	698	733	767	807
23	313	328	345	362	380	23	680	713	750	787	826
23.5	321	337	353	371	390	23.5	698	733	767	807	848
24	328	345	362	380	399	24	713	750	787	826	867
24.5	337	353	371	390	409	24.5	733	767	807	848	889
25	345	362	380	399	419	25	750	787	826	867	911
25.5	353	371	390	409	430	25.5	767	807	848	889	935
26	362	380	399	419	440	26	787	826	867	911	957
26.5	371	390	409	430	451	26.5	807	848	889	935	981
27	380	399	419	440	462	27	826	867	911	957	1004
27.5	390	409	430	451	474	27.5	848	889	935	981	1031
28	399	419	440	462	485	28	867	911	957	1004	1054
28.5	409	430	451	474	497	28.5	889	935	981	1031	1081
29	419	440	462	485	509	29	911	957	1004	1054	1107
29.5	430	451	474	497	522	29.5	935	981	1031	1081	1135

Bi-WeeklyMonthly

<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>	<u>Range No.</u>	<u>A</u>	<u>B</u>	<u>C</u>	<u>D</u>	<u>E</u>
30	440	462	485	509	535	30	957	1004	1054	1107	1163
30.5	451	474	497	522	548	30.5	981	1031	1081	1135	1191
31	462	485	509	535	562	31	1004	1054	1107	1163	1222
31.5	474	497	522	548	576	31.5	1031	1081	1135	1191	1252
32	485	509	535	562	590	32	1054	1107	1163	1222	1283
32.5	497	522	548	576	604	32.5	1081	1135	1191	1252	1313
33	509	535	562	590	619	33	1107	1163	1222	1283	1346
33.5	522	548	576	604	635	33.5	1135	1191	1252	1313	1381
34	535	562	590	619	650	34	1163	1222	1283	1346	1413
34.5	548	576	604	635	666	34.5	1191	1252	1313	1381	1448
35	562	590	619	650	683	35	1222	1283	1346	1413	1485
35.5	576	604	635	666	700	35.5	1252	1313	1381	1448	1522
36	590	619	650	683	717	36	1283	1346	1413	1485	1559
36.5	604	635	666	700	735	36.5	1313	1381	1448	1522	1598
37	619	650	683	717	753	37	1346	1413	1485	1559	1637
37.5	635	666	700	735	771	37.5	1381	1448	1522	1598	1676
38	650	683	717	753	790	38	1413	1485	1559	1637	1718
38.5	666	700	735	771	810	38.5	1448	1522	1598	1676	1761
39	683	717	753	790	830	39	1485	1559	1637	1718	1805
39.5	700	735	771	810	850	39.5	1522	1598	1676	1761	1848
40	717	753	790	830	871	40	1559	1637	1718	1805	1894

City Manager \$1,072

City Attorney \$ 838

City Manager \$2,331

City Attorney \$1,823

Effective 6-30-70, (Adopted 7-6-70)
(Amended 7-13-70)

Exhibit "A"

ALPHABETICAL LISTING
OF
CLASSIFICATIONS IN MODESTO CITY SERVICE
1970-71
(Effective 6/30/70, amended 7/13/70)

Title of Classification	Range No.	Title of Classification	Range No.
Account Clerk	14.5	Electrician	23.5
Account Clerk, Senior	18.5	Electrician Leadman	24.5
Accountant	26	Engineering Aide	20.5
Accountant, Junior	22.5	Engineering Aide, Junior	17.5
Accountant, Senior	29	Engineering Aide, Princ.	26
Administrative Assistant	26	Engineering Aide, Senior	23.5
Airport Manager	26.5	Equipment Mechanic	21.5
Asst. City Clerk	20.5	Equipment Serviceman	18.5
Asst. City Engineer	34		
Asst. Dir. of Public Works	34	Fire Chief	35.5
Asst. Fire Chief	31.5	Fire Engineer	23.5
Asst. Planner	26	Fire Lieutenant	25.5
Asst. Poundmaster	17.5	Fireman	22.5
Asst. to City Mgr.-Personnel Officer	31.5	Golf Course Maint. Foreman	25
Associate Civil Engineer	32		
Associate Planner	29	Heavy Equipment Operator	20.5
Battalion Chief	28.5	Janitor	14.5
Building Inspector	25	Junior Civil Engineer	26
Building Inspector, Senior	27		
Building Maint. Foreman	22	Key Punch Operator	14.5
Chief Building Official	32	Laboratory Technician	20.5
Chief Electrician	27	Laborer	16.5
Chief of Police	36.5		
City Attorney	N/A	Office Machine Operator	15
City Clerk & Auditor	30.5	Office Machine Supervisor	18.5
City Manager	N/A		
Civil Engineering Asst.	28	Parking Meter Svc. & Reprmn.	18.5
Clerk, Intermediate	13	Parks Foreman	25
Clerk, Junior	10	Parks Leadman	22
Construction Inspector	25	Parks Maintenance Man	18.5
		Parks Maint. Mechanic	19.5
		Parks Superintendent	29
Data Processing Supervisor	22.5	Planning Aide	20.5
Deputy City Manager	39.5	Planning Aide, Junior	17.5
Director of Finance	35.5	Planning Aide, Senior	23.5
Director of Park. & Traffic	36	Police Captain	31
Dir. of Parks & Recreation	35	Police Lieutenant	29
Director of Planning	36	Police Property Clerk	17.5
Dir. of P.W. & City Eng.	39.5		

<u>Title of Classification</u>	<u>Range No.</u>
Police Records Supervisor	24.5
Police Sergeant	27
Policeman	24.5
Policewoman	24.5
Poundmaster	20.5
Public Works Foreman	25
Public Works Leadman	22
Public Works Maint. Man	18.5
Public Works Maint. Mech.	19.5
Public Works Maint. Supt.	27
Purchasing Officer	27.5
Radio-Telephone Operator	19.5
Recreation Supervisor I	23.5
Recreation Supervisor II	25.5
Secretary	18.5
Secretary to City Attorney	20.5
Secretary to City Manager	21.5
Senior Planner	32
Service Division Supt.	27
Shop Foreman	23.5
Stenographer Clerk, Inter.	14.5
Stenographer Clerk, Junior	11
Stores & Equipment Clerk	19.5
Supervisor of Gen. Services	23.5
Telephone Oper.-Receptionist	13
Traffic Painter	20.5
Tree Foreman	25
Tree Leadman	22
Tree Trimmer	20.5
Typist Clerk, Inter.	13
Typist Clerk, Junior	10
Water Service Foreman	25
Water Quality Control Asst.	23.5
Water Quality Control Op. I	18.5
Water Quality Control Op. II	21.5
Water Quality Control Supt.	29
Zoning Inspector	25

MODESTO CITY COUNCIL
RESOLUTION NO. 70-666

A RESOLUTION AMENDING RESOLUTION NO. 65-559 APPROVING CHANGE OF NAME OF BEAUTIFICATION COMMITTEE TO CITIZENS' ENVIRONMENTAL COMMITTEE

WHEREAS, the Council of the City of Modesto on October 14, 1965 adopted Resolution No. 65-559 authorizing and directing the appointment of a Modesto Beautification Committee; and

WHEREAS, the Chairman of the Committee has requested that the name of the Committee be officially changed to Citizens' Environmental Committee to enable the Committee to explore environmental areas in the community requiring attention.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the name of the Beautification Committee is hereby changed to Citizens' Environmental Committee.

BE IT FURTHER RESOLVED that that portion of Resolution No. 65-559 adopted by the Council of the City of Modesto on October 14, 1965 establishing the name of the Committee as the Beautification Committee is hereby rescinded.


The foregoing resolution was introduced at a meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the Following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-667

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF CABLE-
COM GENERAL FOR INCREASE IN RATES CHARGED MULTIPLE HOUSING UNITS
AND APARTMENTS

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that August 3, 1970, at 4:40 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 request of Cablecom General for an increase in rates charged
to multiple housing units and apartments.


The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 20th day
of July, 1970 by Councilman Dixon, who moved its
adoption, which motion being duly seconded by Councilman Simon,
, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-668

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE 1970-71 STREET OVERLAYS UNIT NO. 1, SELECT STREETS: UNIT NO. 2, RESIDENTIAL STREETS

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

SECTION 1. The plans and specifications for THE 1970-71 street overlays, Unit No. 1, Select Streets, and Unit No. 2, Residential 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 August 4, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-669

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR CONSTRUCTION OF PUMP STATION NO. 37 FACILITIES

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. 37 facilities,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 11, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-670

A RESOLUTION APPROVING WAIVER OF FORMAL BID PROCEDURE AND AUTHORIZING THE ISSUANCE OF A PURCHASE ORDER TO WATSON & MEEHAN FOR ONE NHF-240 CUMMINS DIESEL MOTOR FOR ENGINE CO. #3

WHEREAS, a new motor is required to repair Engine Co. #3 and return it to service; and

WHEREAS, if the new motor is purchased at fair market price without calling for formal bids, the engine company can be returned to service within three days;

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

1. Waiver of formal bid procedure for the purchase of a NHF-240 Cummins Diesel motor for Engine No. 3 is hereby approved.
2. Authorization is hereby given for the issuance of a purchase order to Watson & Meehan for the purchase of one NHF-240 Cummins Diesel Motor for Engine Co. No. 3 at an estimated cost of \$6,957.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-671

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ROTARY TYPE AIR COMPRESSOR

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

SECTION 1. The ~~plans and~~ specifications for a rotary type 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 August 11, 1970 at 2:15 P.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Robinson, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-672

A RESOLUTION APPROVING A REVISED PLOT PLAN
FOR PLANNED DEVELOPMENT ZONE, P-D(20).
(Professional Park Building)

WHEREAS, the owners of P-D(20) have filed a request with the Planning Commission for approval of a building addition of 370 square feet and a revised plot plan for P-D(20), which shows total parking of 87 spaces, and

WHEREAS, by Resolution No. 70-83 the Planning Commission has recommended to the Council that the building addition of 370 square feet and the revised plot plan for P-D(20) which shows total parking of 87 spaces be approved for the reasons set forth therein, a copy of which Resolution No. 70-83 is attached hereto, marked Exhibit "A" and made a part hereof as though set forth in full herein, and

WHEREAS, after a public hearing held on July 20, 1970, the Council found and determined that the request by the owners of P-D(20) for approval of a building addition of 370 square feet and the revised plot plan which shows total parking of 87 spaces should be approved for the reasons set forth in Planning Commission Resolution No. 70-83,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the building addition of 370 square feet and the revised plot plan for P-D(20) which shows total parking of 87 spaces be approved for the reasons set forth in Planning Commission Resolution No. 70-83 hereinabove referred to, which is made a part hereof as though set forth in full herein.

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

on the 20th day of July, 1970, by
Councilman Newton, who moved its adoption,
which motion being duly seconded by Councilman Dixon,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen : Dixon, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen : None

ABSENT: Councilmen : Mitchell, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL APPROVAL OF A REVISED PLOT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(20)

WHEREAS, Planned Development Zone, P-D(20), which permitted construction of medical professional offices at the southwest corner of College Avenue and Pearl Street, was approved by the City Council on November 23, 1964; and

WHEREAS, on June 1, 1965, the Planning Commission granted a one year extension of time for the start of construction to allow the developer time for further consideration of the development plan; and

WHEREAS, on June 8, 1966, the Planning Commission granted an additional five month extension of time for the start of construction to allow new owners time to complete architectural plans and to negotiate construction arrangements; and

WHEREAS, on June 21, 1966, the Planning Commission approved a revised plot plan for P-D(20); and

WHEREAS, on December 20, 1966, the Planning Commission approved an additional two year extension of time for the start of construction to allow the developer additional time to complete financing arrangements; and

WHEREAS, the project was completed in June of 1968, in accordance with the most recently approved plot plan with the exception that the parking area contained fewer than the 95 off-street parking spaces shown on the plan because of a joint use agreement for parking which was negotiated between the owners of P-D(20) and the adjoining L.D.S. Church; and

WHEREAS, said joint use agreement for parking has now been terminated, leaving P-D(20) a total of 87 existing parking spaces; and

WHEREAS, a public hearing was held on June 16, 1970, by the Planning Commission in regard to a request by the owners of P-D(20) for approval of a building addition of 370 square feet and a revised plot plan for P-D(20) which shows total parking of 87 spaces, 9 less than shown on the previously approved plot plan.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it recommends to the Council that the building addition of 370 square feet and the revised plot plan

for P-D(20) be approved for the following reasons:

(1) The 370 square foot building addition is of minor consequence and will not materially affect the relationship of the total Planned Development Zone to the surrounding area.

(2) The existing 87 space parking area, although smaller than originally approved by the Planning Commission and City Council, more than meets the parking requirements as set forth in Section 10-2.1802 of the zoning ordinance, based upon the Planning Commission's determination that the dental laboratory included in P-D(20) should be required to provide no more than one parking space for each 500 square feet of gross floor area.

The foregoing resolution was introduced at the regular meeting of the Planning Commission, held on June 16, 1970, by Frank Muratore, who moved its adoption, which motion was seconded by Merrill Alexander and carried by the following vote:

Ayes: Alexander, Marple, Muratore, Ryan, Sutton and Dunlap

Noes: None

Absent: Nicholson

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO.

William S. Nichols, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 70-673

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Alice Street frontage,
Block 516, Lots 34-36, inclusive (Marion C. Felt)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that _____
curbs and gutters have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 516, Alice Street

_____, and
WHEREAS, the Council, did, on July 6, 1970, 19_____,
adopt its Resolution No. 70-631, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 20th
day of July 1970, at 4:35 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 notice to be
given as directed by said Resolution No. 70-631, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-631 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 20th day of July, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-674

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 1 of Block 715 -
C. Dexter Hogin)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Griswold Avenue, Block 715

_____, and
WHEREAS, the Council, did, on July 6, 19 70, adopt its Resolution No. 70-632, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 20th day of July 19 70, at 4:35 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 notice to be given as directed by said Resolution No. 70-632, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-632 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 20th day of July, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-675

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB, GUTTER AND SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lots 1 thru 3, inclusive and
lots 27 thru 32, inclusive, of Block 63-Elmo E. Wilson, Sr.)

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 curb, gutter and sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs,
gutters, and sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 63, O Street

_____ , and

WHEREAS, the Council, did, on July 6, 1970, adopt its Resolution No. 70-633, directing the Superintendent of Streets to give notice requiring the construction of curb, gutter and sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 20th day of July 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-633, 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 are hereby overruled or denied.

SECTION 1A. The property owners is granted a one-year delay from the date of the adoption of this resolution to begin construction of the curb, gutter and sidewalk at said location.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-633 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California, one year from the date of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-676

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Block 704, portion
of Lot 62 - A. Dale Dunkel)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that _____
sidewalks have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 704, Smith Avenue

_____, and
WHEREAS, the Council, did, on July 6, 1970,
adopt its Resolution No. 70-635, directing the Superintendent of
Streets to give notice requiring the construction of _____
sidewalk along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 20th
day of July 1970, at 4:35 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 notice to be
given as directed by said Resolution No. 70-635, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-635 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 20th day of July, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-677

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF COSTS OF SUPERINTENDENT OF STREETS FOR CONSTRUCTION OF CURB AND GUTTER (Block 325, Lots 7 and 8 in City of Modesto - Robert L. Atkins, Jr.)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 3, 1970, at 4:35 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 report of costs of Superintendent of Streets for construction of curb and gutter at Block 325, Lots 7 and 8 (\$150.00).


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-678

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER (Block 4, Lots 29 to 32, inclusive - Church of God)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 3, 1970, at 4:35 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 report of cost of installation of curb and gutter along the street frontage of Second Street on the west side of Block 4 in the City of Modesto - \$272.25

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-679

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER (Block 581, Lots 1, 2 and 3 - Mr. Warren T. Hanford)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 3, 1970 at 4:35 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 report of Superintendent of Streets on the cost of installation of curb and gutter at Block 581, Lots 1, 2 and 3 - \$468.57.

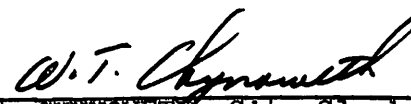
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-680

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON COST OF INSTALLATION OF CURB, GUTTER AND
SIDEWALK (935 Magnolia - Mrs. Florence C. McDermott Estate)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that August 3, 1970, at 4:35 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 report of Superintendent of Streets on cost of installa-
tion of curb, gutter and sidewalk at 935 Magnolia Avenue - \$633.97.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 20th day
of July, 1970 by Councilman Simon , who moved its
adoption, which motion being duly seconded by Councilman
Dixon , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-681

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK ALONG THE MC HENRY AVENUE FRONTAGE OF BLOCK 729, (1001 McHenry Avenue - Rose Mehegan)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 3, 1970, at 4:35 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 report of Superintendent of Streets on cost of installation of sidewalk at Block 729, the E. 330' of the S. 96' of Lot 4, and the E. 330' of the N. 36' of Lot 3 - \$560.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-682

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER ON CENTER STREET AT 143 ROSEDALE AVENUE (Mr. James E. Nelson)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 3, 1970, at 4:35 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 report of Superintendent of Streets on cost of installation of curb and gutter along the street frontage abutting Center Street on the south side of Block 333 in the City of Modesto, Block 333, Lots 26 and 27 - \$517.17.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-683

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF CONSTRUCTION OF SIDEWALK ON MENSINGER AVENUE AT 1031 Douglas Street (Block 731, Lots 1 and 2 and the N. 21' of Lot 3, (Mrs. Carmela Pantaleo)

BE IT HEREBY RESOLVED by the Council of the City of

Modesto that August 3, 1970, at 4:35 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 report of Superintendent of Streets on cost of installation of sidewalk along the street frontage abutting Mensinger Avenue on the North side of Block 731 in the City of Modesto - \$324.00.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-684

A RESOLUTION ACCEPTING IMPROVEMENTS IN WOODROW MANOR NO. 2 SUB-DIVISION AND AUTHORIZING RELEASE OF INSTRUMENT OF CREDIT UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Gilbert Medeiros and Opal Medeiros, subdividers of Woodrow Manor No. 2 Subdivision, have filed an instrument of credit in the amount of \$10,200 to guarantee improvements in Woodrow Manor No. 2 Subdivision; and

WHEREAS, The Director of Public Works in a memorandum dated July 9, 1970 has indicated 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 as complete and authorize the City Clerk to file notice of completion and release the instrument of credit in the amount of \$10,200 upon expiration of the statutory lien period.

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

1. The improvements in Woodrow No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the subdivision improvement bond in the amount of \$10,200 upon expiration of the statutory lien period, filed by the subdividers to guarantee improvements in Woodrow No. 2 Subdivision upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-685

A RESOLUTION APPROVING AGREEMENTS BETWEEN THE CITY OF MODESTO AND FRESNO GUARANTEE SAVINGS & LOAN ASSOCIATION FOR SEWER AND WATER SERVICE TO PROPERTY OUTSIDE THE CITY AT RUMBLE AND MC HENRY AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreements between the City of Modesto and Fresno Guarantee Savings & Loan Association for sewer and water service to property ~~for~~ outside the City at Rumble and McHenry Avenues

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreements by the designated 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 July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-686

A RESOLUTION AMENDING SECTION 13.3 (a) OF THE PERSONNEL RULES RELATING TO HOLIDAYS, SECTION 13.4 (a) OF THE PERSONNEL RULES RELATING TO VACATION, AND SECTION 13.5 OF THE PERSONNEL RULES RELATING TO SICK LEAVE.

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

WHEREAS, Section 1109 of Article XI of the City Charter provides that the Personnel Commission shall have the power and be required to recommend to the City Council after a public hearing thereon, the adoption, amendment, or repeal of personnel rules and regulations, and

WHEREAS, the Personnel Commission, after a public hearing thereon, has recommended that Sections 13.3 (a), 13.4 (a) and 13.5 of the Personnel Rules be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendments to the Personnel Rules as recommended by the Personnel Commission, and has recommended that Sections 13.3 (a), 13.4 (a) and 13.5 of the Personnel Rules be amended as hereinafter set forth, and

WHEREAS, the City Council has reviewed said amendments to the Personnel Rules as recommended by the Personnel Commission and the City Manager and finds that said amendments promote the purposes and objectives of the Personnel System,

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

SECTION 1. That Section 13.3 (a) of the Personnel Rules be amended to read as follows:

13.3 Holidays

(a) The City normally observes the following as paid holidays: New Year's Day, Washington's Birthday, Memorial Day, Independence Day, Labor Day, Admission Day, Columbus Day, Veteran's Day, Thanksgiving Day, Christmas Day, and from 12:00 noon to 3:00 p.m. on Good Friday.

SECTION 2. That Section 13.4 (a) of the Personnel Rules be amended to read as follows:

13.4 Vacations

(a) Vacation leave shall be accrued for employees according to the following schedule:

Calendar Year of Continuous Service After Hire Date	WORK DAYS		CALENDAR DAYS	
	For Employees Except Uniformed Fire Personnel		For Uniformed Fire Personnel	
	Earned Annually	Accrual Per Month	Earned Annually	Accrual Per Month
During 1st - 5th	10	10/12	14	14/12 (1-2/12)
During 6th - 15th	15	15/12 (1-3/12)	21	21/12 (1-9/12)
During 16th and thereafter	20	20/12 (1-8/12)	28	28/12 (2-4/12)

SECTION 3. That Section 13.5 of the Personnel Rules be amended to read as follows:

13.5 Sick Leave

After completing three months of continuous service, an employee shall be entitled to paid sick leave at the rate of one working day for each completed calendar month of service, counted from the original appointment. Sick leave credit shall not continue to accrue to an employee absent from duty on any leave other than vacation leave or temporary military leave. Unused sick leave time may be accrued not to exceed one hundred sixty days. Sick leave shall be considered a privilege to be allowed only in case of sickness, disability, or quarantine. Paid sick leave shall not be given for any absence from duty due to an injury or illness arising out of or incurred in connection with outside employment. In order to receive sick leave pay, an employee must notify his supervisor or the Personnel Office not later than four hours after the start of the work day. When absent more than three work days, the employee shall file a physician's certificate or a personal affidavit with the Director of Personnel stating the cause of the absence. He may be required to file such certificate in cases of less than three work days' absence.

Leave for disability covered by workmen's compensation shall be charged against the employee's accrued sick leave and the employee shall receive full pay to the extent of his sick leave credit. Compensation insurance checks shall be endorsed to the city while full salary is paid. When sick leave is exhausted, the employee shall receive the compensation insurance check. Sick leave shall be charged at a rate proportional to the city's actual contribution to the full salary. This provision shall be modified for police and fire personnel to the extent necessary to conform to the provisions of Section 4850 of the State Labor Code. An employee whose sick leave has expired because of an on-the-job injury may be granted additional sick leave upon recommendation of the City Manager and approval of the City Council.

SECTION 4. This resolution shall apply retroactively on and after July 1, 1970, insofar as it relates to Sections 13.4 and 13.5 of the Personnel Rules.

SECTION 5. Resolution No. 66-51 adopted by the Council on January 17, 1966, and Resolution No. 69-648 adopted by the Council on July 14, 1969, are 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 July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the

resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM,

By


ELWYN L. JOHNSON, City Attorney

A RESOLUTION OF THE CITY OF MODESTO ESTABLISHING
FLAT-RATE CHARGES FOR WATER SERVICES TO THE
STANISLAUS UNION SCHOOL DISTRICT AND RESCINDING
RESOLUTION NO. 67-659.

WHEREAS, Section 11-1.08 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 . . . 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, and

WHEREAS, charges for water services to the Stanislaus Union School District were last established by Resolution No. 67-659 on August 7, 1967, and

WHEREAS, since that date Prescott Senior Elementary School has been constructed by the Stanislaus Union School District as a Junior High School, and has been annexed to the City of Modesto and is connected to the City's water system, and

WHEREAS, a flat-rate water service charge to the schools in the Stanislaus Union School District will be fair and equitable to both the City and the School District 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 in the Stanislaus Union School District be established according to the following formula:

A. Domestic Use

K - 6 Schools -- 10 cu. ft. /pupil/month

7 - 8 Schools -- 24 cu. ft. /pupil/month

B. Irrigation

140,000 cu. ft. /acre/year (Based on an eight (8) month irrigation season)

BE IT FURTHER RESOLVED by the Council that flat-rate water service charges are hereby established for the following schools in accordance with the formula set forth above based on the number of pupils enrolled in said school, and the area irrigated from the City water system.

Muncy School:

(1)	1 to 300 students	\$279.00 per year
(2)	301 to 600 students	\$306.00 per year
(3)	600 students	\$319.00 per year

Prescott School:

- (1) 1 to 500 students \$931.00 per year
- (2) 501 to 800 students \$1,001.00 per year
- (3) 801 to 1200 students \$1,071.00 per year

BE IT FURTHER RESOLVED that the flat-rate water service charges established hereby shall be due and payable to City on November 1st of each year.

BE IT FURTHER RESOLVED that the determination of the number of pupils enrolled in each school shall be as of the 31st day of October of each year.

BE IT FURTHER RESOLVED that the School District 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 Stanislaus Union School District shall receive water from the City water system on a regular metered basis.

BE IT FURTHER RESOLVED that this City Council reserves the right to amend this resolution at any time.

BE IT FURTHER RESOLVED that Resolution No. 67-659 adopted by the Council on August 7, 1967, is hereby rescinded.

BE IT FURTHER RESOLVED by the Council that this resolution shall apply retroactively to November 1, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following votes:

- AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell, Smith

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION ACCEPTING IMPROVEMENTS IN DAVIS PARK NO. 2 SUBDIVISION, AND AUTHORIZING RELEASE OF INSTRUMENT OF CREDIT UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Richard C. Smith and Grace A. Smith, subdividers of Davis Park No. 2 Subidvision have filed an instrument of credit in the amount of \$21,500 to guarantee improvements in Davis Park No. 2 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated July 15, 1970 has indicated 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 as complete and to authorize the City Clerk to file a notice of completion and release the instrument of credit in the amount of \$21,500 upon expiration of the statutory lien period.

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

1. The improvements in Davis Park No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the instrument of credit in the amount of \$21,500 filed by the Subdividers to guarantee improvements in Davis Park No. 2 Subdivision, upon expiration of the statutory lien period (65 days).


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970, by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-689

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PHIL MASTAGNI ET UX FOR SEWER SERVICE TO PROPERTY LOCATED AT 1908 SUNRISE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Phil Mastagni et ux for sewer service to property located at 1908 Sunrise Avenue ~~FOR~~

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-690

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HAZEL DREILING FOR SEWER SERVICE TO PROPERTY LOCATED AT 3305 FREMONT STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hazel Dreiling for sewer service to property located at 3305 Fremont 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 20th day of July, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-691

A RESOLUTION DIRECTING THE STAFF TO PREPARE AN AGREEMENT OFFERING SEWER SERVICE TO PROCTER-GAMBLE FOR PROPOSED NEW PLANT IN MODESTO AREA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Staff is directed to prepare an agreement offering Procter-Gamble sewer service at approximately double the in-district rate, and water service at approximately $2\frac{1}{2}$ times the in-city rate for the first one million gallons, and approximately $1\frac{1}{4}$ times thereafter, with no requirement for annexation to the City of Modesto or Sewer District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-692

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,957 FOR REPLACEMENT OF MOTOR IN ENGINE CO. #3

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$6,957
TO: Repower Engine #3 (5401-21)	\$6,957

(For replacement of motor in Engine Co. #3)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-693

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,452 FOR SALARY INCREASES FOR DEPARTMENT HEADS

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

GENERAL FUND (101)

FROM:	General Reserve (60)	\$6,452
TO:	Salaries & Wages, Reg. (110-8)	655
	" " " " (110-15)	857
	" " " " (110-17)	1,361
	" " " " (110-21)	857
	" " " " (110-22)	882
	" " " " (110-31)	832
	" " " " (110-41)	1,008

(Salary increases for department heads effective July 14, 1970)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-694

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$843 FOR DOWNTOWN IMPROVEMENT DISTRICT BUSINESS PROMOTION CLEAN-UP PROGRAM

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

DOWNTOWN IMPROVEMENT DISTRICT FUND (218)

FROM: General Reserve (60)	\$843
TO: Salaries & Wages, Part-time (120)	\$687
Service, Prof. & Other (235)	\$156

(To provide funds for a District clean up business promotion program)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of July, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-695

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF CABLE-
COM GENERAL FOR INCREASE IN RATES CHARGED MULTIPLE HOUSING UNITS
AND APARTMENTS AND RESCINDING RES. 70-667

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that August 17, 1970 at 4:30 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
request of Cablecom General for an increase in rates charged
to multiple housing units and apartments.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 27th day
of July, 1970 by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman
Newton , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-696

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SEWER CROSSING OF TUOLUMNE RIVER TO REPLACE EXISTING CROSSING

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

SECTION 1. The plans and specifications for CONstruction of sewer crossing of Tuolumne River to replace existing crossing, copies of which are on file, are hereby accepted and approved.

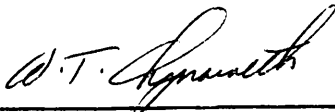
SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 11, 1970 at 10:00 A.M. and the City Clerk is hereby directed to give notice inviting 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY FOR TAXIWAY
OVERLAY AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 70-616 adopted by the Council of the City
of Modesto on July 6, 1970 approved the plans and specifications
for the construction of the remaining 2,000 feet of the taxiway
overlay at Modesto City-County Airport,
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of the taxiway over-
lay
were opened at 10:10 A.M. on July 21, 1970 and later tabulated by
the Director of Public Works for the consideration of the Council,
and

WHEREAS, the Director of Public Works has recommended that the bid
of The Flintkote Company in the amount of \$7,000.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of The Flintkote Company in the amount of \$7,000.00

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 27th day of July, 1970
by Councilman Robinson who moved its adoption, which motion being
duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

A RESOLUTION ACCEPTING THE BID OF GEORGE F. SCHULER, INC., FOR INSTALLATION OF WATER LINES IN COFFEE TERRACE NO. 2 SUBDIVISION

WHEREAS, Resolution No. 70-582 adopted by the Council of the City of Modesto on June 22, 1970 approved the plans and specifications for the installation of water lines in Coffee Terrace No. 2 Subdivision,

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in Coffee Terrace No. 2 Subdivision were opened at 10:10 A.M. July 7, 1970 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George F. Schuler, Inc. in the amount of \$4,250.30

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George F. Schuler, Inc. in the amount of \$4,250.30

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 27th day of July, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-699

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN
TULLY MANOR NO. 5 SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works that the construction of water lines in Tully Manor No. 5 Subdivision has been completed by Valley Construction Co.

in accordance with the contract agreement dated June 15, 1970.

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines in Tully Manor No. 5 Subdivision be accepted from said contractor, Valley Construction Co.,

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$5,724.85 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 July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-700

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN
COFFEE TERRACE NO. 1 SUBDIVISION

WHEREAS, a report has been filed by the Director of
Public Works that the construction of water lines in
Coffee Terrace No. 1 Subdivision
has been completed by George F. Schuler, Inc.

in accordance with the contract agreement dated June 1, 1970.

NOW, THEREFORE, BE IT RESOLVED that the construction of
water lines in Coffee Terrace No. 1 Subdivision
be accepted from said contractor, George F. Schuler, Inc.,

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$6,228.24 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
27th day of July, 1970, by Councilman
Robinson, who moved its adoption, which motion being
duly seconded by Councilman Newton, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-701

A RESOLUTION APPROVING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK
ALONG THE 8TH STREET FRONTAGE OF OLD CORPORATION YARD

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

1. Approval for construction of curb, gutter and sidewalk' along the 8th Street frontage of property known as "Old Corporation Yard" (the easterly one-half of Block 40 of the City of Modesto) is hereby granted.
2. Issuance of a purchase for construction of the curb, gutter and sidewalk is hereby authorized.

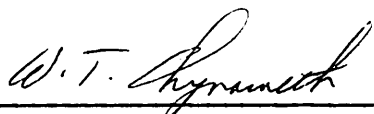
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-702

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE BABA FOR SEWER AND WATER SERVICE TO PROPERTY AT 97-103 ROBINHOOD DRIVE


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George Baba for sewer and water service to property located at 97-103 Robinhood 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 27th day of July 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-703

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS, COVERING RELINQUISHMENT OF TUOLUMNE BLVD. IN AREA OF FREEWAY TO CITY OF MODESTO, AND APPROVING MAINTENANCE AGREEMENT

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 Public Works, Division of Highways covering ~~for~~ relinquishment of Tuolumne Boulevard in area of freeway to the City of Modesto, and approving maintenance agreement be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 July 19 70, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-704

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE, LANDSCAPE ARCHITECTS, FOR STAGE DEVELOPMENT OF DAVIS PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ribera & Sue for preparation of plans, specifications and bid documents for the next stage development of Davis Park, to include irrigation, turf, ball field, and partial paths and partial play 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 27th day of July 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-705

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE COLLIER-TROMBETTA ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on July 1, 1970, a request for consent to commence proceedings to annex certain territory referred to as the Collier-Trombetta

Addition to the City of Modesto was presented to the Council, and

WHEREAS, on July 6, 1970, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on July 21, 1970, the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election,

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

SECTION 1. That said unincorporated territory proposed to be annexed to the City of Modesto be and it is hereby designated as the Collier-Trombetta Addition; said territory is contiguous to the City of Modesto and is shown on

that certain map marked Exhibit "A" entitled, "Proposed
Collier-Trombetta Addition"
dated July 6, 1970, which is attached hereto and
made a part hereof.

SECTION 2. That consent be and it is hereby granted
for the commencement of annexation proceedings of said _____
Collier-Trombetta Addition in accordance with the
Annexation Act of 1913, as amended, provided the petition for
annexation contains the request that the question to be submitted
to the electors residing in the territory proposed to be annexed
shall be whether said territory shall be annexed to, incorporated
in, and made a part of the City of Modesto and the property therein
subjected to taxation after annexation equally with the property
within the City to pay the bonded indebtedness of the City of Modesto
for the acquisition, construction or completion of municipal improve-
ments outstanding or authorized at the date of the first publication
of the notice of the election.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 27th
day of July, 1970, by Councilman Robinson, who
moved its adoption, which motion being duly seconded by Councilman
Newton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

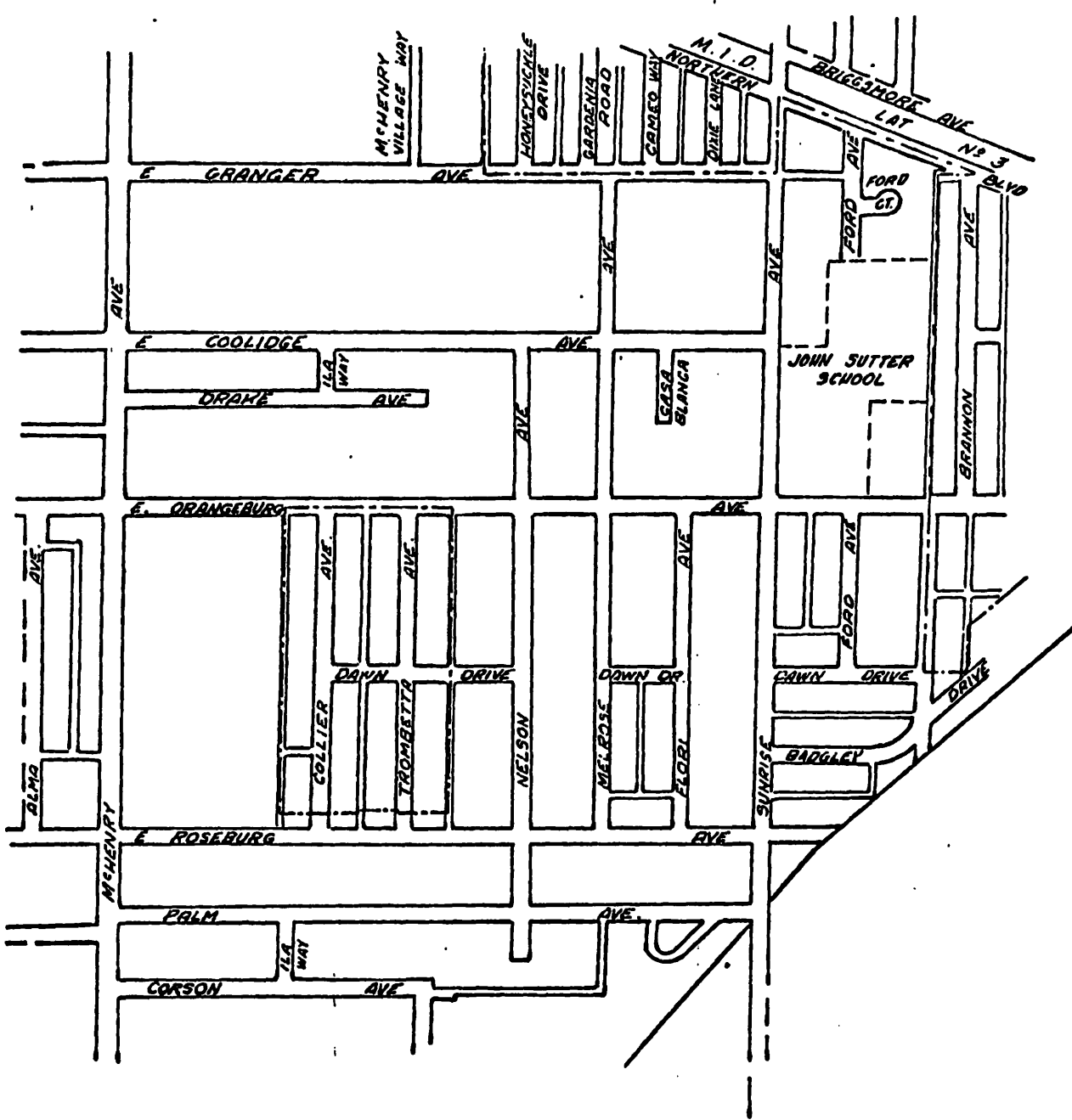


EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-706

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 18-3-9 OF THE ZONING MAP (WARD CRUMP)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 18-3-9 of the zoning map to rezone from One-family Residential Zone, R-1, to Two-family Residential Zone, R-2 the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-98 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 18-3-9 of the Zoning Map be set for August 17, 1970 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that certain real property situate in portion of the Knapp Tract, according to the Official Map thereof, recorded in Volume 2 of Maps at Page 2, Stanislaus County Records, in the County of Stanislaus, State of California, described as follows:

BEGINNING at the Southeast corner of the North half of Lots 5 and 6 of said Knapp Tract, said corner being on the centerline of Carver Road; thence North $0^{\circ} 46' 30''$ West along said centerline of Carver Road 495.06 feet to the centerline of Rumble Road; thence North $89^{\circ} 03' 49''$ West along said centerline of Rumble Road 1975.60 feet; thence South $0^{\circ} 38' 25''$ East 100.04 feet; thence South $89^{\circ} 03' 49''$ East 250.10 feet; thence South $0^{\circ} 38' 25''$ East 20.01 feet; thence South $89^{\circ} 03' 49''$ East 275.60 feet; thence North $0^{\circ} 56' 11''$ East 20.00 feet; thence South $89^{\circ} 03' 49''$ East 250.00 feet; thence South $0^{\circ} 56' 11''$ West 20.00 feet; thence South $89^{\circ} 03' 49''$ East 544.00 feet; thence North $0^{\circ} 56' 11''$ East 20.00 feet; thence South $89^{\circ} 03' 49''$ East 250.00 feet; thence South $0^{\circ} 56' 11''$ West 20.00 feet; thence South $89^{\circ} 03' 49''$ East 276.12 feet; thence South $0^{\circ} 46' 30''$ East 222.00 feet; thence South $66^{\circ} 47' 12''$ West 14.74 feet; thence South $0^{\circ} 54' 06''$ West 147.00 feet to the North line of Silvaire Drive; thence South $89^{\circ} 05' 54''$ East along said North line of Silvaire Drive 147.99 feet to the point of beginning.

CONTAINING: 6.27 acres

MODESTO CITY COUNCIL
RESOLUTION NO. 70-707

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 28-3-9 OF THE ZONING MAP (RONALD C. WHITE)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 28-3-9 of the zoning map, to rezone from Single-family Residential Zone, R-1, to Planned Development Zone, P-D the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-100 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 28-3-9 of the Zoning Map be set for August 17, 1970 at 4:20 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that certain real property situate in the County of Stanislaus, State of California, 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, California, on March 17, 1904 in Volume 1 of Maps, at page 78; (also known as a portion of Block 1002 of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps, described as follows:

BEGINNING at the most Southwesterly corner of Lot 7 in Block 1002 of RE-SUBDIVISION OF ESGAR TRACT, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on March 21, 1941, in Volume 14 of Maps, at Page 14, (also known as Lot 7 in Block 1002 of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps), said corner being on the North line of a 20-foot alley, as said alley is shown on the Map of TSCHANTZ-VAN HORN TRACT, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on April 16, 1954 in Volume 17 of Maps, at page 72; thence from said point of beginning North $0^{\circ} 50'$ West, along the West line of Lots 7 to 14 inclusive in said Block 1002, and the Northerly extension thereof, 475.25 feet to the South line of Lucern Avenue, as said avenue is shown on said Map of RE-SUBDIVISION OF ESGAR TRACT, hereinabove referred to; thence North $89^{\circ} 57'$ West, along said South line, 185 feet to the East line of El Vecino Avenue, as said avenue is shown on said Map of RE-SUBDIVISION OF ESGAR TRACT; thence South $0^{\circ} 50'$ East, along said East line, 475.25 feet to the North line of said 20 foot alley hereinabove referred to; thence South $89^{\circ} 59' 15''$ East along the North line of said 20 foot alley 185 feet to the point of beginning.

INCLUDING also, the southerly 20 feet of Lucern Avenue and the Easterly 20 feet of El Vecino Avenue all being immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-708

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 29-3-9 OF THE ZONING MAP (SAN JOAQUIN BAKERIES)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 29-3-9 of the zoning map to rezone from General Commercial Zone, C-2, to Commercial-Industrial Zone, C-M, the following described property:

A portion of Section 29, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, Stanislaus County, described as follows:

All of Lots 1 through 16 of Block 62 in the City of Modesto

Including also the south one-half of Needham Street, the south-westerly one-half of 10th Street, the northwesterly one-half of "O" Street, and the northeasterly one-half of 20 foot alley in said Block 62 and all being immediately adjacent to the above described property.

~~and~~
and WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-102 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 29-3-9 of the Zoning Map be set for August 17, 1970 at 4:25 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-709

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTIONS 4-3-9 AND 9-3-9 OF THE ZONING MAP (LANCE E. ELLIS)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 21, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Sections 4-3-9 and 9-3-9 of the zoning map to prezone to Planned Development Zone, P-D the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-101 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Sections 4-3-9/and 9-3-9 of the Zoning Map be set for August 24, 1970 at 8:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Beginning at the section corner common to Sections 3, 4, 9, and 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian; thence North $1^{\circ} 35' 45''$ West along the east line of said Section 4 a distance of 961.97 feet; thence North $89^{\circ} 10' 30''$ West a distance of 1319.90 feet to the north-south quarter quarter section line; thence South $1^{\circ} 36' 45''$ East along said north-south quarter quarter section line a distance of 962.25 feet to the south line of said Section 4; thence South $0^{\circ} 48' 43''$ East along the north-south quarter quarter section line of Section 9 a distance of 540.76 feet; thence South $89^{\circ} 11' 10''$ East a distance of 1319.50 feet to the east line of said Section 9; thence North $0^{\circ} 48'$ West along said east line of Section 9 a distance of 540.76 feet to the point of beginning.

Containing: 45.498 acres gross.

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE VINE ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on July 17, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Vine Addition,

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

That the annexation of said uninhabited territory designated as Vine Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen:

ABSENT: Councilmen: Mitchell

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Paul Campbell
Public Works Department

VINE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of the Northeast quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being a portion of Lot 9 of the SPENCER COLONY as per map filed December 16, 1904 in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the CALIFORNIA-FRANKLIN ADDITION (108), as per description filed May 25, 1960, as Instrument 14995, Stanislaus County Records, said point also being the Southeastern corner of Lot 9 of the Spencer Colony and also being on the Section line common to Section 31 and 32; thence along the existing City Limits on the Northern line of said Addition (108) and Southern line of said Lot 9, South 89° 59' West, 186.00 feet, to the Southwestern corner of the property conveyed to the City of Modesto by deed recorded February 4, 1969, as Instrument 3796, Stanislaus County Records; thence along the Western line of said City property, North 00° 10' East, 130.00 feet, to the Northwestern corner of property conveyed to the City of Modesto by deed recorded November 21, 1969, as Instrument 38655, Stanislaus County Records, and a point on the Southern line of property conveyed to Mary A. Webb by deed recorded January 12, 1962, as instrument 1581, Stanislaus County Records; thence along said Southern line, South 89° 59' West, 165.00 feet, to the Southwestern corner of said Webb property; thence along the Western line of said Webb property, North 00° 10' East, 140.00 feet, to the Northwestern corner of said Webb property; thence along the Northern line of said Webb property, North 89° 59' East, 351.00 feet, to the Eastern line of Lot 9 and the Section line common to Sections 31 and 32; thence along said Eastern line of said Lot 9, South 00° 10' West, 270.00 feet, to the point of beginning, containing 1.683 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-711

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS MEMORIAL HOSPITAL-NORTH ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, a petition signed by owners of not less than one-fourth (1/4) of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus was filed with the Council of the City of Modesto on July 22, 1970, requesting annexation of the hereinafter described territory to said City.
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as Memorial Hospital-North Addition, and described as attached hereto and made a part hereof as though set forth in full herein.
3. That the matter of the proposed annexation to the City of Modesto of said territory has been referred to the Stanislaus County Local Agency Formation Commission for its consideration and approval, and said Stanislaus County Local Agency Formation Commission did on July 17, 1970, approve the annexation of said uninhabited territory to the City of Modesto pursuant to the Government Code.
4. That no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.
5. NOTICE IS HEREBY GIVEN that the 21st day of September, 1970, at the hour of 4:30 o'clock P. M. of said day, in the Council Chambers at the City Hall, located at 801 11th Street in the City of Modesto, be and the same is hereby fixed as the time and place for considering said petition, at which time and place any person owning real property within such territory and having any objections to the proposed annexation may appear before the Council of the City of Modesto and show cause why such territory should not be so annexed. The protest must be in writing, may be filed at any time before the hour set for hearing objections to the proposed annexation, and shall state the name or names of the

owner or owners of property affected and the description and area of such property, in general terms.

6. The City Clerk shall cause a copy of this resolution to be published at least twice, but not oftener than once a week in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and shall also cause a copy of this resolution to be published in the Riverbank News, being a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus. Said publications shall be completed at least twenty (20) days prior to the date set for the hearing.

7. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

8. In the event any land within the territory proposed to be annexed is owned by the County of Stanislaus, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the Board of Supervisors of the County, such notice to be given not less than twenty (20) days before the public hearing on the proposed annexation.

9. In the event there is, upon the land proposed to be annexed, a structural improvement owned, being acquired or leased by a county fire protection district, the City Clerk is directed to cause written notice of such proposed annexation to be mailed to the governing body of such district, such notice to be sent not less than ten (10) days before the public hearing on the proposed annexation.

10. The City Clerk is directed to cause written notice to be given to such other persons as may be legally entitled thereto, in the manner required by law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970,

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

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Ross Campbell
Public Works Department

RH
7-27-70

All that real property in the State of California, County of Stanislaus, being portions of the Southwest quarter of Section 15, Southeast quarter of Section 16, Northeast quarter of Section 21, and the Northwest quarter of Section 22, 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 COFFEE NO. 2 ADDITION (205), as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Norwegian Ave; thence along said center line and existing City Limits, South $89^{\circ} 12' 33''$ East, 65.24 feet, to the Northwestern corner of the COFFEE ADDITION (191), as per description filed June 14, 1966, as Instrument 21017, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said ADDITION (191), South $3^{\circ} 47' 10''$ East, 1354.33 feet, to the Southwestern corner of said ADDITION (191); thence along the existing City Limits on the Southern boundary of said ADDITION (191), South $89^{\circ} 54' 40''$ East, 482.73 feet; thence North $00^{\circ} 30' 40''$ West, 20.13 feet; thence North $89^{\circ} 29' 20''$ East, 189.67 feet, to the Southeastern corner of said ADDITION (191) and the section line common to Sections 15 and 16; thence along the Eastern line of said ADDITION (191) and said section line, North $00^{\circ} 59' 40''$ West, 1237.67 feet, to the Southwestern corner of the SHERWOOD MEADOWS ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said ADDITION (178), North $89^{\circ} 47' 15''$ East, 1311.70 feet, to the Southeastern corner of said ADDITION (178); thence leaving the existing City Limits and along the North-South quarter, quarter line of the Southwest quarter of Section 15, South $00^{\circ} 52' 30''$ East, 1320.03 feet, to the section line common to Sections 15 and 22; thence along said section line, South $89^{\circ} 56' 05''$ West, 1311.46 feet, to the center line of a 50 foot public road known as Coffee Road and the section corner common to Sections 15, 16, 21, and 22; thence along the East line of Section 21, South $00^{\circ} 36' 00''$ East, 1320.68 feet, to the center line of a 50.00 foot public road known as East Orangeburg Avenue which is also the East-West quarter, quarter line of the Northeast quarter of Section 21; thence along said quarter, quarter Section line, North $89^{\circ} 41' 30''$ West, 1652.73 feet, to the Eastern line of Geneva Heights as per map filed June 28, 1955 in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said Eastern line, North $00^{\circ} 39' 20''$ West, 1319.45 feet, to the most Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969 as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said ADDITION (244), North $00^{\circ} 39' 20''$ West, 25.82 feet, to the most Northeastern corner of said ADDITION (244); thence along the existing City Limits on the Northeastern boundary of said ADDITION (244), North $69^{\circ} 35' 00''$ West, 376.75 feet, to the Southerly extension of the Eastern line of Regina Heights as per map filed January 20, 1953 in Volume 17 of Maps, Page 48, Stanislaus County Records; thence along said extension and Eastern line, North $00^{\circ} 34' 28''$ West, 1261.69 feet, to the center line of Norwegian Avenue; thence along said center line, South $89^{\circ} 12' 33''$ East, 1194.37 feet, to the point of beginning, containing 132.049 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-712

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,500 FOR MADDUX
YOUTH CENTER STOREROOM

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$3,500.00
TO: Storeroom (5201-33)	\$3,500.00

(This project budgeted for 1969-70 fiscal year, but work
not done. Reappropriation will permit work to be done
this fiscal year.)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 27th day of July, 1970
by Councilman Robinson , who moved its adoption, which motion being
duly seconded by Councilman Newton , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-713

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,760 TO BE USED FOR REAPPROPRIATION OF FUNDS FOR A FENCE AND CONCRETE SLAB AT THE FIREHOUSE YOUTH CENTER

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$1,760
TO: Coffee House Renovation (7901-61)	\$1,760

(This amount was authorized by the Council on May 11, 1970, but since the work was not completed until after the close of the fiscal year, it is necessary to reappropriate the \$1,760)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of July, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-714

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STREET LIGHT IMPROVEMENTS UNITS 1 & 2

WHEREAS, a report has been filed by the Director of Public Works that the construction of street light improvements

has been completed by Ferrero Electric Company

in accordance with the contract agreement dated February 2, 1970.

NOW, THEREFORE, BE IT RESOLVED that the construction of street light improvements, Units 1 & 2

be accepted from said contractor, Ferrero Electric Company,

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$33,488.20 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 3rd day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-715

A RESOLUTION ACCEPTING COMPLETED CONSTRUCTION OF AIRPORT TERMINAL
EXPANSION

WHEREAS, a report has been filed by the Director of Public Works that the construction of the Airport terminal expansion has been completed by Brown Sheet Metal & Mechanical, Inc., and

WHEREAS, the construction of the Airport terminal expansion was accepted as partially complete by the Council at its meeting of May 11, 1970, and

WHEREAS, the Director of Public Works has indicated that all of the work required by the contract has been completed to the satisfaction of the Public Works Department and has recommended that the work be accepted as complete and the City Clerk be authorized to file notice of completion on the entire project..

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

1. The construction of the Airport terminal expansion is hereby accepted from said contractor, Brown Sheet Metal & Mechanical, Inc., as complete.
2. The City Clerk is directed to file notice of completion with the Recorder of Stanislaus County.
3. Payment of amounts due in the amount of \$43,208.75 as provided in the contract, 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 August, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen? Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-716

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT ORANGEBURG AND SUNRISE AVENUES

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

SECTION 1. The plans and specifications for the construction of traffic signals and street lighting at Orangeburg and Sunrise Avenues, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-717

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS EAST ORANGEBURG-COFFEE ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-653, adopted on July 13, 1970, the Council declared its intention to call a special election for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, by said Resolution No. 70-653, the Council fixed the 3rd day of August, 1970, at the hour of 4:15 o'clock P.M., in the Council Chambers at the City Hall, located at 801 - 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-653 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto, as required by Section 35119 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests were filed against the annexation prior to the hour set for hearing objections to the election,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against

the proposed annexation of said East Orangeburg-Coffee Addition has not been made and hereby declares its intention to proceed with the annexation of said territory, which is more particularly described as attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY Ross Campbell
Public Works Department

RHJ
7-17-70

EAST ORANGEBURG-COFFEE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 21, 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 Northwestern corner of the DOWNEY PARK NO. 2 ADDITION (188), as per description filed May 3, 1966, as Instrument 15774, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Orangeburg Avenue; thence along the existing City Limits on the boundary of said Addition (188), South $00^{\circ} 36' 00''$ East, 461.26 feet; thence South $89^{\circ} 46' 33''$ West, 436.00 feet, to the center line of a 50.00 foot public road known as Coffee Road; thence along said center line and existing City Limits, South $00^{\circ} 36' 00''$ East, 527.83 feet, to the Northeastern corner of the DOWNEY PARK NO. 4 ADDITION (204), as per description filed September 19, 1967, as Instrument 29499, Stanislaus County Records; thence North $89^{\circ} 41' 50''$ West, 660.04 feet, along the existing City Limits on the Boundary of said Addition (204) to the Northwestern corner of said Addition (204); thence along the existing City Limits on the Western boundary of said Addition (204) South $00^{\circ} 40' 00''$ East, 131.67 feet, to the Northeastern corner of the EL VECINO ADDITION (115), as per description filed December 29, 1960, as Instrument 36791, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (115), North $89^{\circ} 35' 30''$ West, 528.87 feet, to the Northeastern corner of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965, as Instrument 37540, Stanislaus County Records; thence continuing North $89^{\circ} 35' 30''$ West 132.52 feet, to the center line of a 60.00 foot road known as El Vecino Avenue; thence along the center line of El Vecino Avenue and existing City Limits, North $00^{\circ} 39' 30''$ West, 476.11 feet to the Southeastern corner of the SUNRISE ADDITION (206), as per description filed September 9, 1967, as Instrument 30334, Stanislaus County Records; thence along the existing City Limits and Eastern boundary of said Addition (206), North $00^{\circ} 39' 30''$ West, 156.26 feet; thence South $49^{\circ} 30' 00''$ West, 58.10 feet; thence North $39^{\circ} 35' 00''$ West, 113.79 feet; thence North $00^{\circ} 50' 25''$ East, 6.96 feet; thence North $39^{\circ} 35' 00''$ West, 183.20 feet; thence South $51^{\circ} 39' 30''$ West, 90.71 feet, thence South $50^{\circ} 25' 00''$ East, 239.32 feet; thence South $00^{\circ} 40' 20''$ East, 162.62 feet; thence South $89^{\circ} 08' 40''$ West, 177.00 feet along the existing City Limits on the boundary of said Addition (206), to the center line of 60 foot public road known as Sarah Avenue; thence North $00^{\circ} 40' 20''$ West, 8.57 feet along said center line and existing City Limits on the boundary of said Addition (206) to the Southeastern corner of the JOHN SUTTER SCHOOL ADDITION (236), as per description filed July 7, 1969, as Instrument 23267, Stanislaus County Records; thence continuing along the existing City Limits on the Eastern boundary of said Addition (236) North $00^{\circ} 40' 20''$ West, 1584.96 feet to the Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969, as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said Addition (244) North $00^{\circ} 40' 20''$ West 395.73 feet; thence South $89^{\circ} 34' 20''$ East 330.94 feet along the existing City Limits on the boundary of said Addition (244) to the Northerly extension of the Eastern line of a part width 14 foot alley in Block 1221 of GENEVA HEIGHTS as per map filed June 28, 1955, in Volume 18 of Maps, Page 29 Stanislaus County Records; thence leaving the existing City Limits and along said extension of said Eastern alley line, South $00^{\circ} 39' 20''$ East 1319.45 feet to the center line of a 40.00 foot public road known as Orangeburg Avenue which is also the East-West quarter, quarter line of Section 21; thence along said quarter, quarter Section line, South $89^{\circ} 41' 30''$ East, 1652.73 feet to the center line of a 50.00 foot public road known as Coffee Road which is also the North quarter, quarter corner common to Sections 21 and 22; thence along the center line of said Orangeburg Avenue which is also the East-West quarter, quarter line of Section 22, North $89^{\circ} 45' 00''$ East, 436.00 feet to the point of beginning, Containing 53.909 Acres, more or less.

A RESOLUTION CALLING A SPECIAL ELECTION TO BE
HELD ON THE 6th DAY OF October, 1970,
PERTAINING TO THE ANNEXATION OF EAST ORANGEBURG-
COFFEE ADDITION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 70-653, the Council of the City of Modesto declared its intention to call a special election in certain inhabited territory contiguous to said City for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, a copy of said resolution was published as required by law, and

WHEREAS, at a time not later than the hour set by said resolution for hearing objections to the proposed election, written protests were not made by the owners of one-half (1/2) of the value of the territory proposed to be annexed as shown by the last equalized assessment roll or by public and private owners equal to one-half (1/2) of the value of the territory proposed to be annexed, and

WHEREAS, all proceedings have been had in accordance with said resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars,

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

SECTION 1. ELECTION CALLED. A special election is hereby called to be held on the 6th day of October, 1970, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting

to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation after annexation 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 as attached hereto.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS. The polls at said election shall be open at 7:00 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 8:00 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. On the ballots to be used at said election and on the voting machines used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the statement: "Shall the East Orangeburg-Coffee Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election?"

Where ballots are used, 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. If an elector shall stamp a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (+) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

Where voting machines are used at said election, said voting machines shall be so arranged that any qualified elector may vote for the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "Yes" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote for the annexation of said territory to the City of Modesto and may vote against the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "No" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote against the annexation of said territory to the City of Modesto. Said voting machines and the preparation of the same shall comply in all respects with the provisions of the law.

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 general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one voting precinct(~~2~~) to be known and described as follows:

Special Election No. 1 Precinct

Said special election precinct(~~2~~) has ~~been~~ been established by utilizing all or a portion of the county election precincts within said territory as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for county election purposes, which said orders or resolutions now on file are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said

precincts so established by said Board of Supervisors being herein referred to as "county election precincts", except as hereinafter amended.)

That (~~these~~) portion(s) of the county election precinct designated by said Board of Supervisors as Special Election
No. 1 Precinct, lying within the hereinafter described territory, is (~~are~~) hereby established as Special Election Precinct No. 1.

The following is the polling place of said Special Election Precinct No. 1, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: M. Atkinson Residence
1316 El Vecino
Modesto, California

Inspector: Mrs. Mabel Atkinson
1316 El Vecino
Modesto, California

Judge: Mrs. Rose Lahar
920 E. Orangeburg
Modesto, California

Clerk: Mrs. Ida E. Overman
1106 Badgley Drive
Modesto, California

Clerk: Mrs. Lillian Kelly
1346 Sarah
Modesto, California

(b) For their services in connection with said election, said inspector shall receive \$21.00 Dollars, and said judge and said clerks shall receive \$18.00 Dollars.

SECTION 5. 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 is hereby ordered to and shall canvass said returns at his office in the

City Hall, Modesto, California, pursuant to the Elections Code of the State of California, Section 22932.5. Upon completion of the canvass, the City Clerk shall certify the results of the election to the Council and the Council shall meet at its usual meeting place and confirm said canvass by the City Clerk on ~~Monday~~ Tuesday October ~~13~~ 13, 19 70, at the hour of ~~2:30~~ 7:30 o'clock ~~XXXXXX~~ P.M. and declare the results of the election.

SECTION 6. SCHOOL DISTRICT BOUNDARIES. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

SECTION 7. EFFECTIVE DATE OF ANNEXATION. If annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes on November 15, 19 70.

SECTION 8. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said Annexation Act of 1913, as amended, at least once a week during the four (4) weeks prior to the date of the election in The Ceres Courier, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Blasey
Public Works Department

RAM
8-6-70

EAST ORANGEBURG-COFFEE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 21, 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 Northwestern corner of the DOWNEY PARK NO. 2 ADDITION (188), as per description filed May 3, 1966, as Instrument 15774, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Orangeburg Avenue; thence along the existing City Limits on the boundary of said Addition (188), South $00^{\circ} 36' 00''$ East, 461.26 feet; thence South $89^{\circ} 46' 33''$ West, 436.00 feet, to the center line of a 50.00 foot public road known as Coffee Road; thence along said center line and existing City Limits, South $00^{\circ} 36' 00''$ East, 527.82 feet, to the Northeastern corner of the DOWNEY PARK NO. 4 ADDITION (204), as per description filed September 19, 1967, as Instrument 29499, Stanislaus County Records; thence North $89^{\circ} 41' 50''$ West, 660.04 feet, along the existing City Limits on the Boundary of said Addition (204) to the Northwestern corner of said Addition (204); thence along the existing City Limits on the Western boundary of said Addition (204) South $00^{\circ} 40' 00''$ East, 131.67 feet, to the Northeastern corner of the EL VECINO ADDITION (115), as per description filed December 29, 1960, as Instrument 36791, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (115), North $89^{\circ} 35' 30''$ West, 528.87 feet, to the Northeastern corner of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965, as Instrument 37540, Stanislaus County Records; thence continuing North $89^{\circ} 35' 30''$ West 132.52 feet, to the center line of a 60.00 foot road known as El Vecino Avenue; thence along the center line of El Vecino Avenue and existing City Limits, North $00^{\circ} 39' 30''$ West, 476.11 feet to the Southeastern corner of the SUNRISE ADDITION (206), as per description filed September 9, 1967, as Instrument 30334, Stanislaus County Records; thence along the existing City Limits and Eastern boundary of said Addition (206), North $00^{\circ} 39' 30''$ West, 156.26 feet; thence South $49^{\circ} 30' 00''$ West, 58.10 feet; thence North $39^{\circ} 35' 00''$ West, 113.79 feet; thence North $00^{\circ} 50' 25''$ East, 6.96 feet; thence North $39^{\circ} 35' 00''$ West, 183.20 feet; thence South $51^{\circ} 39' 30''$ West, 90.71 feet, thence South $50^{\circ} 25' 00''$ East, 239.32 feet; thence South $00^{\circ} 40' 20''$ East, 162.62 feet; thence South $89^{\circ} 08' 40''$ West, 177.00 feet along the existing City Limits on the boundary of said Addition (206), to the center line of 60 foot public road known as Sarah Avenue; thence North $00^{\circ} 40' 20''$ West, 8.57 feet along said center line and existing City Limits on the boundary of said Addition (206) to the Southeastern corner of the JOHN SUTTER SCHOOL ADDITION (236), as per description filed July 7, 1969, as Instrument 23267, Stanislaus County Records; thence continuing along the existing City Limits on the Eastern boundary of said Addition (236) North $00^{\circ} 40' 20''$ West, 1584.96 feet to the Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969, as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said Addition (244) North $00^{\circ} 40' 20''$ West 395.73 feet; thence South $89^{\circ} 34' 20''$ East 330.94 feet along the existing City Limits on the boundary of said Addition (244) to the Northerly extension of the Eastern line of a part width 14 foot alley in Block 1221 of GENEVA HEIGHTS as per map filed June 28, 1955, in Volume 18 of Maps, Page 29 Stanislaus County Records; thence leaving the existing City Limits and along said extension of said Eastern alley line, South $00^{\circ} 39' 20''$ East 1319.45 feet to the center line of a 40.00 foot public road known as Orangeburg Avenue which is also the East-West quarter, quarter line of Section 21; thence along said quarter, quarter Section line, South $89^{\circ} 41' 30''$ East, 1652.73 feet to the center line of a 50.00 foot public road known as Coffee Road which is also the North quarter, quarter corner common to Sections 21 and 22; thence along the center line of said Orangeburg Avenue which is also the East-West quarter, quarter line of Section 22, North $89^{\circ} 45' 00''$ East, 436.00 feet to the point of beginning, Containing 53.909 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-719

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS STANDIFORD ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-654, adopted on July 13, 1970, the Council declared its intention to call a special election for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, by said Resolution No. 70-654, the Council fixed the 3rd day of August, 1970, at the hour of 4:20 o'clock P.M., in the Council Chambers at the City Hall, located at 801 - 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-654 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto, as required by Section 35119 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation and no written protests were filed against the annexation prior to the hour set for hearing objections to the election,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against

the proposed annexation of said Standiford Addition
has not been made and hereby declares its intention to proceed
with the annexation of said territory, which is more particularly
described as attached hereto.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 3rd
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY Ros Campbell
Public Works Department

R/C
7-17-70

STANDIFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968, as Instrument 25254, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Leveland Addition (221), North $89^{\circ} 35'$ West, 501.60 feet, to the Northwestern corner of the Leveland Addition (221); thence along the existing City Limits on the Western line of the Leveland Addition (221), South $1^{\circ} 20'$ East, 5.18 feet, to the Northeastern corner of the WOODROW NO. 2 ADDITION (202), as per description filed July 26, 1967, as Instrument 23305, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow No. 2 Addition (202), North $89^{\circ} 35'$ West, 251.70 feet, to the Northwestern corner of the Woodrow No. 2 Addition, said point being also the Northeastern corner of the WOODROW ADDITION (174), as per description filed March 23, 1965, as Instrument 11330, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow Addition (174), North $89^{\circ} 35'$ West, 250.80 feet, to the Northwestern corner of the Woodrow Addition (174); thence along the existing City Limits on the Western line of the Woodrow Addition (174), South $01^{\circ} 13'$ East, 735.38 feet to the Northeastern corner of property conveyed to the City of Modesto by Deed recorded August 23, 1961, as Instrument 26556, Stanislaus County Records; thence along the existing City Limits on the Northern line of said City property, North $89^{\circ} 30'$ West, 46.92 feet, to the Northwestern corner of the City property; thence along the existing City Limits on the Western line of the City Property, South $00^{\circ} 30'$ West, 112.95 feet, to a point on the Northern line of the NORTHLAND ESTATES ADDITION (147), as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Northland Estates Addition (147), North $89^{\circ} 30'$ West, 510.12 feet, to a point on the Eastern line of the Tidewater Southern Railway Company right of way, said point being 30.00 feet, measured at right angles, Easterly from the North-South quarter section line of said Section 8, and said point being also on an Easterly line of the GREENWOOD ESTATES ADDITION (173) as per description filed March 17, 1965, as Instrument 10621, Stanislaus County Records; thence along the existing City Limits along said Easterly line of Greenwood Estates Addition (173) and the Eastern line of said right of way, North $01^{\circ} 19'$ West, 1301.23 feet, to a point on the East-West quarter section line and the center line of Standiford Avenue, said point being on a Southerly line of the Greenwood Estates Addition (173); thence along the existing City Limits on the East-West quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1115.77 feet, to a Southeasterly corner of the Greenwood Estates Addition (173); thence continuing along said quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1490.42 feet, to the East quarter corner of Section 8, said point being on the section line common to Section 8 and 9; thence along said section line, South $01^{\circ} 20'$ East, 448.44 feet; thence along a line parallel with that East-West quarter section line, North $89^{\circ} 35'$ West, 1040.34 feet, to the point of beginning, containing 37.738 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-720

A RESOLUTION CALLING A SPECIAL ELECTION TO BE
HELD ON THE 13th DAY OF October, 19 70,
PERTAINING TO THE ANNEXATION OF STANDIFORD
ADDITION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 70-654, the Council of the City of Modesto declared its intention to call a special election in certain inhabited territory contiguous to said City for the purpose of submitting to the electors residing within the hereinafter described territory the question whether or not said described territory should be annexed to said City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, and

WHEREAS, a copy of said resolution was published as required by law, and

WHEREAS, at a time not later than the hour set by said resolution for hearing objections to the proposed election, written protests were not made by the owners of one-half (1/2) of the value of the territory proposed to be annexed as shown by the last equalized assessment roll or by public and private owners equal to one-half (1/2) of the value of the territory proposed to be annexed, and

WHEREAS, all proceedings have been had in accordance with said resolution and the Annexation Act of 1913, as amended, reference thereto hereby being made for further particulars,

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

SECTION 1. ELECTION CALLED. A special election is hereby called to be held on the 13th day of October, 19 70, in the territory hereinafter described and proposed to be annexed to the City of Modesto, for the purpose of submitting

to the qualified electors residing in said territory the question whether or not such territory shall be annexed to, incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation after annexation 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 as attached hereto.

SECTION 2. TIME OF OPENING AND CLOSING OF POLLS. The polls at said election shall be open at 7:00 o'clock A.M. of the day herein fixed for the holding of said election and shall be kept open until 8:00 o'clock P.M. of the same day, when the polls shall be closed.

SECTION 3. FORM OF BALLOT. On the ballots to be used at said election and on the voting machines used at said election, in addition to any other matter required by law to be printed thereon, shall be printed the statement: "Shall the Standiford
 Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election?"

Where ballots are used, 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. If an elector shall stamp a cross (+) in the voting square after the printed word "Yes", the vote of such elector shall be counted in favor of the annexation of said territory to the City of Modesto; and if an elector shall stamp a cross (+) in the voting square after the printed word "No", the vote of such elector shall be counted against such annexation.

Where voting machines are used at said election, said voting machines shall be so arranged that any qualified elector may vote for the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "Yes" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote for the annexation of said territory to the City of Modesto and may vote against the annexation of said territory to the City of Modesto by pulling down a voting pointer over the word "No" near the above-mentioned statement appearing on cardboard, paper or other material placed on the front of the machine, and pulling an operating lever, and said act shall constitute a vote against the annexation of said territory to the City of Modesto. Said voting machines and the preparation of the same shall comply in all respects with the provisions of the law.

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 general elections, and the said Annexation Act of 1913, as amended.

SECTION 4. PRECINCT AND PRECINCT OFFICERS. (a) For the purpose of said election, there is hereby established in said territory described herein one voting precinct (~~2~~) to be known and described as follows:

Special Election No. 1 Precinct

Said special election precinct (~~1~~) has (~~been~~) been established by utilizing all or a portion of the county election precincts within said territory as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for county election purposes, which said orders or resolutions now on file are hereby referred to and by such reference made a part hereof for greater certainty and a more particular description of the boundaries thereof in the following manner (said

precincts so established by said Board of Supervisors being herein referred to as "county election precincts", except as hereinafter amended.)

That (Those) portion(s) of the county election precinct designated by said Board of Supervisors as Special Election
No. 1 Precinct, lying within the hereinafter described territory, is (~~was~~) hereby established as Special Election Precinct No. 1.

The following is the polling place of said Special Election Precinct No. 1, and the following named persons are hereby named officers of election and shall constitute the Board of Election for such precinct:

Polling Place: Ralph Carpenter Residence
400 Standiford
Modesto, California

Inspector: Mrs. LaFrances P. Carpenter
400 Standiford
Modesto, California

Judge: Roy T. Eggleston
348 Standiford
Modesto, California

Clerk: Mrs. Wilna B. Eggleston
348 Standiford
Modesto, California

Clerk: Mrs. Nona E. Kaminska
3400 West Point Drive
Modesto, California

(b) For their services in connection with said election, said inspector shall receive \$21.00 Dollars, and said judge and said clerks shall receive \$18.00 Dollars.

SECTION 5. 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 is hereby ordered to and shall canvass said returns at his office in the

City Hall, Modesto, California, pursuant to the Elections Code of the State of California, Section 22932.5. Upon completion of the canvass, the City Clerk shall certify the results of the election to the Council and the Council shall meet at its usual meeting place and confirm said canvass by the City Clerk on ~~Friday~~ Monday October 19, 1970, at the hour of 4:00 o'clock P.M. and declare the results of the election.

SECTION 6. SCHOOL DISTRICT BOUNDARIES. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

SECTION 7. EFFECTIVE DATE OF ANNEXATION. If annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes on November 15, 1970.

SECTION 8. NOTICE OF SAID SPECIAL ELECTION. The City Clerk shall cause a notice of said special election to be published as required by said Annexation Act of 1913, as amended, at least once a week during the four (4) weeks prior to the date of the election in The Riverbank News, a newspaper of general circulation, printed and published outside the City of Modesto but in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Rosegood
Public Works Department

STANDIFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968, as Instrument 25254, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Leveland Addition (221), North $89^{\circ} 35'$ West, 501.60 feet, to the Northwestern corner of the Leveland Addition (221); thence along the existing City Limits on the Western line of the Leveland Addition (221), South $1^{\circ} 20'$ East, 5.18 feet, to the Northeastern corner of the WOODROW NO. 2 ADDITION (202), as per description filed July 26, 1967, as Instrument 23305, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow No. 2 Addition (202), North $89^{\circ} 35'$ West, 251.70 feet, to the Northwestern corner of the Woodrow No. 2 Addition, said point being also the Northeastern corner of the WOODROW ADDITION (174), as per description filed March 23, 1965, as Instrument 11330, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow Addition (174), North $89^{\circ} 35'$ West, 250.80 feet, to the Northwestern corner of the Woodrow Addition (174); thence along the existing City Limits on the Western line of the Woodrow Addition (174), South $01^{\circ} 13'$ East, 735.38 feet to the Northeastern corner of property conveyed to the City of Modesto by Deed recorded August 23, 1961, as Instrument 26556, Stanislaus County Records; thence along the existing City Limits on the Northern line of said City property, North $89^{\circ} 30'$ West, 46.92 feet, to the Northwestern corner of the City property; thence along the existing City Limits on the Western line of the City Property, South $00^{\circ} 30'$ West, 112.95 feet, to a point on the Northern line of the NORTHLAND ESTATES ADDITION (147), as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Northland Estates Addition (147), North $89^{\circ} 30'$ West, 510.12 feet, to a point on the Eastern line of the Tidewater Southern Railway Company right of way, said point being 30.00 feet, measured at right angles, Easterly from the North-South quarter section line of said Section 8, and said point being also on an Easterly line of the GREENWOOD ESTATES ADDITION (173) as per description filed March 17, 1965, as Instrument 10621, Stanislaus County Records; thence along the existing City Limits along said Easterly line of Greenwood Estates Addition (173) and the Eastern line of said right of way, North $01^{\circ} 19'$ West, 1301.23 feet, to a point on the East-West quarter section line and the center line of Standiford Avenue, said point being on a Southerly line of the Greenwood Estates Addition (173); thence along the existing City Limits on the East-West quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1115.77 feet, to a Southeasterly corner of the Greenwood Estates Addition (173); thence continuing along said quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1490.42 feet, to the East quarter corner of Section 8, said point being on the section line commor to Section 8 and 9; thence along said section line, South $01^{\circ} 20'$ East, 448.44 feet; thence along a line parallel with that East-West quarter section line, North $89^{\circ} 35'$ West, 1040.34 feet, to the point of beginning, containing 37.738 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-721

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Lots 7 and 8 of Block 325, Robert L. Atkins, Jr. - \$150)
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 curb and gutter may be required, and

WHEREAS, the Council did, on March 9, 1970 adopt its Resolution No. 70-215, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, August 3rd, 1970, at 4:35 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$150.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$150.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 7 and 8 of Block 325 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 325, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-722

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Church of God - 202 H Street)

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 curb and gutter may be required, and

WHEREAS, the Council did, on March 23, 1970 adopt its Resolution No. 70-211, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, August 3rd, 1970, at 4:35 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$272.25.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$272.25 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Block 4, Lots 29 to 32 inclusive, in the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 4, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-723

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 THE AMOUNT OF SAID LIEN. (Warren T. Hanford, Lots 1, 2 and 3 of Block 581 - \$468.57)
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 curb and gutter may be required, and

WHEREAS, the Council did, on January 19, 1970 adopt its Resolution No. 70-76, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, August 3rd, 1970, at 4:35 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$468.57.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$468.57 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1, 2 and 3 of Block 581 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 581, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-724

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 THE AMOUNT OF SAID LIEN. (Lots 1 & 2, portion of Lot 3, Block 731 - \$324.00) (Carmela Pantaleo) 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 sidewalk may be required, and

WHEREAS, the Council did, on March 9, 19 70 adopt its Resolution No. 70-212, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, August 3rd, 19 70, at 4:35 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$324.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$324.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1 and 2 and the North 21 feet of Lot 3 of Block 731 of Hobron-Van Wye Tract as per map filed February 25, 1929 in Volume 11, Page 13, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August 1970, by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-725

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SHELL OIL COMPANY FOR SEWER SERVICE TO PROPERTY AT 1400 COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Shell Oil Company for sewer service to property located at 1400 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 August 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-726

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (NORWEGIAN NO. 3 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on July 13, 1970, certain territory known as Norwegian No. 3 Addition, and

WHEREAS, the inclusion of the area contained in Norwegian No. 3 Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Norwegian No. 3 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 60.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, September 14, 1970, at the hour of 7:45 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 60.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the Southern line of Tokay Avenue at the West boundary of the annexation.
- (2) On the Northern line of Norwegian Avenue at the West boundary of the annexation.
- (3) On the Northern line of Norwegian Avenue at the East boundary of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 60, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Ross Campbell
Public Works Department

7-30-70

April 8, 1970

NORWEGIAN NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, 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 ATHENS ADDITION (141), as per description filed November 19, 1962, as Instrument 43543, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said Athens Addition (141) South $89^{\circ} 31' 00''$ East, 636.87 feet to the North-western corner of the COFFEE NO. 2 ADDITION (205) as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (205), South $00^{\circ} 53' 30''$ East, 615.90 feet to the Southwestern corner of said Addition (205) and center line of a 40.00 foot public road known as Norwegian Avenue; thence leaving the existing City Limits and along said center line North $89^{\circ} 32' 00''$ West, 636.87 feet to a point on the Southerly extension of the Eastern line of REVARD MANOR, as per map filed June 23, 1952, in Volume 17 of Maps, Page 38, Stanislaus County Records; thence along said extension and the Eastern line of said Revard Manor, North $00^{\circ} 53' 30''$ West, 616.06 feet to the point of beginning, containing 9.003 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on August 3, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Simon, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

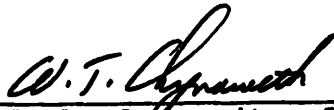
NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: August 4, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-727

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MRS. VIVIAN SCHAFFER FOR RENTAL OF HOME AT 626 BRIGHTON AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Mrs. Vivian
Schafer
for lease of home located at 626 Brighton Avenue for a period of
one year
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
August 1970, by Councilman Simon, who moved its
adoption, which motion being duly seconded by Councilman Smith
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-728

A RESOLUTION APPROVING SUBLEASE OF OFFICE SPACE BY HAWKE FLYING SERVICE TO PERCELL AIRCRAFT LEASING COMPANY, LAS VEGAS, NEVADA

WHEREAS, Hawke Flying Service in a letter to the City of Modesto dated July 8, 1970 has requested permission to sublease office space to Percell Aircraft Leasing Company from Las Vegas, Nevada; and

WHEREAS, Hawke Flying Service has outlined the terms of the sublease with Percell Aircraft Leasing Company in said letter dated July 8, 1970, attached hereto, marked Exhibit "A", and made a part hereof.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sublease of office space by Hawke Flying Service to Percell Aircraft Leasing Company, Las Vegas, Nevada on a month-to-month basis, is hereby approved.

BE IT FURTHER RESOLVED that Percell Aircraft Leasing Company from Las Vegas, Nevada shall obtain a fixed base operator permit from the City of Modesto.

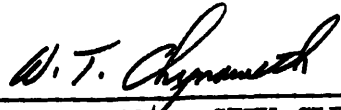
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

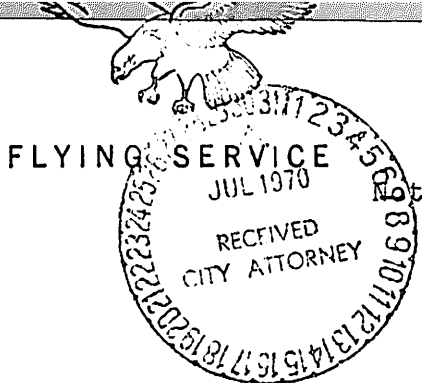
AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK



FRANK
DICK _____

BRANCH OFFICE
P.O. BOX 1096 MERCED, CALIF. 95340
PHONE 209-723-7021

Note: Sublease is for the rental of desk space on a month-to-month basis. RC

8 July 1970

City of Modesto
City Hall
Modesto, California

Attention: Mr. Ross Campbell

Dear Sir:

Mr. Hank Percell of Percell Aircraft Leasing Company from Las Vegas, Nevada contacted the Hawke Flying Service requesting permission to utilize a portion of one of our offices as a central contact point for his business.

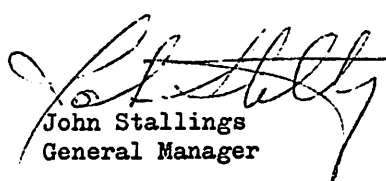
We at Hawke are in a position to afford Mr. Percell the office space and furniture he will need to function for the period of his stay. It has been agreed that his company will pay to Hawke Flying Service \$50.00 per month in advance for each month of use, providing, this arrangement is satisfactory to the City.

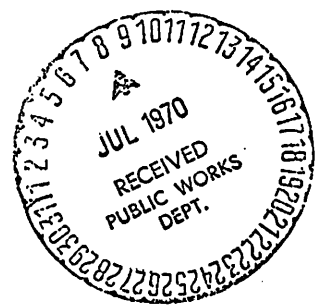
Mr. Percell is in touch with his home office in Las Vegas and has made arrangements for a letter of intent plus a check for \$100.00 for the Fixed Base Operator Fee for six months to be sent directly to your department. It should be in your hands by the 9th of July.

Upon strength of this letter please arrange this matter to appear before the next scheduled City Council meeting or other medium upon which this transaction can be expedited.

Sincerely,

HAWKE FLYING SERVICE


John Stallings
General Manager



JS:bk
cc: file

"House of Hawkes"

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-729

A RESOLUTION APPROVING REQUEST OF PERCELL AIRCRAFT LEASING COMPANY TO CONDUCT AN AIRCRAFT PURCHASE, RESALE AND LEASING BUSINESS AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Percell Aircraft Leasing Company has requested permission to conduct an aircraft purchase, resale and leasing business at Modesto City-County Airport for a period of approximately five to six months; and

WHEREAS, arrangements have been made with Hawke Flying Service to rent office space, which was approved by the Council of the City of Modesto at its meeting of August 3, 1970; and

WHEREAS, the Airport Manager has received and reviewed information regarding Percell Aircraft Leasing Company and is satisfied that the company meets requirements set forth in the guidelines for fixed base operators at Modesto City-County Airport.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Percell Aircraft Leasing Company to conduct an aircraft purchase, resale and leasing business at Modesto City-County Airport for a period of five or six months is hereby approved.

BE IT FURTHER RESOLVED that Percell Aircraft Leasing Company shall act as a fixed base operator at the Modesto City-County Airport, with its business limited to that of aircraft purchase, resale and leasing.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-730

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 15 of Block 6128 - Henry Barnett)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Catalina Way, Block 6128

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 15 of Block 6128 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-731

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 8, Block 6031, Robert W. Pearson)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Block 6031, Ulrich Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6031 of College View Tract as per map filed December 6, 1951 in Volume 17 of Maps, Page 29, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-732

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 14, Block 6031, Henry M. Weeks)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Ulrich Avenue, Block 6031

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 14 of Block 6031 of College View Tract as per map filed December 6, 1951 in Volume 17 of Maps, Page 29, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-733

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (East 100 feet of Lots 23 and 24, Block 584 - James Anthony Rocha)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Melrose Avenue, Block 584

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The East 100 feet of Lots 23 and 24 of Block 584 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 584, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-734

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lots 9 and 10, Block 584 - Mr. Samuel C. Bailey)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Melrose Avenue, Block 584

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 9 and 10 of Block 584 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of maps, Page 584, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-735

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lots 20 and 21 of Block 593 - Mrs. Lawrence Dahl)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Bodem Street, Block 593

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 20 and 21 of Block 593 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 593, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-736

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (West 73.45 feet of Lots 22, 23 and 24 of Block 593 - Kenneth G. Cloward)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Bodem St., Block 593

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The West 73.45 feet of Lots 22, 23 and 24 of Block 593 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 593, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-737

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (East 90 feet of Lots 23 and 24, Block 592 - Vernon H. Reed)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Bodem Street, Block 592

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The East 90 feet of Lots 23 and 24 of Block 592 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 592, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-738

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (The South $\frac{1}{2}$ of Lot 5, Lots 6 and 7 and the North $\frac{1}{2}$ of Lot 8, Block 466 - Walter J. Masciorini, Jr.)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Myrtle Avenue, Block 466

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South $\frac{1}{2}$ of Lot 5, Lots 6 and 7 and the North $\frac{1}{2}$ of Lot 8 of Block 466 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 466, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 17th day of August, 1970, at
4:35 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 3rd
day of August, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-739

A RESOLUTION DECLARING TWO PUMPS AND COMPANION ELECTRIC MOTORS SURPLUS TO THE NEEDS OF THE CITY AND APPROVING SALE THEREOF

WHEREAS, the City has two pumps and companion electric motors surplus its needs; and

WHEREAS, Walter G. Noack and Sons, 4500 Fremont Street, Stockton, California has offered to purchase the surplus equipment for \$600.00

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

1. The Council hereby declares the two pumps and companion electric motors surplus to the needs of the City.
2. Sale of the two pumps, as described below, to Walter G. Noack and Sons, for \$600.00 is hereby authorized:

Two used U. S. Electric Motors, 40 HP, 440 Volt, 3 phase, vertical hollow shaft, 8 pole, 880 RPM;

Two 24 inch mixed flow propeller pumps, approx. 10 foot column with underground discharge.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 740

A RESOLUTION AUTHORIZING THE TEMPORARY LOAN OF THREE HUNDRED AND NO/100ths (\$300.00) DOLLARS FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SPECIAL IMPROVEMENT DISTRICT NO. 12 FUND (FUND NO. 462).

WHEREAS, there is a temporary shortage in the Special Improvement District No. 12 Fund resulting from uncollected property taxes, and

WHEREAS, it is anticipated that a sum of Three Hundred and no/100ths (\$300.00) Dollars is available in the General Reserve (Account No. 60) of the General Fund (Fund No. 101), and

WHEREAS, the Council desires to temporarily loan said sum to the Special Improvement District No. 12 Fund (Fund No. 462) to provide money to pay matured bond interest, and

WHEREAS, the sum can be repaid to the General Fund (Fund No. 101) when such sum becomes available in the Special Improvement District No. 12 Fund (Fund No. 462) upon the receipt of delinquent taxes,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of Three Hundred and no/100ths (\$300.00) Dollars be and is hereby authorized to be transferred from the General Reserve (Account No. 60) of the General Fund (Fund No. 101) to the Special Improvement District No. 12 Fund (Fund No. 462).

BE IT FURTHER RESOLVED that said sum of Three Hundred and no/100ths (\$300.00) Dollars is to be repaid to the General Fund upon the availability of a sufficient sum in the Special Improvement District No. 12 Fund.

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 3rd day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPTOVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-741

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA & SUE, LANDSCAPE ARCHITECTS, FOR FRANK AND IONE MANCINI MEMORIAL PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ribera & Sue for preparation of plans, specifications and bidding documents for the development of the Frank and Ione Mancini Memorial 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 3rd day of August 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-742

A RESOLUTION AUTHORIZING A SUPERVISED PLAY
PROGRAM AT KEWIN PARK IN THE CITY OF MODESTO.

WHEREAS, residents in the La Loma area of the City of Modesto have indicated they would like supervised recreation in Kewin Park for younger children, and

WHEREAS, the Parks and Recreation Department of the City is willing to provide supervised play in Kewin Park inasmuch as there is no other supervised play program in the La Loma area, and

WHEREAS, Kewin Park serves as a neighborhood park and the City of Modesto Parks and Recreation Department furnishes supervised recreation in other neighborhood parks in the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that inasmuch as Kewin Park does serve as a neighborhood park and there is no other supervised play program in the La Loma area, that it is in the best interests of the City and the residents of the La Loma area to authorize a program of supervised recreation in Kewin Park.

BE IT FURTHER RESOLVED that the Parks and Recreation Department is authorized to furnish its typical summer supervised play program at Kewin Park commencing on August 5, 1970, said program to terminate on the same date as other supervised play programs in other City parks.

BE IT FURTHER RESOLVED that said supervised play program shall be conducted at Kewin Park each summer hereafter in the same manner and for the same period as such program is carried on in other City parks.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:


AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-743

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (MEMORIAL HOSPITAL ASSN. OF STANISLAUS COUNTY)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 7, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to prezone to Planned Development Zone, P-P=D, and Professional Office Zone, P-P-O the following described property:

Prezone to P-O:

The Northerly 350.01 feet measured at right angles of the Southwest Quarter of the Southwest Quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Prezone to P-D:

The Southwest Quarter of the Southwest Quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, excepting therefrom the Northerly 350.01 feet measured at right angles.
and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-88 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for August 24, 1970 at 8:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-744

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE RIVERSIDE NO. 3 ADDITION
TO THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 70-638

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on June 19, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Riverside No. 3 Addition,

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

That the annexation of said uninhabited territory designated as Riverside No. 3 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

BE IT FURTHER RESOLVED, that Resolution No. 70-638 adopted on July 6, 1970, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn I. Johnson
ELWYN I. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By Ross Campbell
7-31-70 Public Works Department

May 11, 1970

RIVERSIDE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being all of that parcel shown on the map recorded December 7, 1965 in Book 10 of Surveys, Page 93, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the RIVERSIDE ADDITION (228), as per description filed May 2, 1969 as Instrument 15075, Stanislaus County Records, which is also the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Southwestern corner of the RIVERSIDE NO. 2 ADDITION (234), as per description filed June 12, 1969 as Instrument 20321, Stanislaus County Records; thence along the Southern line of said Addition (234) and existing City Limits, North $79^{\circ} 13' 21''$ East, 1627.91 feet, to the Southeastern corner of said Addition (234) thence leaving the existing City Limits South $0^{\circ} 32' 50''$ East, 1262.03 feet; thence North $89^{\circ} 53' 24''$ West, 1601.95 feet, to the Eastern line of Riverside Addition (228); thence along said Eastern line, North $00^{\circ} 33' 30''$ West, 954.53 feet, to the point of beginning, containing 40.758 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-745

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$600 FOR INTERCONNECTION SIGNALS ALONG COLLEGE & TULLY WITH DOWNTOWN SIGNALS

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

GENERAL FUND (101)

FROM: Salaries and Wages, Part-Time (120-56)	\$600
TO: Interconnection of Traffic Signals along College & Tully with Downtown Signals (7901-56)	\$600

(The interconnection of traffic signals north of Roseburg with the downtown signals is desirable because after a power failure it is necessary to resynchronize these signal systems for a progressive movement. In an interconnected system this is done automatically)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of August, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-746

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF BEDFORD ASSOCIATES, INC. TO PLANNING COMMISSION DENIAL OF APPLICATION FOR REZONING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Sept. 14, 1970 at 7:50 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 appeal of Bedford Associates, Inc. to the Planning Commission denial of application for rezoning of approximately 4.85 acres surrounding the southeast corner of West Roseburg Avenue and Tully Road from R-3 and R-1 to P-D.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-747

A RESOLUTION ACCEPTING THE RESIGNATION OF DEDRICK G. DENISON
FROM THE LIBRARY AND CULTURE COMMISSION

WHEREAS, Dedrick G. Denison was appointed to the Library and Culture Commission on December 27, 1966; and

WHEREAS, Mr. Denison, due to the pressure of business, has tendered his resignation from the Library and Culture Commission; and

WHEREAS, Mr. Denison has been a sincere and devoted public servant and has contributed greatly to the progress of the City.


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Mr. Denison from the Library and Culture Commission is accepted with regret.

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Mr. Denison 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 10th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-748

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING TWO THREE-WHEELED VEHICLES FOR GOLF COURSE USE

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

SECTION 1. The ~~plans and~~ specifications for the furnishing of two (2) three- wheeled vehicles for golf course use,

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 25, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August 1970 , by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR ASPHALT CONCRETE RESURFACING, VARIOUS CITY STREETS, UNIT NO. 1 AND UNIT NO. 2

WHEREAS, Resolution No. 70-688 adopted by the Council of the City of Modesto on July 20, 1970 approved the plans and specifications for the asphalt concrete resurfacing of various city streets, Unit No. 1, select streets, and Unit No. 2, residential streets for 1970-71, and authorized the calling for bids, and

WHEREAS, the bids received for the resurfacing were opened at 10:00 A.M., August 4, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Workshas recommended that the bid of George Reed, Inc. in the amount of \$56,697

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 \$56,697

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


 W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-750

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR APPLICATION OF SLURRY SEAL TO 5,000 FOOT RUNWAY 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 application of slurry seal to 5,000 foot runway 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 August 25, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-751

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PARKING LOT, PATH
PAVING, AND DRAINAGE AT MOOSE PARK

WHEREAS, a report has been filed by the Director of
Public Works that the construction of parking lot, path
paving, and drainage at Moose Park
has been completed by Elrich Construction Co.

in accordance with the contract agreement dated May 18, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of
parking lot, path paving, and drainage at Moose Park
be accepted from said contractor, Elrich Construction Co.,

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$30,096.00 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
10th day of August, 1970, by Councilman
Smith, who moved its adoption, which motion being
duly seconded by Councilman Dixon, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-752

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(72).
(Gordon S. W. Tornell)

WHEREAS, a verified application for an amendment to Section 10-3-9 of the Zoning Map was filed by _____
Gordon S. W. Tornell on May 15,
1970, to prezone to Planned Development Zone, P-PD, the following described property:

The West one-half of the Northeast one-quarter of the Northeast one-quarter and the East one-half of the Northwest one-quarter of the Northeast one-quarter of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

Containing: Approximately 40 acres.

WHEREAS, after public hearing held on June 16,
and continued to July 7, 1970,
1970,/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 subject property fronts upon 2 collector streets.
2. The subject property is located adjacent to 2 planned school sites - the Beyer High School and an elementary school.
3. The density of the proposed mobile home park is low and would not adversely affect the overall density of the neighborhood.
4. The proposed mobile home park will provide a varied housing type as called for in the comprehensive General Plan.

WHEREAS, after a public hearing held on August 10,
1970, the Council found and determined that the application of
Gordon S.W. Tornell

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. 1039-C.S.
on the 10th day of August, 1970, rezoning the above-
described property to Planned Development Zone, P-PD(72).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for
Rezoned Planned Development Zone, P-PD(72), is hereby approved
in accordance with the plan titled "Mobile Home Park"
, dated June 16, 1970,
as amended in red on its face,
/which said plan is on file in the office of the Planning Director,
subject to the following conditions:

As shown on Exhibit "A" and made a part hereof as
though set forth in full herein.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(72):

That the entire construction program be accomplished in 2 phases:

Phase I shall include 150 mobile home spaces located on the westerly 1/2 of the subject development and the administration and recreational area; and shall include the westerly 40 foot part-width street and all street improvements on Mable Avenue, construction to begin on or before August 15, 1971, and be completed not later than August 15, 1972.

Phase II shall include the remainder of the development, construction to begin on or before August 15, 1972, and be completed not later than August 15, 1973.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 rezoning the above-described property to Planned Development Zone, P-PD(72) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY William Nichols
Planning Department

1. That all development be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit, the developer shall dedicate the following street rights-of-way:
 - a) 10 feet for the widening of Mable Avenue;
 - b) 30 feet along the west property line to provide for a 40-foot part-width street for ultimate development of a 60-foot collector street between Mable Avenue and Sylvan Avenue.
3. That the developer shall improve Mable Avenue and above mentioned 40-foot part-width street to collector street standards in accordance with the requirements of the Director of Public Works. The developer shall submit improvement plans prepared by a registered civil engineer to the City of Modesto for approval by the City Engineer.
4. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto, the cost of planting 66 street trees at the prevailing rate.
5. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
6. That all landscaping, fences and walls be maintained and that the premises be kept free of weeds, trash and other debris.
7. That the development shall be connected to the City sanitary sewer and water facilities in accordance with the requirements of the Director of Public Works. In order to provide sewer and water service, the developer shall provide a sewer and water line easement from the southwest corner of the subject property to Sylvan Avenue.
8. That all entrance driveway approaches shall be constructed to City of Modesto standards and in accordance with all provisions of the Municipal Code.
9. That 1 sign to identify the mobile home park shall be permitted on the Mable Avenue frontage as shown on the approved plot plan and one sign shall be permitted at each entrance to the north-south collector street on the west side of the subject property at the option of the developer. The sign on Mable Avenue shall not exceed 6 feet in height and 24 square feet in area, and the 2 signs on the westerly north-south collector street shall not exceed 6 feet in height and 12 square feet in area. All signs shall be nonrotating and shall not be illuminated by lights located within the sign.
10. That prior to the issuance of a building permit, the developer shall submit to the Fire Chief and Director of Public Works for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.
11. A solid 6-foot decorative masonry wall or masonry pilaster and redwood fence shall be constructed along the north and west sides of the subject property 15 feet back from property lines after street dedications. A solid 6-foot redwood fence shall be constructed along the south and east property lines of the subject property. These fences and walls shall be constructed in 2 phases and shall be completed along with the portions of the development to which they are adjacent.
12. That all required street dedications shall be made and public improvements shall be installed prior to occupancy of the premises or by August 15, 1972, whichever occurs first.

13. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of said public improvements by August 15, 1972, or prior to occupancy of the premises, whichever occurs first.
14. That the applicant shall submit for approval, four copies of a revised plot plan showing all the required changes and adjustments in design and the limitations set on the development as shown on the plot plan amended in red and on file in the office of the Planning Director. Said revised plot plan shall be approved by the Planning Director prior to the issuance of a building permit.
15. That all parking and driveway areas be improved in accordance with the provisions of Sections 10-2.1805 and 10-2.1807 of the Municipal Code. Parking shall not be allowed along either side of all 30-foot wide interior streets. Drainage facilities shall be constructed in accordance with the requirements of the Director of Public Works.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-753

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D 74.

WHEREAS, a verified application for an amendment to Section 19-3-9 of the Zoning Map was filed by O. F. C. Properties on May 18, 1970, to reclassify from One-family Residential Zone, R-1, and Two-family Residential Zone, R-2, to Planned-Development Zone, P-D, the following described property:

- R-1 to P-D Parcel 1 - As shown on Exhibit "A" and made a part hereof as though set forth in full herein.
- R-1 to P-D Parcel 2 - As shown on Exhibit "A" and made a part hereof as though set forth in full herein.
- R-2 to P-D - As shown on Exhibit "A" and made a part hereof as though set forth in full herein.

WHEREAS, after public hearing held on June 16, 1970, and continued to July 7, 1970, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The subject property fronts upon Evergreen Avenue, which serves as a collector street;
2. The subject property is close to a high volume traffic interchange and is close to service shopping;
3. The subject property is so located as to act as a transition between extensive commercial areas clustered around the Prescott Interchange to the west and the low residential densities to the east; and

WHEREAS, after a public hearing held on August 10, 1970, the Council found and determined that the application of O. F. C. Properties 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. 1040 -C.S. on the 10th day of August, 1970, reclassifying the above-described property from One-family Residential Zone, R-1, and Two-family Residential Zone, R-2, to Planned-Development Zone, P-D(74),

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(74), is hereby approved in accordance with the plan titled "Evergreen Park Apartments, Evergreen Avenue", dated July 7, 1970, as amended in red on its face, which said plan is on file in the office of the Planning Director, subject to the following conditions:

As shown on Exhibit "B" and made a part hereof as though set forth in full herein.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(74):

That the entire construction program be accomplished in one phase, construction to begin on or before August 15, 1971, and to be completed not later than August 15, 1973.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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(74) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Planning Department

R-1 to P-D Parcel 1

Parcel "A" as shown and designated on that certain Parcel Map filed in the office of the County Recorder of Stanislaus County, California, on November 10, 1966, in Volume 2 of Parcel Maps, Page 94, and being a portion of the Northwest corner of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian.

R-1 to P-D Parcel 2

Beginning at a point on the North line of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, distant 2089.56 feet East of the Northwest corner of said Section; being the Northwest corner of land conveyed to Mattie J. French, by Deed from John W. McDonald and wife, dated April 11, 1908 and recorded April 11, 1908 in Book 112 of Deeds at Page 583; thence South $4^{\circ} 30'$ West, 73.26 feet, more or less, to the most easterly corner of land, now or formerly owned by Peter Brunoid; thence West 291.72 feet; thence North 73.26 feet to Section line; thence East along the North line of said Section 295.68 feet more or less, to the point of beginning.

Excepting therefrom that portion of Evergreen Avenue between the existing centerline of Evergreen Avenue and the North line of said Section 19, immediately adjacent to the above described property.

Excepting also, all that portion of the northwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Commencing at the northwest corner of said Section 19, thence South $89^{\circ} 21' 30''$ East along the north line of said Section 19 a distance of 1210.90 feet, thence South $0^{\circ} 34' 22''$ East a distance of 10.00 feet to the centerline of Evergreen Avenue and the true point of beginning of this description; thence South $39^{\circ} 21' 30''$ East along said centerline of Evergreen Avenue, parallel to and 10.00 feet distant southerly at right angles from the aforementioned north line of Section 19, a distance of 751.69 feet; thence South $0^{\circ} 34' 30''$ East a distance of 308.49 feet; thence North $89^{\circ} 21' 30''$ West a distance of 752.27 feet; thence North $0^{\circ} 34' 22''$ West a distance of 308.49 feet to the point of beginning.

Containing: 5.34 acres gross

R-2 to P-D

All that portion of the northwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Commencing at the northwest corner of said Section 19, thence South $89^{\circ} 21' 30''$ East along the north line of said Section 19 a distance of 1210.90 feet; thence South $0^{\circ} 34' 22''$ East a distance of 10.00 feet to the centerline of Evergreen Avenue and the true point of beginning of this description; Thence South $89^{\circ} 21' 30''$ East along said centerline of Evergreen Avenue, parallel to and 10.00 feet distant southerly at right angles from the aforementioned north line of Section 19, a distance of 751.69 feet; thence South $0^{\circ} 34' 30''$ East a distance of 308.49 feet; thence North $89^{\circ} 21' 30''$ West a distance of 752.27 feet; thence North $0^{\circ} 34' 22''$ West a distance of 308.49 feet to the point of beginning.

Containing: 5.34 acres gross.

1. That all development be in accordance with the plan referred to above.
2. That prior to the issuance of a building permit, the following dedications and street improvements shall be made in accordance with the requirements of the Director of Public Works:
 - a) Dedicate and improve the south one-half of Evergreen Avenue to City of Modesto collector street standards including street lights, paving, concrete curb, gutter and sidewalk, and drainage facilities.
 - b) Dedicate 10 feet to provide for a 30-foot wide north-south alley along the east side of the subject property. Dedicate a 5-foot sidewalk easement and construct a 5-foot wide sidewalk therein along the west side of the 30-foot wide alley. Improve the entire alley to commercial alley standards including a concrete valley gutter, 4 inches rock base under 2 inches A.C. in accordance with the requirements of the Director of Public Works.
 - c) Dedicate and improve a 50-foot radius cul-de-sac at the terminous of Pearl Street to residential street standards.

The developer shall submit street and alley improvement plans prepared by a registered civil engineer for approval by the City Engineer.

3. That all parking and driveway areas be improved in accordance with the provisions of Section 10-2.1805 and Section 10-2.1807 of the Municipal Code. No on-site drainage water shall be allowed onto public streets. The drainage facilities shall provide for on-site disposal in accordance with the requirements of the Director of Public Works.
4. That the development shall be connected to City of Modesto water and sewer service.
5. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto the cost of planting 22 street trees at the prevailing rate.
6. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Planning Director and Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
7. That all landscaping, fences, and walls shall be maintained and that the premises shall be kept free of weeds, trash, and other debris.
8. That any signs on the premises shall conform to the sign requirements as specified in the R-3 Zone.
9. That the developer shall install two fire hydrants and the pipeline systems therefor, in accordance with the requirements and to the specifications of the Fire Chief. Said hydrants shall be installed prior to the occupancy of the premises.
10. That all entrance driveway approaches and alley approaches shall be constructed to City of Modesto standards and in accordance with all provisions of the Municipal Code.
11. That all required street and alley dedications shall be made and all public improvements shall be installed in accordance with the following:
 - a) All required dedication and improvements shall be made and installed for Evergreen Avenue prior to occupancy of the premises or by August 15, 1972, whichever occurs first.

EXHIBIT "B"

- b) All required dedications and improvements shall be made and installed for the cul-de-sac and the alley prior to August 15, 1973, or prior to occupancy of any or all of the most easterly 4 fourplex structures as shown on the approved development plan, whichever occurs first.
12. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of said public improvements by the schedule as set forth in Condition #11, above.
13. That the applicant shall submit for approval, four copies of a revised plot plan showing all the required changes and adjustments in design and the limitations set on the development as shown on the plot plan amended in red and on file in the office of the Planning Director. Said revised plot plan shall be approved by the Planning Director prior to the issuance of a building permit.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-754

A RESOLUTION DENYING THE APPLICATION OF LOUIS A. WITT FOR AN AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP.

WHEREAS, a verified application to amend Section 19-3-9 of the Zoning Map was filed by Louis A. Witt to reclassify from Neighborhood Commercial Zone, C-1, to Commercial-Industrial Zone, C-M, the following described property:

All that portion of Lot 16 of the Evergreen Acres Tract as per map filed in Volume 7 of Maps at Page 9, Stanislaus County Records, lying in the southeast quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

The westerly 70.00 feet as measured along the southerly line of said Lot 16 of the Evergreen Acres Tract,

and

WHEREAS, said application was set for public hearing before the Planning Commission at its regular meeting place, located in the Council Chambers, City Hall, 801 11th Street, Modesto, California, on May 19, 1970, and continued to 8:10 o'clock P.M. on May 20, 1970, and

WHEREAS, said continued hearing was held at the above time and place, and evidence both oral and documentary, was taken and introduced, and

WHEREAS, thereafter the Commission adopted Resolution No. 70-72 recommending to the Council an amendment to Section 19-3-9 of the Zoning Map as requested by the applicant, and

WHEREAS, said matter was set for public hearing before the Council at its regular meeting place on July 6, 1970, at 4:25 o'clock P.M. at which time said public hearing was closed, and

WHEREAS, after holding the above-mentioned public hearing the Council, by motion, referred the matter back to the Planning Commission for a further report on the application, as provided by Section 10-2.2114 of the Municipal Code, and

WHEREAS, at its meeting held on July 21, 1970, the Planning Commission reanalyzed its action to rezone the above-described property, and by a memorandum addressed to the Mayor

and Members of the City Council, dated July 23, 1970, the Planning Commission reaffirmed its action by the above-mentioned Resolution No. 70-72 recommending to the Council an amendment to Section 19-3-9 of the Zoning Map as requested by the applicant, and

WHEREAS, the evidence, both oral and documentary, introduced before the Council at its meeting on July 27, 1970, and further considered at its meeting of August 10, 1970, indicated that the application for rezoning as requested by Louis A. Witt, to amend Section 19-3-9 of the Zoning Map should be denied for the following reason:

Some of the uses permitted in the C-M Zone, which is the rezoning requested by the applicant, would not be compatible with the R-3 zoned property which abuts the above-described property.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of Louis A. Witt for an amendment to Section 19-3-9 of the Zoning Map to reclassify from Neighborhood Commercial Zone, C-1, to Commercial-Industrial Zone, C-M, the above described property, be and it is hereby denied.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the provisions of Section 10-2.2103 of the Modesto Municipal Code which provide that no application for a zone boundary change shall be accepted by the Planning Commission for any property or area for which a previous application has been denied until one year has elapsed from the date of such denial are hereby waived, and the Council requests the Planning Commission to accept an application from the applicant, Louis A. Witt, for P-D zoning of the hereinafter described real property:

All that portion of Lot 16 of the Evergreen Acres Tract as per map filed in Volume 7 of Maps at Page 9, Stanislaus County Records, lying in the southeast quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

The westerly 70.00 feet as measured along the southerly line of said Lot 16 of the Evergreen Acres Tract,

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

10th day of August, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Smith

ATTEST: _____
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By *William J. Nichols*
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-755

A RESOLUTION DENYING APPEAL OF DEBORAH SIMPSON TO DECISION OF
PARKS AND RECREATION DEPARTMENT DENYING USE OF DEL WEBB FIELD FOR
MUSIC CONCERT

WHEREAS, an appeal to the decision of the Parks and Recreation Department in denying the application of Deborah Simpson for the use of Del Webb Field on September 12, 1970 for a music concert, was filed August 6, 1970; and

WHEREAS, the possibility of permitting said concert under various conditions to be imposed has been thoroughly considered by the Council, and

WHEREAS, oral evidence was considered by the Council, together with staff recommendations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the decision of the Parks and Recreation Department denying the use of Del Webb Field to Deborah Simpson on September 12, 1970 for a music concert is hereby upheld, and the appeal of Deborah Simpson to the decision of the Parks and Recreation Department is hereby denied.

The foregoing resolution was introduced at a regular meeting of the council of the City of Modesto held on the 10th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-756

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lucern Ave. and Ramona Avenue, Lot 4, Block 608 - Mr. Raymond J. Lucchesi)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Lucern and Ramona Avenues, Block 608

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 608 of Melrose Tract as per map filed May 28, 1940 in Volume 11 of Maps, Page 75, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-757

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 11, Block 67 - Keary E. Stafford)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that _____
curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of
Block 67, Lucern Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 11 of Block 607 of Melrose Tract as per map filed May 28, 1940 in Volume 11 of Maps, Page 75, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-758

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 4, Block 6023 - Mrs. Ruth E. Dolson)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Maplewood Drive, Block 6023

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 6023 of College Fig Garden as per map filed March 4, 1953 in Volume 17 of Maps, Page 50, Stanislaus County Records.

to construct or cause to be constructed sidewalks
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-759

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 5, Block 6023, Mr. John P. Gilligan)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Maplewood Drive, Block 6023

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 6023 of College Fig Garden as per map filed March 4, 1953 in Volume 17 of Maps, Page 50, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-760

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 2, Block 6023 - Mr. John D. Loflin)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Maplewood Drive, Block 6023

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6023 of College Fig Garden as per map filed March 4, 1953 in Volume 17 of Maps, Page 50, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-761

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE
NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 3, Block 6023 -
Mr. Orlando L. Mungo)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that _____
sidewalks have been constructed, or construction
has been guaranteed, in front of the properties constituting more
than fifty per cent (50%) of the street frontage of
Maplewood Drive, Block 6023

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lot 3 of Block 6023 of College Fig Garden as
per map filed March 4, 1953 in Volume 17 of
Maps, Page 50, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-762

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 6023 - Mr. George E. Wallace)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Maplewood Drive, Block 6023

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6023 of Coffege Fig Garden as per map filed March 4, 1953 in Volume 17 of Maps, Page 50, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-763

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 6035 - Mr. Howard C. Coffee)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Crescent Drive, Block 6035

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6035 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-764

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 2, Block 6034 - Mrs. Eleanor M. Christensen)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Ashwood Drive, Block 6034

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6034 of College Center Tract
as per map filed May 29, 1952 in Volume 17
of Maps, Page 36, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-765

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 6034 - Mr. Richard G. Pelly)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Ashwood Drive, Block 6034

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6034 of College Center Tract as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-766

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 6021 - Mr. Raymond Anthony Sai)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Westland Drive, Block 6021

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6021 of Westland Manor No. 1
as per map filed April 28, 1955 in Volume 18
of Maps, Page 25, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-767

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (portion of Block 6018 - Mr. Ottavio Trombetta)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 6018

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The Northern 94 feet of the Southern 124 feet of the Eastern 200 feet of the Western 230 feet of Lot 4 of Chiquita Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 43, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-768

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lots 15 and 16, Block 31, Mr. Ross O. Tanner)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of F Street, Block 31

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 15 and 16 of Block 31 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 31, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 24th day of August, 1970, at
7:40 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 10th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Dixon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-769

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HOMESTEAD SAVINGS & LOAN ASSOCIATION, DEVELOPERS OF PORTER ESTATES NO. 2, FOR SEWER SERVICE OUTSIDE THE CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Homestead Savings & Loan Association for sewer service to property located outside the City, south of the River, at the intersection of Pecos Ave. and Herndon Road, be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-770

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHIEF, MODESTO AIRPORT TRAFFIC CONTROL TOWER, AND EMPIRE FIRE DISTRICT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Modesto Airport Traffic Control Tower, and Empire Fire District for Airport Emergency 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 10th day of August 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-771

A RESOLUTION AUTHORIZING THE ESTABLISHMENT OF A
MID-BLOCK CROSSWALK AT A CERTAIN LOCATION IN THE
CITY OF MODESTO.

WHEREAS, it is deemed desirable to establish a mid-block crosswalk at a
certain location in the City of Modesto to facilitate street crossing by pedestrians, and

WHEREAS, Section 21106 (a) of the Vehicle Code of the State of California
provides that local authorities, by ordinance or resolution, may establish crosswalks
between intersections,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that the Director of Parking and Traffic is hereby directed to establish,
designate and maintain a mid-block crosswalk as hereinafter set forth, and to
designate such mid-block crosswalk by appropriate devices, marks or lines upon
the surface of the roadway:

12th Street between B and D Streets

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 10th day of August _____, 1970,
by Councilman Smith _____, who moved its adoption, which motion being duly
seconded by Councilman Dixon _____, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-772

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIE O. PRESTON AND TROY LEE PRESTON FOR WIDENING OF BRIGHTON AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Willie O. Preston and Troy Lee Preston

for acquisition of right of way for widening of Brighton Avenue.

is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way 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 August , 19 70 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-773

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE FLOYD ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on June 19, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Floyd Addition,

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

That the annexation of said uninhabited territory designated as Floyd Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of August, 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY P. A. Rosewood
Public Works Department

May 14, 1970

FLOYD ADDITION

All that real property in the State of California, County of Stanislaus, being the Northwest quarter of the Southwest quarter of the Northeast quarter of Section 15, and the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter of Section 15, 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 Northwestern corner of the ROSE ACRES ADDITION (222), as per description filed September 27, 1965 as Instrument 37370, Stanislaus County Records, said point also being the interior quarter corner of Section 15, which is also on the center line of a 40.00 foot public road known as Rose Avenue; thence leaving the existing City Limits and along the center line of said Rose Avenue and the North-South quarter line of Section 15, North, 1320.00 feet, to the center line of a 40.00 public road known as Floyd Avenue; thence along the center line of said Floyd Avenue South $89^{\circ} 44' 00''$ East, 984.49 feet, to the East line of the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter; thence South, 660.00 feet, along said East line; thence North $89^{\circ} 44' 00''$ West 964.49 feet, to the Eastern line of said Rose Avenue; thence along the Eastern line of Rose Avenue South, 660.00 feet, to a point on the Northern line of the Rose Acres Addition (222); thence along said Northern line, North $89^{\circ} 44' 00''$ West, 20.00 feet to the point of beginning, containing 15.219 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-774

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SCENIC DRIVE-KINGSBURY SUBTRUNK SEWER

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 Scenic Drive-Kingsbury subtrunk 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 September 1, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-775

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF KELLER-SYLVAN TRUNK AND SUBTRUNK SEWER

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 Keller-Sylvan trunk and subtrunk 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 September 1, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF W. M. LYLES CO. FOR CONSTRUCTION OF
TUOLUMNE RIVER SEWER CROSSING

WHEREAS, Resolution No. 70-696 adopted by the Council of the City
of Modesto on July 27, 1970 approved the plans and specifications
for the construction of the Tuolumne River sewer crossing

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of the Tuolumne
River sewer crossing
were opened at 10:00 A.M. August 11, 1970 and later tabulated by
the Public Works Department for the consideration of the Council,
and

WHEREAS, the Director of Public Workshas recommended that the bid
of W. M. Lyles Co. for the construction of the Tuolumne River sewer
crossing in the amount of \$56,738
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of W. M. Lyles Co. in the amount of \$56,738 for the
construction of the Tuolumne River sewer crossing
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 August, 1970
by Councilman Smith who moved its adoption, which motion being
duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-777

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$63,000 FOR CONSTRUCTION OF TUOLUMNE RIVER SEWER CROSSING

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

SEWER SERVICE FUND - 212

FROM:	General Reserve (60)	\$63,000
TO:	Tuolumne Crossing Connection (7902)	\$63,000

(for construction of Tuolumne River sewer crossing)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: ~~XXXXXXXXXXXX~~ None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-778

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES AND WATER SERVICES IN MORNINGSIDE ESTATES SUBDIVISION

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

SECTION 1. The plans and specifications for installation of water lines and water services in Morningside Estates Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-779

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN KINGSWOOD ESTATES NO. 1 AND TO BEYER HIGH SCHOOL

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

SECTION 1. The plans and specifications for installation of water lines in Kingswood Estates No. 1 and to Beyer High School,

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 Septmeber 1, 1970 at 10:20 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-780

COMPLETE

A RESOLUTION ACCEPTING THE/CONSTRUCTION OF SEWERAGE WORKS IMPROVEMENT PROJECT UNIT NO. 3, WASTEWATER OXIDATION PONDING SYSTEM

WHEREAS, a report has been filed by the Director of Public Works that the construction of Sewerage Works Improvement Project Unit No. 3, Wastewater Oxidation Ponding System, has been completed by C. Norman Peterson Co., contractor,

in accordance with the contract agreement dated February 4, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Sewerage Works Improvement Project Unit No. 3, wastewater oxidation ponding system be accepted from said contractor, C. Norman Peterson Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$2,174,973.41 as provided in the contract, be authorized.

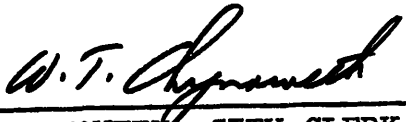
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-781

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (76).

WHEREAS, a verified application for an amendment to Section 28-3-9 of the Zoning Map was filed by Ronald C. White

on June 15, 19 70, to reclassify from One-family Residential Zone, R-1, to Planned-Development Zone, P-D, the following described property:

All that certain real property situate in the County of Stanislaus, State of California, 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, California, on March 17, 1904 in Volume 1 of Maps, at page 78, (also known as a portion of Block 1002 of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps, described as follows:

BEGINNING at the most Southwesterly corner of Lot 7 in Block 1002 of RE-SUBDIVISION OF ESGAR TRACT, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on March 21, 1941, in Volume 14 of Maps, at Page 14, (also known as Lot 7 in Block 1002 of the CITY OF MODESTO, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps), said corner being on the North line of a 20-foot alley, as said alley is shown on the Map of TSCHANTZ-VAN HORN TRACT, according to the Official Map thereof, filed in the office of the Recorder of Stanislaus County, California, on April 16, 1954 in Volume 17 of Maps, at page 72; thence from said point of beginning North $0^{\circ} 50'$ West, along the West line of Lots 7 to 14 inclusive in said Block 1002, and the Northerly extension thereof, 475.25 feet to the South line of Lucern Avenue, as said avenue is shown on said Map of RE-SUBDIVISION OF ESGAR TRACT, hereinabove referred to; thence North $89^{\circ} 57'$ West, along said South line, 185 feet to the East line of El Vecino Avenue, as said avenue is shown on said Map of RE-SUBDIVISION OF ESGAR TRACT; thence South $0^{\circ} 50'$ East, along said East line, 475.25 feet to the North line of said 20 foot alley hereinabove referred to; thence South $89^{\circ} 59' 15''$ East along the North line of said 20 foot alley 185 feet to the point of beginning.

INCLUDING also, the southerly 20 feet of Lucern Avenue and the Easterly 20 feet of El Vecino Avenue all being immediately adjacent to the above described property.

WHEREAS, after public hearing held on July 21, 19 70, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The property is not conducive to practical R-1 development because of the parcel's excessive depth and because it faces the rear yards of double frontage lots that front on El Cajon Avenue.
2. The proposed structures are planned to be one story in height and as such would be in keeping with the character of the surrounding homes.
3. Before its conversion to an R-1 zone because of a previous owner's failure to meet the adopted development schedule, the property was zoned P-D which permitted an R-2 density residential complex.
4. The proposed dwelling unit density of 12.8 dwelling units per acre, which is equivalent to that permitted in the R-2 zone, is acceptable for property fronting on El Vecino Avenue, a designated collector street.

WHEREAS, after a public hearing held on August 17,
1970, the Council found and determined that the application of
Ronald C. White

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. _____-C.S.
on the _____ day of _____, 19____, reclassifying the
above-described property from One-family Residential Zone, R-1,
to Planned-Development Zone, P-D (76),

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 (76), is hereby approved in accordance
with the plan titled "Plot Plan, Planned Development - 12 duplex
units"

dated July 21, 1970, which said plan is on file in the
office of the Planning Director, subject to the following condi-
tions:

1. That all development be in accordance with the plan titled, "Plot Plan, Planned Development - 12 Duplex Units", dated July 21, 1970, as amended in red on its face and on file in the office of the Planning Director.
2. That the developer shall improve El Vecino and Lucern Avenue to City of Modesto subdivision standards in accordance with the requirements of the Director of Public Works. The developer shall submit improvement plans prepared by a registered Civil Engineer.
3. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto the cost of planting 15 street trees at the prevailing rate.
4. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
5. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
6. That the development shall be connected to the City sanitary sewer and water facilities in accordance with the requirements of the Director of Public Works.
7. That all required public improvements shall be installed prior to occupancy of the premises, or by September 1, 1971, whichever comes first.
8. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of said public improvements by September 1, 1971, or prior to occupancy of the premises, whichever occurs first.

9. That all parking and driveway areas be improved in accordance with the provisions of Sections 10-2.1805 and 10-2.1807 of the Municipal Code. Drainage facilities shall be constructed in accordance with the requirements of the Director of Public Works.

10. That any signs on the premises shall conform to the sign requirements as specified in the R-2 Zone.

11. That the applicant shall grade and pave the full width of the alley along the parcel's south boundary to City subdivision standards. The alley shall be paved with 2 1/2 inches of road mix.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (76):

That the entire construction program be accomplished in two phases.

Phase I shall include 6 duplex structures (12 dwelling units) and 19 off-street parking spaces to be located on the northern 1/2 of the property with construction to begin on or before September 1, 1971, and be completed not later than September 1, 1972.

Phase II shall include 6 duplex structures (12 dwelling units), 19 off-street parking spaces, and a swimming pool and recreation area, all of which with the exception of the swimming pool and recreation area to be located on the southern 1/2 of the property, with construction to begin on or before December 31, 1971, and be completed not later than December 31, 1972.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 (76) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-782

A RESOLUTION DENYING REQUEST OF CABLECOM-GENERAL OF MODESTO FOR INCREASE OF MONTHLY SERVICE CHARGES TO MULTIPLE DWELLING UNITS

WHEREAS, Cablecom-General of Modesto, in a letter dated July 17, 1970 requested an increase of monthly service charges to multiple dwelling units.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Cablecom-General of Modesto for an increase of monthly service charges to multiple dwelling units is hereby denied.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-783

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 15, Block 6128,
Mr. Henry Barnett)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 6128, Catalina Way, and

WHEREAS, the Council, did, on August 3, 1970, adopt its Resolution No. 70-730, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-730, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-730 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-784

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 8, Block 6031, -
Mr. Robert W. Pearson)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 6031, Ulrich Avenue

, and
WHEREAS, the Council, did, on August 3, 1970, adopt its Resolution No. 70-731, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-731, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-731 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-785

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Block 6031, Lot 14,
Mr. Henry M. Weeks)

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

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 6031, Ulrich Avenue, and

WHEREAS, the Council, did, on August 3, 1970, adopt its Resolution No. 70-732, directing the Superintendent of Streets to give notice requiring the construction of sidewalks along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-732, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-732 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-786

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Block 584, East
100 feet of Lots 23 and 24 - Mr. James Anthony Rocha)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that crubs
and gutters have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 584, East Morris Ave.

_____, and
WHEREAS, the Council, did, on August 3, 1970,
adopt its Resolution No. 70-733, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th
day of August 1970, at 4:35 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 notice to be
given as directed by said Resolution No. 70-733, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-733 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-787

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Block 584, Lots
9 and 10 - Mr. Samuel C. Bailey

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 584, Melrose Avenue, and

WHEREAS, the Council, did, on August 3, 1970, adopt its Resolution No. 70-734, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-734, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-734 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-788

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Block 593, Lots
20 and 21 - Mrs. Lawrence Dahl)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 593, Bodem Street, and

WHEREAS, the Council, did, on August 3, 19 70, adopt its Resolution No. 70-735, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 19 70, at 4:35 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 notice to be given as directed by said Resolution No. 70-735, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-735 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-789

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (West 73.34' of Lots
22, 23 and 24 of Block 593 - Mr. Kenneth G. Cloward)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 593, Bodem Street, and

WHEREAS, the Council, did, on August 3, 1970, adopt its Resolution No. 70-736, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-736, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-736 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-790

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lots 23 and 24 of
Block 592 - Mr. Vernon H. Reed)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 592, Bodem Street, and

WHEREAS, the Council, did, on August 3, 1970, adopt its Resolution No. 70-737, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th day of August 1970, at 4:35 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 notice to be given as directed by said Resolution No. 70-737, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-737 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-791

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (The south $\frac{1}{2}$ of Lot
5, Lots 6 and 7 and the north $\frac{1}{2}$ of Lot 8, Block 466 -
Walter J. Masciorini, Jr.)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curbs
and gutters have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 466, Myrtle St.

_____, and
WHEREAS, the Council, did, on August 3, 1970,
adopt its Resolution No. 70-738, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 17th
day of August 1970, at 4:35 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 notice to be
given as directed by said Resolution No. 70-738, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-738 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-792

A RESOLUTION IN SUPPORT OF THE REVISED BUDGET
TO BE SUBMITTED TO PROVIDE MENTAL HEALTH SERVICES
FOR STANISLAUS COUNTY.

WHEREAS, the interested agencies involved with the delivery of mental health services in Stanislaus County have been informed that State funds for new services have been drastically reduced for the fiscal year 1971, and

WHEREAS, the Modesto State Hospital was closed in April 1970 over the opposition of many citizens and agencies, and

WHEREAS, no facilities are available in the County of Stanislaus for inpatient services, and

WHEREAS, the County Board of Supervisors as well as the Director of the Short-Doyle program were led to believe that adequate State funding would be available to develop new services due to phasing out of Modesto State Hospital,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Council of the City of Modesto hereby strongly supports the revised budget submitted by Hewitt F. Ryan, M. D., Director of the Short-Doyle Mental Health Services of Stanislaus County in order to provide adequate services for this county.

BE IT FURTHER RESOLVED that a copy of this resolution shall be furnished to the Honorable Ronald Reagan, Governor 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 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-793

A RESOLUTION APPROVING THE FINAL MAP OF THE
MORNINGSIDE ESTATES SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Gregory Development Company, a corporation

is
~~was~~ possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 19.995 acres, known as the
Morningside Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 5th day of August,
1969, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Morningside Estates
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Morningside Estates
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Four Thousand, Six Hundred
and 20/100ths (\$4,600.20) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of One Hundred
Twenty-Four Thousand, Four Hundred and no/100ths / (\$124,400.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-794

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
JEANET BROWN AND RAYMOND BROWN FOR SEWER SERVICE TO PROPERTY LOCATED
AT 1202 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Jeanet and
Raymond Brown
for sewer service to property located outside the city at 1202 Garden
Avenue
be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
August 1970, by Councilman Smith, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO.70-795

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (VINE ADDITION)

WHEREAS, there has been annexed to the City of Modesto on August 6, 1970, certain territory known as Vine Addition, and

WHEREAS, the inclusion of the area contained in Vine Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Vine Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 61.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, October 5, 1970, at the hour of 4:05 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 61.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the South side of Vine Street at the Western boundary of the annexation.
- (2) On the West side of Franklin Street South at the Northern boundary of the annexation.
- (3) On the West side of Franklin Street South at the Southern boundary of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 61, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Bessard
Public Works Department

VINE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of the Northeast quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being a portion of Lot 9 of the SPENCER COLONY as per map filed December 16, 1904 in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the CALIFORNIA-FRANKLIN ADDITION (108), as per description filed May 25, 1960, as Instrument 14995, Stanislaus County Records, said point also being the Southeastern corner of Lot 9 of the Spencer Colony and also being on the Section line common to Section 31 and 32; thence along the existing City Limits on the Northern line of said Addition (108) and Southern line of said Lot 9, South 89° 59' West, 186.00 feet, to the Southwestern corner of the property conveyed to the City of Modesto by deed recorded February 4, 1969, as Instrument 3796, Stanislaus County Records; thence along the Western line of said City property, North 00° 10' East, 130.00 feet, to the Northwestern corner of property conveyed to the City of Modesto by deed recorded November 21, 1969, as Instrument 38655, Stanislaus County Records, and a point on the Southern line of property conveyed to Mary A. Webb by deed recorded January 12, 1962, as instrument 1581, Stanislaus County Records; thence along said Southern line, South 89° 59' West, 165.00 feet, to the Southwestern corner of said Webb property; thence along the Western line of said Webb property, North 00° 10' East, 140.00 feet, to the Northwestern corner of said Webb property; thence along the Northern line of said Webb property, North 89° 59' East, 351.00 feet, to the Eastern line of Lot 9 and the Section line common to Sections 31 and 32; thence along said Eastern line of said Lot 9, South 00° 10' West, 270.00 feet, to the point of beginning, containing 1.683 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on August 17, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED:



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70=796

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURBS AND GUTTERS ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lots 29 and 31, Block 7252 - Mr. Lloyd J. Bowling)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Block 7252, Garvey Ave.

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 29 of Block 7252 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 8th day of September, 1970, at
4:05 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 17th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-797

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Block 7252, Lot 22 - Mr. Harrell B. Misener)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Block 7252, Garvey Avenue and Brenner Way

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 22 of Block 7252 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 8th day of September, 1970, at 4:05 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-798

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Block 7253, Lot 20 - Mr. Ernest P. Peet)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Block 7253, Garvey Avenue

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 20 of Block 7253 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 8th day of September, 1970, at 4:05 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-799

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 253 - Mr. Ernest J. Silva)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Block 7253, Garvey Avenue and Bud Street

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 7253 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 8th day of September, 1970, at 4:05 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-800

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 32, Block 7252 - Mr. Floyd Thomas Vigil)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Block 7252, Garvey Ave.

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 32 of Block 7252 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 8th day of September, 1970, at
4:05 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 17th
day of August, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-801

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS REGARDING ADMINISTRATION AND OPERATION OF CITY-
COUNTY SANITARY LANDFILL

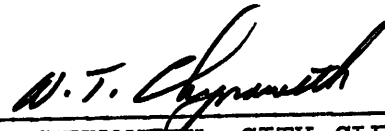
BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of
Stanislaus
for administration and operation of City-County sanitary landfill
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
August 1970, by Councilman Smith, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-802

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
HIGHWAY VILLAGE COMMUNITY SERVICES DISTRICT, A CORPORATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Highway Village Community Services District, a corporation for cleanup services by the City of Modesto for a period of three months at \$90.00 per month, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 August 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-803

A RESOLUTION APPROVING THE REQUEST OF THE
DIVISION OF HIGHWAYS OF THE STATE OF CALIFORNIA
RELATING TO ADOPTING A NEW ROUTE FOR STATE
ROUTE 108.

WHEREAS, the Division of Highways of the State of
California is proceeding with plans to adopt a new route for
State Route 108 between 9th Street and McHenry Avenue within
the City of Modesto, and

WHEREAS, the plan being considered by the Division
of Highways is to use "K" and "L" Streets between 9th Street
and Needham Street as a one-way couplet, and to use Needham
Street from "L" Street to McHenry Avenue, and

WHEREAS, if this plan is put into effect, it will
be necessary for the City of Modesto to establish "K" and "L"
Streets as a one-way couplet,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that it approves and confirms the proposed plan
of the Division of Highways of the State of California relating
to the adoption of a new route for State Route 108 in the City
of Modesto, which plan is to use "K" and "L" Streets between
9th Street and Needham Street as a one-way couplet, and to use
Needham Street from "L" Street to McHenry Avenue.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 17th
day of August, 1970, by Councilman Smith, who
moved its adoption, which motion being duly seconded by Councilman
Simon, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL,
RESOLUTION NO. 70-804

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION NO. 69-871 ENTITLED "A RESOLUTION AMENDING SECTION 1(a) AND SECTION 2 OF RESOLUTION NO. 62-29 ENTITLED 'A RESOLUTION ESTABLISHING ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 59-191, ENTITLED 'A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO', AND RESCINDING ALL SUBSEQUENT RESOLUTIONS AND REGULATIONS RELATING THERETO', AND RESCINDING RESOLUTIONS NO. 67-888 AND 67-451. "

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

SECTION 1. Section 1 of Resolution No. 69-871 entitled "A Resolution Amending Section 1(a) and Section 2 of Resolution No. 62-29 entitled 'A Resolution Establishing One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding Resolution No. 59-191, entitled 'A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding All Prior Resolutions and Regulations Relating Thereto', and Rescinding All Subsequent Resolutions and Regulations Relating Thereto' and Rescinding Resolutions No. 67-888 and 67-451," is hereby amended to read as follows:

Section 1(a) - One-Way Streets:

- 5th Street, from Maze Boulevard to Sierra Drive (southerly direction)
- 6th Street, from E Street to M Street (northerly direction)
- 14th Street, from L Street to Needham Street (southeasterly direction)
- 17th Street, from G Street to J Street (southeasterly direction)
- 19th Street, from Burney Street to H Street (northwesterly direction)
- California Street, from Jefferson Street to Paradise Road (westerly direction)
- Downey Avenue, from Burney Street to 19th Street (westerly direction)
- Downey Avenue, from I Street to McHenry Avenue (westerly direction)
- First Street, from G Street to H Street (southeasterly direction)
- G Street, from First Street to Burney Street (northeasterly direction)
- Grand Street, from D Street to Las Flores Avenue (easterly direction)
- H Street, from First Street to 19th Street (southwesterly direction)
- Haddon Avenue, from La Loma Avenue to Santa Barbara Avenue (easterly direction)
- Jennie Street, from Burney Street to Las Flores Avenue (westerly direction)
- K Street, from 9th Street to Needham Street (northeasterly direction)
- L Street, from 9th Street to Needham Street (southwesterly direction)
- La Loma Avenue, from Burney Street to H Street (northwesterly direction)

Sycamore Avenue (east portion), from Griswold Avenue to north side of Block 724 (northerly direction)

Sycamore Avenue (west portion), from Griswold Avenue to north side of Block 724 (southerly direction)

SECTION 2. The provisions of this resolution shall become effective upon adoption, except as they apply to Grand Street, Jennie Street, K Street and L Street. The provisions of this resolution as they apply to Grand Street, Jennie Street, K Street and L Street shall become effective and be in full force and operation when proper signs are posted by the State of California, Department of Public Works, Division of Highways.

SECTION 3. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-805

A RESOLUTION PROPOSING CHARTER AMENDMENTS ON THE MOTION OF THE COUNCIL, CALLING A SPECIAL MUNICIPAL ELECTION IN THE CITY OF MODESTO TO BE HELD ON TUESDAY, NOVEMBER 3, 1970, FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID CITY A PROPOSAL TO AMEND THE CHARTER OF SAID CITY BY AMENDING SECTION 703 OF ARTICLE VII RELATING TO COMPENSATION FOR THE MAYOR AND COUNCILMEN; AMENDING SECTION 801 OF ARTICLE VIII RELATING TO THE POWERS AND DUTIES OF THE CITY MANAGER; AMENDING SECTION 1109 OF ARTICLE XI RELATING TO THE POWERS AND DUTIES OF THE PERSONNEL COMMISSION; AMENDING SECTION 1500 OF ARTICLE XV RELATING TO THE BOARD OF EDUCATION; AND ADDING SECTION 1604 TO ARTICLE XVI RELATING TO REVIEW OF THE CHARTER; FIXING THE MANNER OF HOLDING SAID ELECTION AND PROVIDING FOR NOTICE THEREOF; AND CONSOLIDATING SAID SPECIAL MUNICIPAL ELECTION WITH THE STATE OF CALIFORNIA GENERAL ELECTION TO BE HELD ON SAID DATE.

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

SECTION 1. The Council of the City of Modesto, on its own motion, proposes to amend the Charter of the City of Modesto by amending Section 703 of Article VII relating to compensation for the Mayor and Councilmen; amending Section 801 of Article VIII relating to the powers and duties of the City Manager; amending Section 1109 of Article XI relating to the powers and duties of the Personnel Commission; amending Section 1500 of Article XV relating to the Board of Education; and adding Section 1604 to Article XVI relating to review of the Charter, said sections to read as set forth in the notice entitled "Proposed Amendments to the Charter of the City of Modesto" hereinafter set forth in Section 3 of this resolution.

SECTION 2. The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto, at the special municipal election hereinafter provided for, the proposal to amend the Charter of the City of Modesto as set forth in said notice hereinafter set forth in Section 3 of this resolution and hereby designates and refers to said proposal as the proposal to be set forth in the form of ballot hereinafter prescribed for use at said special municipal election.

SECTION 3. The City Clerk of the City of Modesto is hereby ordered and directed to cause said proposed amendment to the Charter of the City of Modesto to be published once, not less than forty (40) and not more sixty (60) days prior to the date of the special municipal election hereinafter 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 AMENDMENTS

to

THE CHARTER OF THE CITY OF MODESTO

Special Municipal Election November 3, 1970

The Council of the City of Modesto hereby proposes on its own motion to amend Section 703 of Article VII of the Charter of the City of Modesto to read as follows:

ARTICLE VII. THE COUNCIL

Section 703. Compensation. The Mayor and councilmen shall each receive Twenty-five and no/100ths (\$25.00) Dollars per meeting for each Council meeting attended not to exceed One Hundred and no/100ths (\$100.00) Dollars per month. The Mayor and councilmen shall also receive reimbursement for expenses incurred while performing official duties of their office.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 801 of Article VIII of the Charter of the City of Modesto to read as follows:

ARTICLE VIII. THE CITY MANAGER

Section 801. Powers and Duties. The City Manager shall be head of the Administrative Branch of the City government. He shall be responsible to the Council for the proper administration of all affairs of the City and to that end, subject to the personnel provisions of this Charter, he shall have power and shall be required to:

- (a) Appoint and, when necessary for the good of the service, discipline and remove all officers and employees of the City except as otherwise provided by this Charter, and except as he may authorize the head of any department or office to appoint or remove subordinates in such department or office.
- (b) Prepare the budget annually and submit it to the Council and be responsible for its administration after its adoption.
- (c) Prepare and submit to the Council as of the end of the fiscal year, a complete report on the finances and administrative activities of the City for the preceding year.
- (d) Review procedures relating to the assessment, levy and collection of ad valorem property taxes and make recommendations regarding the same to the Council if deemed appropriate.
- (e) Establish a centralized purchasing system for all City offices, departments and agencies.
- (f) Establish and enforce specifications for supplies, materials and equipment required by the City.
- (g) Cause all supplies purchased by the City to be inspected and a determination made that the same comply with specifications.
- (h) Prepare rules and regulations governing the contracting for, purchasing, storing inventory, distribution or disposal of all supplies, materials and equipment required by any office, department or agency of the City government and recommend them to the Council for its adoption by ordinance. Preference shall be given to the purchase of supplies, materials and equipment from local merchants, quality and price being equal.

(i) Enforce the laws of the State pertaining to the City, the provisions of this Charter and the ordinances, franchises and rights of the City.

(j) Keep the Council advised of the financial conditions and future needs of the City and make such recommendations on any matter as may to him seem desirable.

(k) Make and execute contracts on behalf of the City, involving budgeted or appropriated expenditures of \$3,500.00, or less.

(l) Appoint, advisory boards, without compensation, to assist him in the performance of his duty, if he deems it necessary.

(m) Interchange employees between or among departments if he deems it proper so to do.

(n) Immediately upon taking office, and annually thereafter, inventory and place a value on all real estate, buildings, furniture and fixtures, supplies and movable property of every kind and nature belonging to the City; and to require each officer or department head to inventory the same or any portion thereof. One copy of such inventory shall be filed with the Council and one with the Auditor.

(o) Be responsible for the custody and control of all City property, the custody and control of which has not otherwise been provided for by this Charter.

(p) Perform such other duties as may be prescribed by this Charter or required of him by the Council not inconsistent with this Charter.

The City Manager shall have the authority to transfer equipment and supplies between departments, and with the approval of the Council, sell obsolete, unused or surplus personal property of the City.

The City Manager shall be accorded a seat at the Council table and shall be entitled to participate in the deliberations of the Council, but shall not have a vote. The Council shall appoint one of the other officers of the City to serve as Manager Pro Tempore during any absence or disability of the City Manager.

The Council shall have the right to instruct the City Manager in matters of policy and any action, determination or omission of the City Manager shall be subject to review by the Council, but no such action, determination or omission shall be overruled or modified by a vote of less than four-sevenths (4/7) of the members of such Council.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 1109 of Article XI of the Charter of the City of Modesto to read as follows:

ARTICLE XI. APPOINTIVE BOARDS AND COMMISSIONS

Section 1109. Personnel Commission, Powers and Duties. The Personnel Commission shall have power and be required to:

(a) Act in an advisory capacity to the Council and the City Manager on personnel administration;

(b) Hear appeals of any person in the classified service relative to any suspension, demotion or dismissal;

(c) Make any investigation which it may consider desirable concerning the administration of personnel in the municipal service and report its findings to the Council and the City Manager;

(d) Perform such other duties with reference to personnel administration not inconsistent with this Charter as the Council may require by ordinance or resolution.

The Council of the City of Modesto hereby proposes on its own motion to amend Section 1500 of Article XV of the Charter of the City of Modesto to read as follows:

ARTICLE XV. SCHOOL SYSTEM

Section 1500. Board of Education. The control, management and administration of the public schools of the City of Modesto, and the territory that is now or may hereafter be annexed thereto for school purposes, in accordance with the Constitution and general laws of the State of California, are hereby vested in a Board of Education. In all matters not specifically provided for in this Article, the Board shall be governed by the provisions of the general law relating to such matters and shall be vested with all the powers and charged with all the duties provided by the laws of the State for city boards of education. The Board of Education shall be the governing body of the Modesto City School District of Stanislaus County and the Modesto High School District of Stanislaus County. The Board of Education shall consist of five (5) members who shall serve without compensation. The members of the Board of Education shall be elected at large from the territory within the boundaries of the school district or districts which are under the jurisdiction of the Board. The members of the Board of Education shall hold office for a period of four (4) years from and after the first Tuesday following their election and continuing until their successors are elected and have qualified. No person shall be eligible to be nominated for or to hold office as a member of the Board of Education unless he is and shall have been for at least three (3) years preceding his election or appointment a resident and registered elector of the school district or districts which are under the jurisdiction of the Board of Education.

If a vacancy shall occur on the Board of Education, the Board shall forthwith appoint a person to fill such vacancy. Said appointee shall hold office until his successor is duly elected at the next general municipal election and has qualified. The members of the Board of Education shall be subject to recall as provided in this Charter.

All territory included within the limits of any school district or districts which are under the jurisdiction of the Board of Education, but not within the City limits, shall be deemed a part of the City for the purpose of holding municipal elections and shall constitute one or more separate election precincts, and the qualified electors therein shall vote only for members of the Board of Education and on questions submitted to a vote of the people at special or general elections pertaining to school matters.

The members of the Board of Education in office at the time this Charter takes effect shall continue in office until the expiration of their terms. Their successors shall be elected for a term of four (4) years at the general municipal election to be held during the year each of said respective terms expires, it being the intention of this section that the terms of the five (5) members shall be staggered, three (3) members being elected at the General Municipal Election to be held in 1963, and two (2) members being elected at the General Municipal Election to be held in 1965, and staggered accordingly successively thereafter at each General Municipal Election.

The Council of the City of Modesto hereby proposes on its own motion to add Section 1604 to Article XVI of the Charter of the City of Modesto to read as follows:

ARTICLE XVI. MISCELLANEOUS

Section 1604. Review of Charter. The Council shall cause this Charter to be reviewed at least every ten (10) years commencing with the year 1980.

The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto at a special municipal election to be held in said City of Modesto on Tuesday, November 3, 1970, (which said election will be consolidated with the State of California General Election to be held in said City of Modesto on November 3, 1970) the following proposal to amend Section 703 of Article VII; Section 801 of Article VIII; Section 1109 of Article XI; Section 1500 of Article XV; and add Section 1604 to Article XVI of said Charter as follows:

:	<u>MEASURE</u> ()	Shall amendments to the Charter of the	:	:
:	:	City of Modesto, the text of which is set	:	YES:
:	City of Modesto	forth in Section 3 of Resolution No.	:	:
:	Charter Proposal:	<u>70-805</u> , adopted by the Council of	:	:
:	:	said City on Monday, August 17, 1970,	:	:
:	and on file in the office of the City Clerk, be adopted?		:	NO:
:			:	:
:			:	:
:			:	:

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: September 24, 1970.

(SEAL)

W. T. CHYNOWETH
City Clerk of the City of Modesto

SECTION 4. (a) A special municipal election is hereby called to be held in the City of Modesto, on Tuesday, November 3, 1970, for the purpose of submitting to the qualified electors of said City said proposal set forth in Section 3 of this resolution to amend the Charter of said City as in said proposal and in this resolution provided and as hereby submitted by the Council of the City of Modesto on its own motion.

(b) Said special municipal 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 special municipal elections in the City of Modesto and otherwise in accordance with the elections Code of the State of California.

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

(d) The polls at the polling places hereinafter referred to for said special municipal election shall be opened at 7:00 A. M. (P. S. T.) of said day of election, and shall be kept open continuously thereafter until 8:00 P. M. (P. S. T.) of said day of election, when the polls shall be closed (except as provided in Section 14436 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(e) Said special municipal election shall be and is hereby consolidated with the State of California General Election to be held in Stanislaus County and in the City of Modesto on the date of said special municipal election hereby called, and the election precincts, polling places and voting booths shall in every case be the same, and there shall be only one set of election officers in each of said precincts; and the precincts, polling places and officers of election within said city for said special municipal election shall be the same as those selected or to be selected and designated by the Board of Supervisors of Stanislaus County for said State of California General Election and set forth or to be set forth in the notice of election officers and polling places for said General Election published

or to be published by the County Clerk of said County, as required by law, to which notice reference is hereby specifically made for a designation of the precincts, polling places and election officers for said special municipal election hereby called. Only qualified voters of said City shall be permitted to vote at said special municipal election hereby called. The Board of Supervisors of Stanislaus County is authorized to canvass, or cause to be canvassed, the returns of said special municipal election with respect to the votes cast in said City and to certify the results to the Council.

(f) On the ballots and voting machines to be used at said General Election and said special municipal election hereby consolidated therewith, in addition to all other matters required by law to be printed thereon, shall appear the proposal set forth in Section 3 hereof.

(g) Where ballots are used, to vote in favor of said proposal to amend the Charter of the City of Modesto a voter shall stamp a cross (X) in the blank space opposite the word "YES" on the ballot to the right of said proposal, and to vote against said proposal a voter shall stamp a cross (X) in the blank space opposite the word "NO" on the ballot to the right of said proposal.

Where voting machines are used, said voting machines shall be so arranged that to vote in favor of said proposal to amend the Charter of the City of Modesto a voter shall pull down a voting pointer over the word "YES" near said proposal appearing on cardboard, paper or other material placed on the front of the machine, and pull an operating lever, and to vote against said proposal a voter shall pull down a voting pointer over the word "NO" near said proposal appearing on cardboard, paper or other material placed on the front of the machine, and pull an operating lever.

The votes cast for and against said proposal to amend the Charter of the City of Modesto shall be counted separate and apart from all other measures to be submitted at said General Election and said special municipal election hereby called, and if a majority of the qualified voters voting on said proposed Charter amendment vote in favor thereof, said Charter amendment shall be deemed approved.

(h) At the next regular meeting of the Council occurring after the returns of said special municipal election have been canvassed and the results thereof certified by the Board of Supervisors of Stanislaus County to the Council, or at a special meeting called thereafter for such purpose, the Council shall cause to be spread upon its minutes a statement of the results of said special municipal election as ascertained by said canvass.

SECTION 5. The City Clerk of the City of Modesto is hereby authorized to prepare and sign a notice of measures to be voted on, in the form required by law, relating to said special municipal election hereby called, and said City Clerk is hereby authorized 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 6. The City Clerk of the City of Modesto is hereby authorized and directed (1) to cause copies of the text of said proposed Charter amendment to be printed in convenient pamphlet form and in type of not less than ten-point and to cause copies thereof to be mailed to each of the qualified electors of said City, and (2) until the day fixed for said special municipal 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 Amendments 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 Eleventh Street, Modesto, California, and may be had upon application therefor.

W. T. CHYNOWETH
City Clerk of the City of Modesto

PASSED AND ADOPTED this 17th day of August, 1970, by the following vote, upon motion of Councilman Smith, seconded by Councilman Newton, viz.:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk of the City of Modesto, California

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Council of said City duly and regularly held at the regular meeting place thereof on the 17th day of August, 1970, of which meeting all of the members of said Council had due notice and at which a majority thereof was present; that at said meeting said resolution was introduced by Councilman Smith and read in full, and was thereupon, upon motion of Councilman Smith, seconded by Councilman Newton, adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

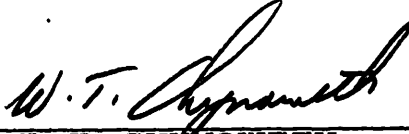
NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

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

20th day of August, 1970.



W. T. CHYNOWETH
City Clerk of the City of Modesto,
California.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-806

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 3, 1970.

WHEREAS, the Council of the City of Modesto, in Stanislaus County, State of California, has adopted a resolution calling a special municipal election in said City to be held on Tuesday, November 3, 1970, at which will be submitted to the qualified electors of said City a measure to amend the Charter of said City, and

WHEREAS, a State of California General Election will be held on Tuesday, November 3, 1970, 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. Said special municipal election shall be consolidated with the State of California General Election to be held on Tuesday, November 3, 1970, at which election shall be submitted to the qualified electors of said City the following measure, to wit:

CITY OF MODESTO MEASURE		
: MEASURE ()	: Shall amendments to the Charter of the	: :
: City of Modesto	: City of Modesto, the text of which is	: YES :
: Charter Proposal:	: set forth in Section 3 of Resolution No.	: :
: <u>70-805</u> ,	: adopted by the Council of:	: :
: said City on Monday, August 17, 1970,	: and on file in the office of the City Clerk, be adopted?	: NO :
:	:	: :

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 3, 1970, in so far as the City of Modesto is concerned, and to further provide that within the territory affected by said order of consolidation, to wit, the City of Modesto, 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 measure shall be set forth on all ballots and on all voting machines to be used at said General Election in so far as the same is held within said City of Modesto. 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 measure hereinabove set forth, and to mail with said sample ballots to said electors printed copies of the proposed Charter amendments in pamphlet form and printed copies of arguments (if any) for and against said measure, and (ii) to provide absent voter ballots for said General Election and said special municipal election consolidated therewith for use by qualified electors of said City 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 on said measure and to certify such canvass of the votes cast for and against said measure 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.

PASSED AND ADOPTED this 17th day of August, 1970,

by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, Stanislaus County, 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 17th day of August, 1970, 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 Councilman Smith and read in full, and was thereupon, upon motion of Councilman Smith, seconded by Councilman Newton, adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

That I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said resolution is duly entered of record in Book 54 of Minutes, at pages 60 to _____, inclusive, and said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes. That said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of said City this 20th day of

August, 1970.



CITY CLERK OF THE CITY OF MODESTO,
CALIFORNIA

MODESTO CITY COUNCIL
RESOLUTION NO. 70-807

A RESOLUTION APPROVING THE FINAL MAP OF THE
KINGSWOOD ESTATES NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Stewart and Jasper Poultry Ranch, a corporation,
and Weeks Real Estate, a corporation,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 17.757 acres, known as the
Kingswood Estates No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 20th day of May,
19 70, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Kingswood Estates No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Kingswood Estates No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Four Thousand, Fifty-
Seven and 25/100ths (\$4,057.25) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of One Hundred
Eight Thousand, Eight Hundred and no/100ths (\$108,800.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-808

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A REQUEST FOR CONSENT TO COMMENCE PROCEEDINGS TO ANNEX CERTAIN INHABITED TERRITORY TO THE CITY OF MODESTO DESIGNATED AS THE NORWEGIAN NO. 1 ADDITION

WHEREAS, a request has been filed by certain persons residing therein, stating that they desire to commence proceedings to annex certain inhabited territory to the City of Modesto, which territory is more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot consent to the commencement of proceedings to annex subdivided territory to the City until it has received a report and recommendation from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said request for consent to commence proceedings to annex the inhabited territory more particularly shown on the map attached hereto marked Exhibit "A" and made a part of this resolution be referred to the Modesto City Planning Commission for its report and recommendation. The territory referred to is situated in the County of Stanislaus, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

BY


ELWYN L. JOHNSON, City Attorney

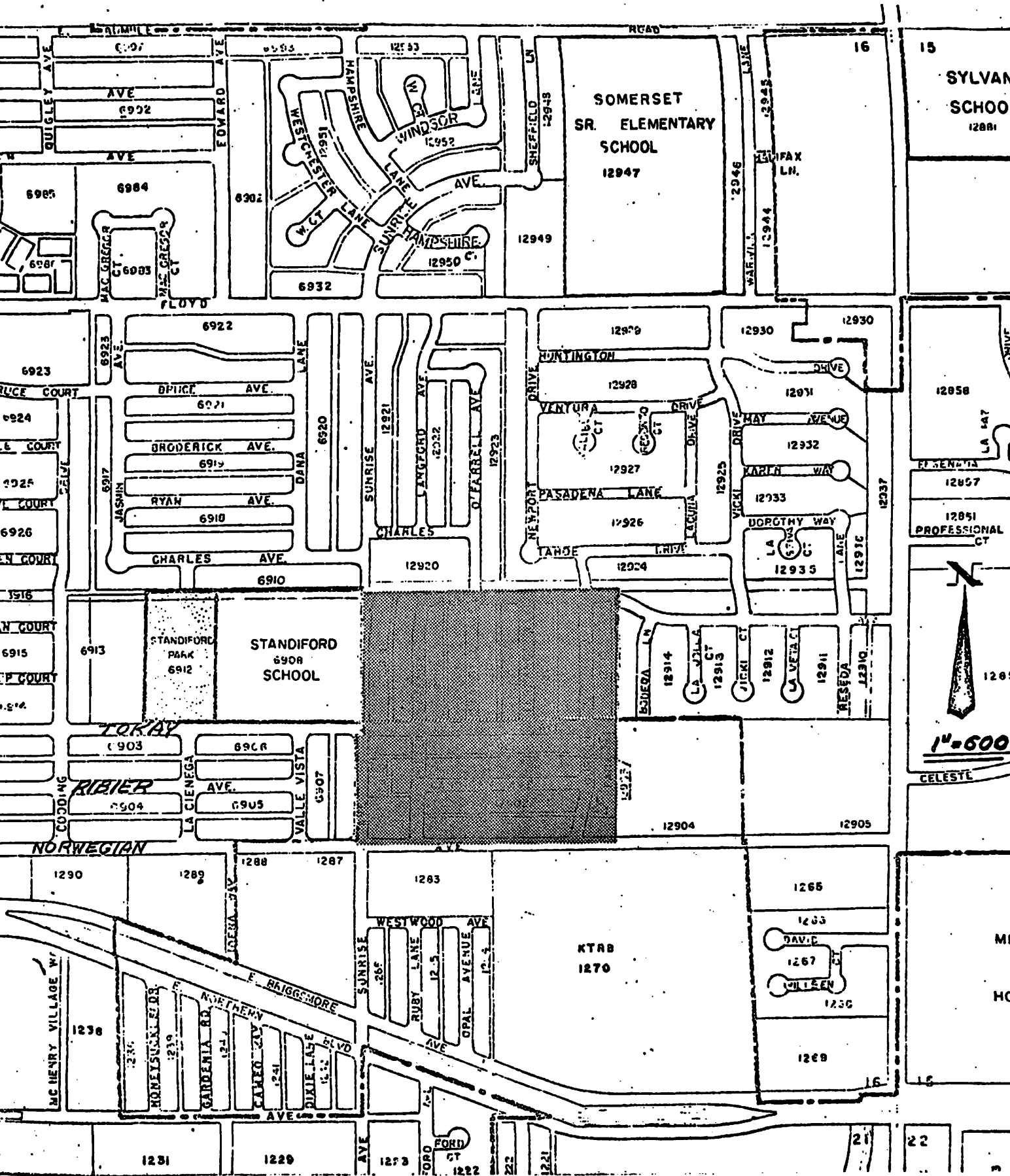


EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-809

A RESOLUTION APPROVING AGREEMENT FOR USE OF CITY-OWNED PROPERTY FOR 1970 "HAUNTED HOUSE" SUBJECT TO COMPLIANCE WITH CONDITIONS IMPOSED

WHEREAS, the Omega Nu Sorority has requested use of a city-owned residence located at 101 Hackberry Avenue for the 1970 "haunted house" at Hallowe'en time; and

WHEREAS, the residence is in need of repairs before it can be used for this purpose.

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

1. Use of the City-owned property located at 101 Hackberry Avenue by the Omega Nu Sorority for the 1970 "haunted house" at Hallowe'en time is approved, subject to the following conditions:

(a) That the building located at 101 Hackberry Avenue be repaired in accordance to specifications established by the Building Inspection Department of the City of Modesto.

(b) That the building meet safety standards set by the Fire Department.

(c) That Omega Nu Sorority sign an agreement for the use of said building, to include a provision holding the City of Modesto harmless, and furnishing the City with evidence of appropriate insurance.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-810

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT COLLEGE AND STODDARD, GRANGER, BRIGGSMORE, AND TULLY AND BOWEN

WHEREAS, a report has been filed by the Director of Parking & Traffic that the construction of traffic signals and street lighting at College & Stoddard, Granger, Briggsmore, and Tully & Bowen has been completed by Rolly L. White, dba White's Electric Service

in accordance with the contract agreement dated July 28, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of traffic signals and street lighting at College & Stoddard, Granger, Briggsmore, and Tully & Bowen

be accepted from said contractor, Rolly L. White, dba White's Electric Service

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount

of \$32,892.00 as provided in the contract, be authorized, less forfeiture of \$3,350.00 ordered by Modesto City Council Res. 70-811.

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

24th day of August, 1970, by Councilman

Dixon, who moved its adoption, which motion being

duly seconded by Councilman Newton, was upon roll

call carried and the resolution adopted by the following

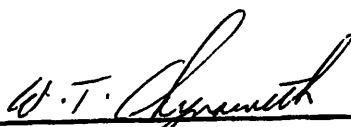
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-811

A RESOLUTION ORDERING FORFEITURE OF \$3,350 AS LIQUIDATED DAMAGES FOR FAILURE OF ROLLY L. WHITE TO COMPLETE CONTRACT FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT COLLEGE AND STODDARD, GRANGER, BRIGGSMORE, AND TULLY AND BOWEN WITHIN THE TIME SPECIFIED IN THE CONTRACT

WHEREAS, Rolly L. White, dba White's Electric Service, entered into a contract with the City of Modesto on July 28, 1969 for the construction of traffic signals and street lighting at College and Granger, College and Stoddard, College and Briggsmore, and Tully and Bowen Avenues; and

WHEREAS, the Director of Parking and Traffic has indicated in a memorandum dated August 20, 1970 that the contract should have been completed by June 8, 1970; and

WHEREAS, the contract was not completed by Rolly L. White, dba White's Electric Service, until August 14, 1970; and

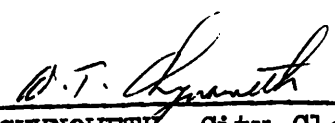
WHEREAS, the Director of Parking and Traffic has recommended that liquidated damages be collected from Rolly L. White, dba White's Electric Service, for a total amount of \$3,350 (67 days at \$50.00 per day), for failure to complete the contract within the time required by the contract.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the forfeiture of \$3,350.00 from Rolly L. White, dba White's Electric Service, as liquidated damages for failure to complete the contract for construction of traffic signals and street lighting at College and Granger, College and Stoddard, College and Briggsmore, and Tully and Bowen Avenues is hereby ordered.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-812

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SITE PREPARATION,
GRADING, DRAINAGE AND BASEBALL FIELD AT DOWNEY PARK

WHEREAS, a report has been filed by the Director of
Public Works that the construction of site preparation,
grading, drainage and baseball field at Downey Park
has been completed by Elrich Construction Company

in accordance with the contract agreement dated April 13, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of
site preparation, grading, drainage and baseball field at
Downey Park
be accepted from said contractor, Elrich Construction Company

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$70,879.77 as provided in the contract, be authorized.

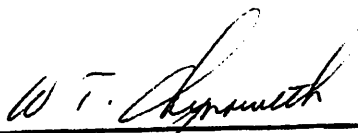
The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
24th day of August, 1970, by Councilman
Smith, who moved its adoption, which motion being
duly seconded by Councilman Mitchell, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-813

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN PLEASANT VIEW ESTATES NO. 1 SUBDIVISION

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

SECTION 1. The plans and specifications for installation of water lines in Pleasant View Estates No. 1 Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-814

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR INSTALLATION OF WATER LINES IN NORTHWOOD MANOR SUBDIVISION

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

SECTION 1. The plans and specifications for THE installation of water lines in Northwood Manor Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 15, 1970 at 10:05 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon.

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-815

A RESOLUTION DENYING THE APPEAL OF UNITED PENTECOSTAL CHURCH OF MODESTO TO THE DECISION OF THE PLANNING COMMISSION DENYING ITS REQUEST FOR AN AMENDMENT TO SECTION 32-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO AND AFFIRMING THE DECISION OF THE COMMISSION.

WHEREAS, the Council of the City of Modesto held a public hearing in the Council Chambers located at 801 11th Street, Modesto, California, at 4:35 o'clock P.M., on July 6, 1970, at which time said hearing was continued to 4:30 o'clock P.M., on August 3, 1970, said hearing being further continued to 7:35 o'clock P.M., on August 24, 1970, for the purpose of considering an appeal filed by United Pentecostal Church of Modesto on May 27, 1970, to the decision of the Modesto City Planning Commission on May 20, 1970, denying its request for an amendment to Section 32-3-9 of the Zoning Map of the City of Modesto, to reclassify from Multiple-Family Residential Zone, R-3, to Commercial Industrial Zone, C-M, the following described property:

Beginning at the point of intersection of the centerline of Calaveras Avenue with the centerline of Tuolumne Boulevard; thence northwesterly along the centerline of Calaveras Avenue to the point of intersection of the centerline of Calaveras Avenue with the southwesterly extension of the northwesterly line of Lot 24 in Block 1 as shown on the map of Riverside Heights recorded in Volume 6 of Maps at Page 34 in the Stanislaus County Recorder's Office; thence northeasterly along said southwesterly extension of the northwesterly line of said Lot 24 and the northwesterly line of Lots 24, 25, 26 and 27, 135 feet to the most northerly corner of Lot 27 in Block 1 of said Riverside Heights; thence southeasterly along the northeasterly line, and the southerly extension thereof, of said Lot 27, 248 feet to the centerline of Tuolumne Boulevard; thence southwesterly along the centerline of Tuolumne Boulevard to the intersection with the centerline of Calaveras Avenue, being the point of beginning,

and

WHEREAS, said Council, after hearing evidence both oral and documentary, found and determined as follows:

1. Rezoning the subject property to Commercial Industrial Zone would allow freeway oriented commercial uses to be introduced into a residential area resulting in the following potential nuisances:

a) Twenty-four (24) hour operation with attendant automotive traffic and noise;

b) Twenty-four (24) hour illumination of both buildings and signs, making a glare nuisance in the adjacent residential area; and

c) Pressures for additional commercial zoning to the north along Calaveras Avenue.

2. The single-family dwellings along Calaveras Avenue should be protected against the above-mentioned nuisances and the requested Commercial Industrial Zoning has no provisions requiring maintenance of compatibility with this residential area.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of United Pentecostal Church of Modesto to the decision of the Commission denying its request for an amendment to Section 32-3-9 of the Zoning Map of the City of Modesto, to reclassify from Multiple-Family Residential Zone, R-3, to Commercial Industrial Zone, C-M, the hereinabove described area, be denied and the decision of the Commission by affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 24th day of August, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY William J. Smith
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-816

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 4, Block 608,
Mr. Raymond J. Lucchesi)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 608, Lucern and Ramona Avenues

_____, and
WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-756, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-756, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-756 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-817

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 11, Block 607,
Keary E. Stafford)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 67, Lucern Avenue

, and
WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-757, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-757, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-757 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-818

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 4, Block 6023,
Mrs. Ruth E. Dolson)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Maplewood Drive, Block 6023

, and
WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-758, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-758, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-758 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

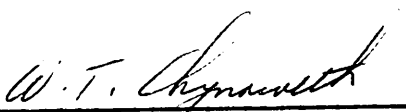
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-819

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 5, Block 6023,
Mr. John P. Gilligan)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 6023, Maplewood Drive, and

WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-759, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-759, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-759 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-820

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 2, Block 6023,
Mr. John D. Loflin)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 6023, Maplewood Drive, and

WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-760, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-760, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-760 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-821

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 3, Block 6023,
Mr. Orlando L. Mungo)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 6023, Maplewood Drive

_____, and
WHEREAS, the Council, did, on August 10, 1970,
adopt its Resolution No. 70-761, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th
day of August 1970, at 7:40 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 notice to be
given as directed by said Resolution No. 70-761, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-761 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-822

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 1, Block 6023,
Mr. George E. Wallace)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Maplewood Drive, Block 6023

_____ , and
WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-762, directing the Superintendent of Streets to give notice requiring the construction of sidewalk _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-762, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-762 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-823

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 1, Block 6035,
Mr. Howard C. Coffee)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Crescent Drive, Block 6035, and

WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-763, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-763, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-763 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-824

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lot 1, Block 6021,
Mr. Raymond Anthony Sai)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 6021, Westland Drive, and

WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-766, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-766, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-766 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-767 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-826

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lots 15 and 16,
Block 31, Mr. Ross O. Tanner)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along F Street, Block 31

and
WHEREAS, the Council, did, on August 10, 1970, adopt its Resolution No. 70-768, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 24th day of August 1970, at 7:40 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 notice to be given as directed by said Resolution No. 70-768, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-768 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 24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-827

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (GLENDALE NO. 1)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on July 6, 1970, duly adopted Resolution No. 70-628 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 57 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, August 24, 1970, at the hour of 7:45 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 57 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 57 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 57, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 57, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

11/10

February 20, 1970

GLENDALE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9-12 of Block 2196 and Lots 13-24 of Block 2224 of ALTA VISTA TRACT as per map filed September 12, 1946, in volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959, Stanislaus County Records, said point being on the Westerly extension of the center line of a 60.00 foot public road known as Glendale Avenue; thence along the existing City Limits and along the Western line of Phoenix Avenue, North $0^{\circ} 35' 40''$ West, 17.50 Feet, to the Southern line of Lot 12 of Block 2196 of the ALTA VISTA TRACT; thence along said Southern line and existing City Limits, North $89^{\circ} 50'$ West, 127.63 feet, to a point on the existing City Limits as established by the LA LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Eastern line of a 10 foot alley; thence along said Eastern line and existing City Limits, North $0^{\circ} 34' 40''$ West, 240.00 feet, to the Northern line of Lot 9 of Block 2196 of the ALTA VISTA TRACT; thence along the existing City Limits and said Northern Line and its Easterly extension, North $89^{\circ} 50'$ East, 187.56 feet, to the Eastern line of Phoenix Avenue; thence along said Eastern line and existing City Limits, South to the Southern line of a 20 foot alley in Block 2224; thence along said Southern line and the existing City Limits, South $89^{\circ} 50'$ East, 791.47 feet, to the center line of a 60.00 foot public road known as Parry Avenue; thence leaving the existing City Limits and along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the center line of Glendale Avenue; thence along said center line and its Westerly extension, North $89^{\circ} 50'$ West, 851.49 feet, to the point of beginning, containing 3.556 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-828

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (GLENDALE NO. 2)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on July 6, 1970, duly adopted Resolution No. 70-629 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 58 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, August 24, 1970, at the hour of 7:50 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 58 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 58 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 58, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 58, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

24
7.10.70

GLENDALE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 1-12 of Block 2223 of ALTA VISTA TRACT as per map filed September 12, 1946, in Volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northern line of the La LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being at the intersection of the center line of a 60.00 foot public road known as Parry Avenue and the Easterly extension of the Northern line of a 20 foot alley in Block 2223; thence along the existing City Limits on said extension and Northern line, North $89^{\circ} 50'$ West, 851.50 feet, to the Western line of a 60.00 foot public road known as Phoenix Avenue; thence along said Western line and existing City limits, North $00^{\circ} 35' 40''$ West, 35.00 feet, to the Southeastern corner of the RUFFINO ADDITION (135) as per description filed July 31, 1962, as Instrument 28934, Stanislaus County Records; thence along the Eastern line of said Addition (135), North $00^{\circ} 35' 40''$ West, 60.00 feet, to the Southeastern corner of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959 Stanislaus County Records; thence along the Eastern line of said Addition (88), North $00^{\circ} 35' 40''$ West, 42.50 feet, to the Westerly extension of the center line of Glendale Avenue; thence along said Westerly extension and center line, South $89^{\circ} 50'$ East, 851.49 feet, to the center of Parry Avenue; thence along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the point of beginning, Containing 2.689 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-829

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (HIGHWAY VILLAGE)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on July 6, 1970, duly adopted Resolution No. 70-630 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 59 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, August 24, 1970, at the hour of 7:55 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 59 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 59 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 59, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 59, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

24th day of August, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Howard
Public Works Department

R.H.
7-10-70

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North $0^{\circ} 46'$ West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North $0^{\circ} 46'$ West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North $0^{\circ} 46'$ West, 320.68 feet, to a point on the Southern line of the PRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South $88^{\circ} 42'$ West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North $0^{\circ} 46'$ West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South $88^{\circ} 52'$ West, 959.82 feet; South $46^{\circ} 51'$ West, 798.57 feet; South $25^{\circ} 11' 30''$ West, 107.00 feet; South $46^{\circ} 27' 15''$ West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South $46^{\circ} 27' 15''$ West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South $43^{\circ} 31'$ East, 1171.56 feet; South $43^{\circ} 32' 30''$ East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North $0^{\circ} 46'$ West, 755.69 feet; thence North $89^{\circ} 14'$ East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-830

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(75).
(LANCE E. ELLIS)

WHEREAS, a verified application for an amendment to Sec-
tions 4-3-9/ and 9-3-9
of the Zoning Map was filed by Lance E. Ellis
on June 12,
1970, to prezone to Planned Development Zone, P-PD, the follow-
ing described property:

Beginning at the section corner common to Sections 3, 4,
9, and 10, Township 3 South, Range 9 East, Mount Diablo
Base and Meridian; thence North 1° 35' 45" West along the
east line of said Section 4 a distance of 961.97 feet;
thence North 89° 10' 30" West a distance of 1319.90 feet
to the north-south quarter quarter section line; thence
South 1° 36' 45" East along said north-south quarter
quarter section line a distance of 962.25 feet to the
south line of said Section 4; thence South 0° 48' 43"
East along the north-south quarter quarter section line
of Section 9 a distance of 540.76 feet; thence South
89° 11' 10" East a distance of 1319.50 feet to the east
line of said Section 9; thence North 0° 48' West along
said east line of Section 9 a distance of 540.76 feet
to the point of beginning.

Containing: 45.498 acres gross.

WHEREAS, after public hearing held on July 21,
1970, it was found and determined by the Planning Commission
that pre zoning of the property as requested is required by public
necessity, convenience and general welfare for the following
reasons:

1. The subject property fronts upon a major street and
a collector street.
2. The density of the proposed mobilehome park is low
and would not adversely affect the overall density
of the neighborhood.
3. The proposed mobile home park will provide a varied
housing type as called for in the comprehensive
General Plan.

WHEREAS, after a public hearing held on August 24,
19 70, the Council found and determined that the application of
Lance E. Ellis

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. _____-C.S.
on the _____ day of _____, 19____, rezoning the above-
described property to Planned Development Zone, P-PD(75).

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

SECTION 1. DEVELOPMENT PLAN. The development plan for
Rezoned Planned Development Zone, P-PD(75), is hereby approved
in accordance with the plan titled "Country Club Mobile Home Park
290 Units" _____, dated July 21, 19 70,
as amended on its face,
which said plan is on file in the office of the Planning Director,
subject to the following conditions:

As shown on the attachment hereto marked Exhibit "A",
and by this reference made a part hereof as though set forth in
full herein.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(75):

That the entire construction program be accomplished in one phase; construction to begin on or before July 31, 1972, and be completed not later than July 31, 1973.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 rezoning the above-described property to Planned Development Zone, P-PD(75) 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 August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY William P. Nichols
Planning Department

1. That all development be in accordance with the plan referred to above.
2. Prior to issuance of a building permit, the developer shall dedicate the following street rights-of-way:
 - (a) 30 feet for widening Coffee Road
 - (b) 40 feet along the south property line to provide for a 40-foot part-width street for ultimate development of a 60-foot collector street extending westerly from Coffee Road.
3. That the developer shall improve Coffee Road to major street standards and the above mentioned 40-foot part-width street to collector street standards, in accordance with the requirements of the Director of Public Works. The developer shall submit improvement plans prepared by a registered civil engineer of the City of Modesto for approval by the City Engineer.
4. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto, the cost of planting 69 street trees at the prevailing rate.
5. That prior to issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
6. All landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
7. That the development shall be connected to the City sanitary sewer and water facilities in accordance with the requirements of the Director of Public Works. Water service shall come from Coffee Road, and sewer service shall be provided at the southwest corner of the subject property. The developer shall dedicate any public utility easements in order to provide sewer service to the subject property as required by the City Engineer.
8. That all entrance driveway approaches shall be constructed to City of Modesto standards and in accordance with all provisions of the Municipal Code.
9. That one sign to identify the mobile home park shall be permitted on Coffee Road frontage at the Coffee Road entrance to the mobile home park as shown on the approved plot plan; and 1 sign shall be permitted at the southeast corner of the subject property as indicated also on the approved plot plan. The sign at the Coffee Road entrance shall not exceed 6 feet in height and 24 square feet in area. The sign at the southeasterly corner of the subject property shall not exceed 6 feet in height and 12 square feet in area. All signs shall be non-rotating and shall not be luminated by lights located within the sign.
10. That prior to issuance of a building permit, the developer shall submit to the Fire Chief and Director of Public Works, for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.
11. A solid 6-foot decorative masonry wall or masonry pilaster and decorative redwood fence shall be constructed along the south and east sides of the subject property, 15 feet back from property lines after street dedication. A solid 6-foot redwood fence shall be constructed along the north and west property lines of the subject

property. These fences and walls shall be constructed along with the development and shall be completed prior to occupancy of the mobile home park.

12. That all required street dedications shall be made and public improvements shall be installed prior to occupancy of the premises or by July 31, 1973, whichever occurs first.
13. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in the amount to be determined by the City Engineer, shall be filed with the City Clerk to guarantee installation of public improvements by July 21, 1973, or prior to occupancy of the mobilehome park, whichever occurs first.
14. That all parking and driveway areas shall be approved in accordance with the provisions of Section 10-2.1805 and 10-2.1807 of the Municipal Code. Parking will be allowed along both sides of all 40-foot wide interior streets. Drainage facilities shall be constructed in accordance with the requirements of the Director of Public Works.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-834

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(73).
(MEMORIAL HOSPITAL ASSOCIATION OF STANISLAUS COUNTY)

WHEREAS, a verified application for an amendment to Section 15-3-9 of the Zoning Map was filed by Memorial Hospital Association of Stanislaus County on May 14, 1970, to prezone to Planned Development Zone, P-PD, the following described property:

Prezone to P-D:

The Southwest Quarter of the Southwest Quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, excepting therefrom the Northerly 350.01 feet measured at right angles.

WHEREAS, after public hearing held on June 16, 1970, it was found and determined by the Planning Commission that pre zoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The subject hospital site has been established for some time, having been approved for development while outside the City, and should be brought into conformity under the City Zoning Ordinance.
2. The subject property is located at the intersection of a major street and an expressway.
3. The development of the subject property will fill a definite need in the community for medical services.

WHEREAS, after a public hearing held on August 24, 1970, the Council found and determined that the application of Memorial Hospital Association of Stanislaus County 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. _____-C.S. on the 24th day of August, 1970, rezoning the above-described property to Planned Development Zone, P-PD(73).

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(73), is hereby approved in accordance with the plan titled "Stanislaus Memorial Hospital - North", dated July 7, 1970, which said plan is on file in the office of the Planning Director, subject to the following conditions:

As shown on the attachment hereto marked Exhibit "A", and by this reference made a part hereof as though set forth in full herein.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(73):

That the entire construction program be accomplished in three (3) phases.

Phase I shall include structural enclosure of the 4th and 5th floors of the Stanislaus Memorial Hospital, and the addition of a Radiation Therapy Unit, and an X-Ray Special Procedures Unit, construction to be completed not later than December 31, 1971.

Phase II shall include the addition of 101 beds, bringing the total beds up to 200 by finishing the interior of the 4th and 5th floors of the Stanislaus Memorial Hospital, including necessary hospital service areas such as laboratories, operating rooms, dietary preparation rooms, and any other service facilities common to the ordinary operation of a hospital, necessitated by the addition of said 101 beds, with construction to begin on or before December 31, 1975 and to be completed not later than December 31, 1977.

Phase III shall include construction of a maximum of five stories convalescent hospital and a maximum of five stories mental health center. Prior to obtaining a building permit for construction of the convalescent hospital and for construction of the mental health center, the square feet of gross floor area of each building and number of beds in each building and plot plans and elevations of said buildings shall be approved by the Planning Commission. Phase III shall also include the addition of the final 200 beds in the Stanislaus Memorial Hospital, bringing total beds in the hospital to 400, and the expansion of service areas such as laboratories, operating rooms, dietary preparation rooms, and any other service facilities common to the ordinary operation of a hospital, necessitated by the addition of said 200 beds, construction to begin on or before December 31, 1978, and to be completed not later than December 31, 1980.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 rezoning the above-described property to Planned Development Zone, P-PD (73) 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 August, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY William Nichols
Planning Department

1. That all development be in accordance with the plan referred to above.
2. That all parking and driveway areas be improved in accordance with provisions of Section 10-2.1805 and 10-2.1807 of the Municipal Code. The drainage facilities for the parking areas shall be approved by the Director of Public Works. All driveways onto the subject property shall be constructed to standard curb cut specifications.
3. That prior to the issuance of a building permit for any development in areas A or B, as shown on the site plan, a landscaping and irrigation plan shall be submitted for each respective area by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system. In Area C, as shown on the site plan, a 6-foot decorative masonry wall shall be constructed on the easterly property line with plantings for a landscape screen along said wall. A landscape and irrigation plan shall be submitted for Area C within thirty days following the effective date of approval of the P-D Ordinance. Said landscaping in Area C shall be completed within one year of effective date of the P-D Ordinance. Said wall in Area C shall be installed either before issuance of a building permit for Area B or within 90 days after the recording of a final subdivision map for the property east and adjacent to Area C, whichever event occurs first.
4. That all landscaping, fences, walls, be maintained and that the premises be kept free of weeds, trash, and other debris.
5. That by no later than January 1, 1971, a parcel map of the whole hospital ownership shall be approved and recorded in accordance with Chapter 4 of Title 4 of the Modesto Municipal Code said parcel map shall be subject to the following conditions:
 - a) By no later than June 1, 1971, full improvements shall be installed on Coffee Road including sidewalks and street trees, as required by Director of Public Works;
 - b) By no later than June 1, 1971, full dedication of the east-west cul-de-sac 60' collector street right-of-way shall be made, including the bulb end with a 50' radius;
 - c) Full improvements shall be installed on said cul-de-sac, including the bulb end, prior to use of the dedicated area for access to Area A, or prior to issuance of a building permit for Area B, or prior to issuance of a building permit for the adjacent P-O Zone district.
 - d) Any other conditions normally imposed as conditions of approval of a parcel map that the Planning Commission may feel are necessary at the time the parcel map is submitted for approval.
6. That prior to the issuance of a building permit for any development, the developer shall submit a plan of all fire hydrants, and the pipeline system therefor, for approval by the Fire Chief. The developer shall install all fire hydrants as required by the Fire Chief.
7. That any signs accessory to the Stanislaus Memorial hospital, mental health center, or convalescent hospital within the P-D Zoned area shall be subject to the approval of the Board of Zoning Adjustment.
8. That all outdoor lighting shall be installed in accordance with the requirements of the Director of Public Works.
9. The helicopter landing area as indicated on the plan referred to above, shall be built to all City of Modesto, State, and Federal Aviation Agency standards and specifications.
10. That prior to the issuance of a building permit for either the convalescent hospital or the mental health center, the applicant shall obtain approval for these units from the Stanislaus Comprehensive Health Planning Council.

MODESTO CITY COUNCIL
RESOLUTION NO70-831-A

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APEEAL OF MAX HANNEY AND SILAS GREEN TO DECISION OF PLANNING COMMISSION DENYING THE FORCADE APPLICATON FOR PREZONING OF PROPERTY AT SUTTER AND ROBERTSON ROADS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 14,¹⁹⁷⁰ at 8:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of the appeal of Max Hanney and Silas Green to the decision of the Planning Commission denying the application for prezoning of property located at Sutter and Robertson Roads on August 18, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-832

A RESOLUTION TERMINATING LEASE AGREEMENT WITH INTERSERVICE FUND,
INC. FOR AUTOMOBILE RENTAL SERVICES AT MODESTO CITY-COUNTY
AIRPORT

WHEREAS, the City of Modesto and Interservice Fund, Inc. entered into an agreement on September 3, 1968 for automobile rental services at the Modesto City-County Airport; and

WHEREAS, Interservice Fund, Inc. has requested that the lease be terminated effective August 31, 1970.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Interservice Fund, Inc. for automobile rental services at the Modesto City-County Airport is hereby terminated.

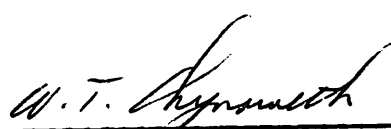
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Dixon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-833

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE L. REED AND DARLENE REED, OWNERS OF SILVAIR AVIATION, FOR AVIS RENT-A-CAR SERVICE AT CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and George L. Reed and Darlene Reed, owners of Silvair Aviation, for Avis ~~ren-~~ a-car service at the Modesto City-County Airport effective September 1, 1970

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-834

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND BEN GUIDOTTI AND ADELINE GUIDOTTI FOR CONSTRUCTION OF TRAFFIC SIGNALS AT THE INTERSECTION OF SUNRISE AND ORANGEBURG AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Ben Guidotti and Adeline Guidotti

for construction of traffic signals at the intersection of Sunrise and Orangeburg Avenues

is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way 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 24th day of August , 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Symoneth
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-835

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER (Block 326, Lots 41 to 44 inclusive - Edwin W. Ferrel)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 8,¹⁹⁷⁰ /at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter, Lots 41 to 44, inclusive, Block 326, standing in the name of Edwin W. Ferrel, in amount of \$381.87.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-836

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER (Block 326, Lots 39 and 40 - Estate of Edmund E. Schneider)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Sept. 8, 1970, at 4:10 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 report of Superintendent of Streets on cost of installation of curb and gutter at Block 326, Lots 39 and 40, Estate of Edmund E. Schneider, in amount of \$249.37.

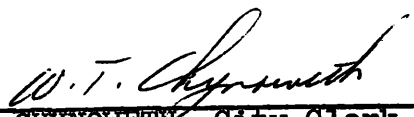
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-837

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON COST OF CONSTRUCTION OF CURB AND GUTTER
(Block 516, Lots 34-36, inclusive (Marion C. Felt) (Alice St.
Frontage)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that Sept. 8, 1970 , at 4:10 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 report of Superintendent of Streets on cost of construction of
curb and gutter at Block 516, Lots 34-36, Alice St. frontage,
Marion C. Felt, in amount of \$381.00.


The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 24th day
of August, 1970 by Councilman Smith , who moved its
adoption, which motion being duly seconded by Councilman
Mitchell , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-838

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (RIVERSIDE NO. 3 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on August 12, 1970, certain territory known as Riverside No. 3 Addition, and

WHEREAS, the inclusion of the area contained in Riverside No. 3 Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Riverside No. 3 Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 63.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Tuesday, October 13, 1970, at the hour of 7:35 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 63.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the East side of North Riverside Drive at the Northern boundary of the addition.
- (2) On the East side of North Riverside Drive 500 feet South of the Northern boundary of the addition.
- (3) On the East side of North Riverside Drive at the Southern boundary of the addition.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 63, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Rosegood
Public Works Department

JLC
8/18/70

May 11, 1970

RIVERSIDE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being all of that parcel shown on the map recorded December 7, 1965 in Book 10 of Surveys, Page 93, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the RIVERSIDE ADDITION (228) , as per description filed May 2, 1969 as Instrument 15075, Stanislaus County Records, which is also the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Southwestern corner of the RIVERSIDE NO. 2 ADDITION (234), as per description filed June 12, 1969 as Instrument 20321, Stanislaus County Records; thence along the Southern line of said Addition (234) and existing City Limits, North $79^{\circ} 13' 21''$ East, 1627.91 feet, to the Southeastern corner of said Addition (234) thence leaving the existing City Limits South $0^{\circ} 32' 50''$ East, 1262.03 feet; thence North $89^{\circ} 53' 24''$ West, 1601.95 feet, to the Eastern line of Riverside Addition (228); thence along said Eastern line, North $00^{\circ} 33' 30''$ West, 954.53 feet, to the point of beginning, containing 40.758 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on August 24, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

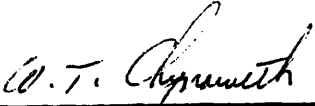
NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: August 25, 1970



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-839

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (FLOYD ADDITION)

WHEREAS, there has been annexed to the City of Modesto on August 17, 1970, certain territory known as Floyd
_____ Addition, and

WHEREAS, the inclusion of the area contained in Floyd
_____ Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Floyd
_____ Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 62.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Tuesday, October 13, 1970, at the hour of 7:40 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 62.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the East side of Rose Avenue at the Southern boundary of the addition.
- (2) On the Southeast corner of the intersection of Rose Avenue and Floyd Avenue.
- (3) On the South side of Floyd Avenue at the Eastern boundary of the addition.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 62, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Hayward
Public Works Department

JLC
8-18-70

May 14, 1970
FLOYD ADDITION

All that real property in the State of California, County of Stanislaus, being the Northwest quarter of the Southwest quarter of the Northeast quarter of Section 15, and the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter of Section 15, 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 Northwestern corner of the ROSE ACRES ADDITION (222), as per description filed September 27, 1965 as Instrument 37370, Stanislaus County Records, said point also being the interior quarter corner of Section 15, which is also on the center line of a 40.00 foot public road known as Rose Avenue; thence leaving the existing City Limits and along the center line of said Rose Avenue and the North-South quarter line of Section 15, North, 1320.00 feet, to the center line of a 40.00 public road known as Floyd Avenue; thence along the center line of said Floyd Avenue South $89^{\circ} 44' 00''$ East, 984.49 feet, to the East line of the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter; thence South, 660.00 feet, along said East line; thence North $89^{\circ} 44' 00''$ West 964.49 feet, to the Eastern line of said Rose Avenue; thence along the Eastern line of Rose Avenue South, 660.00 feet, to a point on the Northern line of the Rose Acres Addition (222); thence along said Northern line, North $89^{\circ} 44' 00''$ West, 20.00 feet to the point of beginning, containing 15.219 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on August 24, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: August 25, 1970



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. ~~65x~~ 70-840

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN REAL PROPERTY IN THE CITY OF MODESTO TO BE USED FOR STREET WIDENING PURPOSES.
(ORANGEBURG AVENUE E. - A. J. BEEZLEY and JUANITA L. BEEZLEY)

BE IT RESOLVED by the Council of the City of Modesto that it finds and determines and hereby declares that:

The public interest, convenience, and necessity require the acquisition of certain real property to be used for street widening purposes.

The use of said real property for street widening purposes is a public use authorized by law.

The proposed widening of said street is planned in a manner which will be most compatible with the greatest public good and the least private injury; and

BE IT FURTHER RESOLVED that the City Attorney of the City of Modesto be authorized and directed to commence and maintain in the name of the City of Modesto such actions and proceedings of eminent domain in the Superior Court of the State of California, in and for the County of Stanislaus, as are necessary for the purpose of condemning and acquiring the hereinafter described real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Attorney be authorized to make application to said Court for an order fixing the amount of such security in the way of money deposit as such Court may direct, for an order permitting the City of Modesto to take immediate possession and use of said real property for the purposes and uses aforesaid.

BE IT FURTHER RESOLVED that the City Manager and City Auditor be authorized to make such deposits of such security out of proper funds under the control of the city in such amounts as so fixed and determined and in such manner as said Court in which said condemnation proceedings are pending may direct.

The real property hereinabove referred to, the condemnation of which is hereby authorized for the purpose aforesaid, is situated in the City of Modesto, Modesto Irrigation District, County of Stanislaus, State of California, and is more particularly described as follows:

All that portion of Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 23 of Block 1140 of SUNRISE HOMES, as per map filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records, described as follows:

Beginning at the Northwestern corner of said Lot 23; thence along the Northern line of Lot 23 and the Southern line of Orangeburg Avenue East, South 89° 41' 30" East, 128.00 feet, to the Northeastern corner of Lot 23; thence along the Eastern line of Lot 23, South 00° 41' East, 10.00 feet, to a point on a line which is parallel with and 10.00 feet, measured at right angles, Southerly from the Northern line of Lot 23; thence along said parallel line, North 89° 41' 30" West, 112.74 feet; thence along a tangent curve, concave to the Southeast, having a Radius of 15.00 feet, a Central Angle of 90° 59' 30" and an Arc Length of 23.83 feet, to its point of tangency on the Western line of Lot 23; thence along said Western line, North 00° 41' West, 25.26 feet, to the point of beginning, containing 0.0305 Acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, ~~196~~ 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

(SEAL)

ATTEST:

W. T. Johnson
City Clerk

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Roseford
Public Works Department

5/6/65

MODESTO CITY COUNCIL
RESOLUTION NO. 70-841

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER REQUEST OF STATE OF CALIFORNIA FOR CONCURRENCE ON "NO PARKING" ZONE ON EAST SIDE OF McHENRY AVENUE, SOUTH OF HELEN TO NEEDHAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Sept. 28, 1970 at 8:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of the request of the State of California for concurrence on a "no parking" zone on the east side of McHenry Avenue, south of Helen to Needham.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-842

A RESOLUTION ACCEPTING IMPROVEMENTS IN GREENWOOD ESTATES NO. 3 SUB-DIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, JOE TIDWELL, LOIS TIDWELL, JAMES B. JOHNSTON, SHIRLEY L. JOHNSTON, subdividers of Greenwood Estates No. 3 Sub-division, have filed an Irrevocable Letter of Credit No. 25853 in the amount of \$43,900 to guarantee improvements in Greenwood Estates No. 3 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated August 19, 1970 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 Council to accept the improvements as complete and to authorize the City Clerk to file a notice of completion and release the Irrevocable Letter of Credit No. 25853 in amount of \$43,900 upon expiration of the statutory lien period.

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

1. The improvements in Greenwood Estates No. 3 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Irrevocable Letter of Credit No. 25853 in amount of \$43,900 upon expiration of the statutory lien period.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 843

A RESOLUTION APPROVING A SIX-YEAR URBAN BEAUTIFICATION AND IMPROVEMENT PROGRAM.

WHEREAS, the City Manager has previously prepared a report outlining projects for the City's participation in the Urban Beautification Program, which report was referred to the Modesto City Planning Commission, and

WHEREAS, at a meeting of the Planning Commission, the Commission discussed the projects contained in the City Manager's report in conjunction with the six-year capital improvement program for the City of Modesto, and

WHEREAS, the Planning Commission determined that the projects as outlined in the City Manager's report would assist in carrying out the amended General Plan for the Modesto Urban Area and can be integrated into the proposed six-year capital improvement program for the city, and

WHEREAS, the City Council hereby determines that the City Manager's report outlining projects for the city's participation in the Urban Beautification Program will assist in carrying out the amended General Plan of the Modesto Urban Area and can be integrated into the proposed six-year capital improvement program for the city,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby approves the projects listed in UB-121 of the Urban Beautification and Improvement Program Application, and hereby adopts the list as the City of Modesto's six-year program for beautification projects.

BE IT FURTHER RESOLVED that the staff is hereby directed to prepare an application for Federal Beautification Funds.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

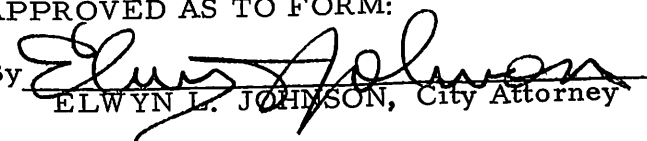
(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

CLERK'S CERTIFICATE

I, Pauline P. Stanley, Acting, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on August 24, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: August 28, 1970

Pauline P Stanley
Acting City Clerk of the City of Modesto,
PAULINE P. STANLEY California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 844

A RESOLUTION AUTHORIZING FILING OF APPLICATION FOR URBAN
BEAUTIFICATION GRANT.

WHEREAS, Title IX of the Housing and Urban Development Act of 1965 amends Title VII of the Housing Act of 1961 and provides for the making of grants by the Department of Housing and Urban Development to states and local public bodies to assist them in the beautification and improvement of open-space and other public urban land where such assistance is needed for carrying out a local program which is important to the comprehensively planned development of the locality, and

WHEREAS, the City of Modesto desires to beautify and improve open-space and other public urban land to facilitate their increased use and enjoyment, and

WHEREAS, Title VI of the Civil Rights Act of 1964 and the regulations of the Department of Housing and Urban Development effectuating that Title prohibit discrimination on the basis of race, creed, color, or national origin to the use of all facilities and improvements provided by Federal assistance, and

WHEREAS, the City of Modesto is cognizant of the conditions that are imposed in the undertaking and carrying out of programs assisted under Title VII of the Housing Act of 1961, as amended, including those relating to labor standards and equal employment opportunity, and

WHEREAS, it is estimated that the cost of the activities proposed to be carried out in performance of beautification and improvement of open-space and other public land exceeds the usual expenditures of the City of Modesto for comparable activities by Four Hundred Seventy-Seven Thousand, Five Hundred and no/100ths (\$477, 500.00) Dollars.

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

1. That an application be made to the Department of Housing and Urban Development for a grant in an amount authorized by Title VII of the Housing Act of 1961, as amended, for urban beautification and improvement of open-space and other public urban land, which amount is presently estimated to be Fifty-Two Thousand, Three Hundred Seventy and no/100ths (\$52, 370.00) Dollars, and that the City of Modesto will provide the balance of the cost.
2. That the City Manager is hereby authorized and directed to execute and to file such application with the Department of Housing and Urban Development, to provide additional information and to furnish such documents as may be required by said Department, to execute such contracts as are required by said Department, and to act as the authorized correspondent of the City of Modesto.

3. That the proposed urban beautification activities are in accordance with the beautification program prepared by Modesto, California, of importance to the comprehensively planned development of the locality, and that, should said grant application be approved, the City of Modesto will undertake, carry out, and complete said urban beautification activities designated in said application and approved by the Department of Housing and Urban Development.

4. That the United States of America and the Secretary of Housing and Urban Development be, and they are hereby assured of full compliance by the City of Modesto with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

CLERK'S CERTIFICATE

I, Pauline P. Stanley, Acting, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on August 24, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: August 28, 1970

Pauline P. Stanley
Acting City Clerk of the City of Modesto,
PAULINE P. STANLEY California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-845

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, THE RESOURCES AGENCY, DEPARTMENT OF PARKS AND RECREATION FOR GRANT OF MONEY PURSUANT TO THE CAMERON-UNRUH BEACH, PARK, RECREATIONAL AND HISTORICAL FACILITIES BOND ACT OF 1964, CHAPTER 1690, STATUTES OF 1963

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, The Resources Agency, Department of Parks and Recreation, for grant of ~~xxxx~~ money pursuant to the Cameron-UNruh Beach, Park, Recreational and Historical Facilities Bond Act of 1964, Chapter 1690, Statutes of 1963 be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-846

A RESOLUTION APPROVING THE FINAL MAP OF THE
PLEASANT VIEW ESTATES NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Gilbert Medeiros and Opal Medeiros, husband and
wife and A. W. McGuire and Ruth McGuire, husband and wife,
individuals,
are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 5.57 acres, known as the
Pleasant View Estates No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 21st day of April,
1970, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Pleasant View Estates No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Pleasant View Estates No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Three
Hundred Thirteen and 20/100ths (\$1,313.20) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Thirty-eight
Thousand, Five Hundred and no/100ths (\$38,500.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-847

A RESOLUTION APPROVING THE FINAL MAP OF THE
NORTHWOOD MANOR SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Wilbur E. Grant and Vivian D. Grant, husband and wife,
Curtis R. Grant and Nancy E. Grant, husband and wife, Allen R. Grant and
Carolyn M. Grant, husband and wife, individuals

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 6.1 acres, known as the
NORTHWOOD MANOR Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 19th day of August,
19 69, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said NORTHWOOD MANOR
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the NORTHWOOD MANOR
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One thousand, four hundred
sixty-nine and 35/100ths (\$1,469.35) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of _____
Twenty-one thousand, seven hundred and no/100ths (\$21,700.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the
City Clerk be authorized to execute and attest, respectively, an
agreement with subdividers as required by Section 4-4.604(c) of
the Modesto Municipal Code. -1-

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-848

A RESOLUTION AUTHORIZING PLACEMENT OF IMPROVEMENT DISTRICT NO.11
ASSESSMENT IN AMOUNT OF \$17.00 ON 1970-71 TAX ROLL

WHEREAS, Section 54-10 et seq of the Streets and Highways Code provides that unpaid improvement district assessments less than \$50.00 may be placed on the tax roll at the request of the assessment owner; and

WHEREAS, the Stone and Youngberg, owner of Improvement District No. 11 assessments, has requested that the outstanding assessment of \$17.00 (representing \$14.91 plus penalties of \$2.09) be placed on the 1970-71 tax roll (Assessment No.112-05-8).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Stone and Youngberg to place Improvement District No. 11 assessment in amount of \$17.00 on the 1970-71 tax roll, 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 August, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-849

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,100 FOR PRINTING OF 1911 ACT SEWER IMPROVEMENT DISTRICT NO. 14 BONDS

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

SEWER-SERVICE FUND (212)

FROM:	General Reserve (60)	\$1,100
TO:	Sewer Improvement District No. 14 (6591)	\$1,100

(To provide funds for printing 141 1911 Act Bonds and Register for Improvement District No. 14)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of August, 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-850

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MAX HANNEY AND SILAS GREEN TO DECISION OF PLANNING COMMISSION DENYING THE FORCADE APPLICATION FOR PREZONING AT SUTTER AND ROBERTSON ROADS, AND RESCINDING RESOLUTION NO. 70-831-A


BE IT HEREBY RESOLVED by the Council of the City of
1970
Modesto that September 28 /, at 8:05 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 appeal
of Max Hanney and Silas Green to the decision of the Planning Com-
mission denying the application for prezoning of property located
at Sutter and Robertson Roads at its August 18, 1970 meeting.

BE IT FURTHER RESOLVED that Resolution No. 70-813-A adopted
by the City Council August 24, 1970 is hereby rescinded.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 8th day
of September, 1970 by Councilman Simon , who moved its
adoption, which motion being duly seconded by Councilman Smith
, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-851

A RESOLUTION ACCEPTING THE BID OF CALIFORNIA-FRESNO ASPHALT COMPANY
FOR APPLICATION OF SLURRY SEAL ON 5000 FEET OF THE 5900 FOOT RUNWAY
AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 70-750 adopted by the Council of the City of Modesto on August 10, 1970 approved the plans and specifications for the application of slurry seal on 5000 feet of the 5900-foot runway at the Modesto City-County Airport and authorized the calling for bids, and

WHEREAS, the bids received for the application of the slurry seal were opened at 10:00 A.M. on August 25, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of California-Fresno Asphalt Company in the amount of \$11,162.62 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of California-Fresno Asphalt Company in the amount of \$11,162.62 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-852

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 2 SUBDIVISION

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

SECTION 1. The plans and specifications for installation of water lines in Riverside North No. 2 Subdivision,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 22, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-853

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN
COFFEE ROAD FROM BRIGGSMORE TO ORANGEBURG AVENUE

WHEREAS, a report has been filed by the Director of
Public Works that the construction of water lines in
Coffee Road from Briggsmore to Orangeburg Avenue
has been completed by Valley Construction

in accordance with the contract agreement dated July 6, 1970.

NOW, THEREFORE, BE IT RESOLVED that the construction of
be accepted from said contractor, Valley Construction

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$4,953.80 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
8th day of September, 1970, by Councilman
Simon, who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-854

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PLACING OVERLAY
ON AIRPORT TAXIWAY

WHEREAS, a report has been filed by the Director of Public Works that the construction of placing overlay on the Modesto City-County Airport taxiway has been completed by Flintkote Co.

in accordance with the contract agreement dated July 27, 1970.

NOW, THEREFORE, BE IT RESOLVED that the construction of placing of overlay on the Modesto City-County Airport taxiway be accepted from said contractor, Flintkote Co.,

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$6,510.00 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 8th day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-855

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF RESTROOM BUILDING AT FRANK AND IONE MANCINI MEMORIAL PARK

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

SECTION 1. The plans and specifications for construction of a restroom building at Frank and Ione Mancini Memorial Park,

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

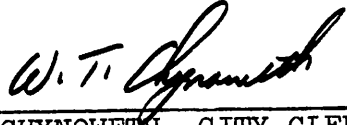
SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 22, 1970 at 10:15 A.M. and the City Clerk is hereby directed to give notice inviting 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-856

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lots 29 and 31,
Block 7252 - Mr. Lloyd J. Bowling)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 7252, Garvey Ave.

_____, and
WHEREAS, the Council, did, on August 17, 1970, adopt its Resolution No. 70-796, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 8th day of September 1970, at 4:05 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 notice to be given as directed by said Resolution No. 70-796, 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 are hereby overruled or denied.

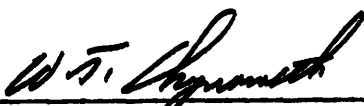
SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-796 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-857

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Block 7252, Lot
22 - Mr. Harrell B. Misener)

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 curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 7252, Garvey Avenue and Brenner Way, and

WHEREAS, the Council, did, on August 17, 1970, adopt its Resolution No. 70-797, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 8th day of September 1970, at 4:05 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 notice to be given as directed by said Resolution No. 70-797, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-797 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 8th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-858

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Block 7253, Lot
20 - Mr. Ernest P. Peet)

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 curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 7253, Garvey Avenue, and

WHEREAS, the Council, did, on August 17, 1970, adopt its Resolution No. 70-798, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 8th day of September 1970, at 4:05 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 notice to be given as directed by said Resolution No. 70-798, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-798 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 8th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-859

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Lot 1, Block 253 -
Mr. Ernest J. Silva)

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 curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 7253, Garvey Avenue and Budd Street, and

WHEREAS, the Council, did, on August 17, 1970, adopt its Resolution No. 70-799, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 8th day of September 1970, at 4:05 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 notice to be given as directed by said Resolution No. 70-799, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-799 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 8th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-860

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Lot 32, Block 7252 -
Mr. Floyd Thomas Vigil)

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 curbs and gutters may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 7252, Garvey Ave.

, and
WHEREAS, the Council, did, on August 17, 1970, adopt its Resolution No. 70-800, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 8th day of September 1970, at 4:05 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 notice to be given as directed by said Resolution No. 70-800, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-800 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 8th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-861

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (Block 326, Lots 41 to 44 inclusive - Edwin W. Ferrel (\$381.87))

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 curbs and gutters may be required, and

WHEREAS, the Council did, on March 9, 1970 adopt its Resolution No. 70-218, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curbs and gutters as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, September 8, 1970, at 4:10 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$381.87.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$381.87 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 41 through 44, inclusive, of Block 326 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 326, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September 19,70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-862

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (Block 326, Lots 39 and 40 - Estate of Edmund E. Schneider - \$249.37)
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 curbs and gutters may be required, and

WHEREAS, the Council did, on March 9, 1970 adopt its Resolution No. 70-217, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curbs and gutters as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, September 8, 1970, at 4:10 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$249.37.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$249.37 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 39 and 40 of Block 326 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 326, Stanislaus County Records

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-863

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (Alice Street frontage, Block 516, Lots 34-36 inclusive - Marion C. Felt - \$381.00) 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 curbs and gutters may be required, and

WHEREAS, the Council did, on July 6, 1970 adopt its Resolution No. 70-631, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curbs and gutters as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, September 8, 1970, at 4:10 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$381.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$381.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 34 through 36 of Block 516 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 516, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-864

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHESTER D. CHAMBERS FOR ACQUISITION OF REAL PROPERTY FOR EXPANSION OF FIRE STATION NO. 5

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Chester D. Chambers


for the purchase of Parcel Nos. 6195-4 and 6196-10 by the City, to be used for the expansion of Fire Station No. 5 be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-865

A RESOLUTION URGING THE CITIZENS OF THE CITY OF MODESTO TO WELCOME AND ASSIST STUDENTS ENROLLING IN LOCAL SCHOOLS

WHEREAS, it is almost time for the beginning of a new school year, and

WHEREAS, in addition to the elementary and junior high school students, numerous out-of-town students will be enrolling in our local high schools, Junior College and the Stanislaus State College, and

WHEREAS, during these troubled times when it often appears people are too busy or too preoccupied with their own affairs to think of others, it might be well for each of us to take a moment to consider ways of being of service to our fellow man, and

WHEREAS, the hope and destiny of our future lies in the hands of the young people of today, and we should do everything possible to assist and encourage them to continue with their education, and

WHEREAS, with the start of the new school year, there will be many students enrolling in some of our local schools from other cities and other countries, and also, there will be students enrolling from all walks of life, from different ethnic backgrounds and of many national origins, and

WHEREAS, as citizens of this fine community, we should all do everything possible to welcome these young people, help them in locating housing and part-time work, and do all we can to express to them our interest in their welfare and future, no matter what their color, race or creed,

NOW, THEREFORE, BE IT RESOLVED BY THE Council of the City of Modesto that it hereby extends a very warm welcome to all the students enrolling in our local schools, and especially to those who are here from out-of-town, from other countries and who are members of minority races.

BE IT FURTHER RESOLVED that it is the desire of this Council to express to all students that it hopes the time spent here in our schools will be the happiest days of their lives.

BE IT FURTHER RESOLVED that this Council urges all the citizens of Modesto to do everything possible to make these students feel welcome and wanted, and to assist them in every possible way in order that they may obtain their education.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-866

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF MRS. JEANETTE MAINO FROM THE COMMITTEE TO STUDY CRIME

WHEREAS, Mrs. Jeanette Maino was appointed a member of the Committee to Study Crime on July 22, 1968; and

WHEREAS, Mrs. Maino has tendered her resignation from the Committee to Study Crime effective September 8, 1970; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Mrs. Maino from the Committee to Study Crime is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Mrs. Maino 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 8th day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-867

A RESOLUTION ACCEPTING BID OF FIREMAN'S FUND AMERICAN INSURANCE COMPANIES FOR RENEWAL OF FIDELITY BONDS FOR CITY EMPLOYEES

WHEREAS, bids for fidelity bonds for city employees were solicited through the Modesto Insurance Agents' Association for the period September 10, 1970 through September 10, 1973; and

WHEREAS, the quotations were obtained by the Modesto Insurance Agents' Associations; and

WHEREAS, the low bid was presented by the Fireman's Fund American Insurance Companies in the amount of \$2,760 advance premium for the three-year period beginning September 10, 1970 through September 10, 1973.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the low bid of Fireman's Fund American Insurance Companies in the amount of \$2,760 for fidelity bonds for city employees for the three-year period beginning September 10, 1970 and ending September 10, 1973 is hereby accepted, payable in advance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman

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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-868

A RESOLUTION AUTHORIZING APPLICATION FOR CONVERSION OF OPEN-SPACE
LANDS (RIVERSIDE PARK)

WHEREAS, the Riverside Park site was acquired with the aid
of Open-Space funds, and

WHEREAS, the Council has determined that it is desirable to
exchange a triangular parcel of land which contains 800 square
feet and is a part of the Riverside Park site for a parcel of
land containing 1,290 square feet and to be a part of the River-
side Park site.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of
Modesto that the proposed exchange be, and hereby is, approved,
and

BE IT FURTHER RESOLVED that an application to Housing and
Urban Development for conversion of the open-space lands as shown
on the attached map marked "Exhibit A" and by reference made a
part hereof be, and hereby is, authorized.

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 8th day of
September, 1970, by Councilman Simon, who moved its adoption,
which motion being duly seconded by Councilman Robinson was upon
roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

202 ACRES ±

CITY OF MODESTO

PARCEL A.
See Detail

1622'

PARCEL B.
See Detail

PRICE ENTERPRISES

PARCEL 2.
407 ACRES ±

1602'

RIVERBANK ASSOCIATES

1222'

PACIFIC STATES
GROWTH, INC

H.M. DUFFY

NOTE:

Parcel A to be combined
Parcel B to be combined
Owner: James E. Price
3528 Nychelle Dr
Modesto, Calif
Land Preserving Zoned
Utilities: Gas #1405-09
Sewer Service
By virtue of this map, n

Exhibit A

PARCEL 2.
407 ACRES ±

RIVERSIDE ASSOCIATES

1602'

268'

312'

STREET

Area to be developed, 800 ft ±

DETAIL: PARCEL A
SCALE 1"=40'

PACIFIC STATES
GROWTH INC

FUTURE

STREET

Area to be developed

DETAIL: PARCEL B.
SCALE 1"=40'

140'

95'

1230 ft ±

By virtue of this filing...

MODESTO CITY COUNCIL
RESOLUTION NO. 70-869

A RESOLUTION APPROVING THE FINAL MAP OF THE
RIVERSIDE NORTH NO. 2 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Sherwood Mortgage Company, a corporation,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 5.78 acres, known as the
Riverside North 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 69, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Riverside North No. 2
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Riverside North No. 2
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Four Hundred Thirty-Nine
and 70/100ths (\$439.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Twenty
Thousand, Two Hundred and no/100ths (\$20,200.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-870

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER AT 116 MAPLE STREET (Lot 23 and West 15 feet of Lot 22 of Block 418 - Mr. Floyd Patrick - \$209.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 21, 1970 at 4:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter at 116 Maple Street. (\$209.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman _____, who moved its adoption, which motion being duly seconded by Councilman _____, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen:

NOES: Councilmen:

ABSENT: Councilmen:

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-871

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT
325 OAK STREET (Lots 1 and 2 of Block 414 - Mr. James E. Sheppard)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that September 21, 1970 at 4:35 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report
of Superintendent of Streets on the cost of installation of side-
walk at 325 Oak Street. (\$130.00)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 8th day
of September, 1970 by Councilman Simon , who moved its
adoption, which motion being duly seconded by Councilman
Smith , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.70-872

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB, GUTTER AND SIDEWALK AT 216 S. FRANKLIN STREET (Northerly 60 feet of Lots 27 and 28 of Block 415 - Mr. Wallace E. Allen - \$419.30)

BE IT HEREBY RESOLVED by the Council of the City of

Modesto that September 21, 1970 at 4:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb, gutter and sidewalk at 216 S. Franklin Street. (\$419.30)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman , who moved its adoption, which motion being duly seconded by Councilman , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen:

NOES: Councilmen:

ABSENT: Councilmen:

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-873

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND
GUTTER AT 114 MAPLE STREET (Lot 21, East 10 feet of Lot 22 and
the west 10 feet of Lot 20 of Block 418 - Mrs. Mary M. Oliney)
BE IT HEREBY RESOLVED by the Council of the City of

Modesto that September 21, 1970 at 4:35 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report
of Superintendent of Streets on the cost of installation of
curb and gutter at 114 Maple Street. (\$223.35)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 8th day
of September, 1970 by Councilman Simon , who moved its
adoption, which motion being duly seconded by Councilman


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

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Robinson,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-874

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER
AND SIDEWALK AT NORTHEAST CORNER OF S. FRANKLIN STREET AND OAK
STREET (South 80 feet of Lots 27 and 28 of Block 415 - Kirt H. Sharp)
BE IT HEREBY RESOLVED by the Council of the City of


Modesto that September 21, 1970 at 4:35 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report
of Superintendent of Streets on the cost of installation of curb,
gutter and sidewalk at northeast corner of S. Franklin Street
and Oak Street. (\$462.00)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 8th day
of September, 1970 by Councilman Simon, , who moved its
adoption, which motion being duly seconded by Councilman
Smith , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-875

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER AT 120-122 S. JEFFERSON STREET (Lots 27 and 28 and the West 10 feet of Lot 26 of Block 418 - Mr. Silas W. Green - \$175.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 21, 1970 at 4:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter at 120-122 S. Jefferson Street. (\$175.00)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-876

A RESOLUTION APPROVING TRANSFER OF VARIOUS RIGHTS OF WAY ALONG
McHENRY AVENUE TO STATE OF CALIFORNIA, DIVISION OF HIGHWAYS

WHEREAS, the City of Modesto, over the past several years, has acquired rights of way for the widening of McHenry Avenue north of Briggsmore Avenue; and

WHEREAS, a total of twenty-two (22) rights of way have been acquired in this area; and

WHEREAS, McHenry Avenue is a state highway; and

WHEREAS, the State of California, Division of Highways, Department of Public Works, has suggested that the twenty-two (22) parcels of right of way be transferred to the Division of Highways.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that transfer of the following rights of way acquired by the City of Modesto for the widening of McHenry Avenue north of Briggsmore Avenue to State of California, Division of Highways, is hereby approved:

<u>Parcel Number</u>	<u>Recorded Date</u>	<u>Instrument Number</u>	<u>Volume</u>	<u>Page</u>
1291-1	April 25, 1966	14534	2099	132
6815-3	September 10, 1964	35206	1975	404
6815-2	September 10, 1964	35204	1975	399
6900-1	May 4, 1965	17416	2029	229
6939-1	September 1, 1961	27639	1706	115
6939-2	February 11, 1965	5685	2011	314
6940-3	February 15, 1966	5710	2086	39
6940-1	February 8, 1960	3444	1593	634
6823-1) 6838-1)	May 19, 1966	18110	2104	474
6941-1	February 29, 1960	5716	1598	128
6941-2	December 23, 1959	37403	1585	657
6941-3	June 23, 1960	17749	1620	69
6942-1	April 28, 1969	14243	2271	885
6943-1	August 10, 1961	25298	1702	21
6943-6	June 20, 1969	21346	2280	690
6943-2	October 11, 1963	37112	1888	410
6836-1	August 20, 1968	25924	2235	101
6989-1	August 16, 1961	25840	1703	64
12301-1	October 2, 1968	31208	2242	223
12301-3	January 3, 1968	140	2200	689
12302-2	July 19, 1965	27946	2044	600

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 877

A RESOLUTION ENCOURAGING CONTINUED CITIZEN SUPPORT OF THE GROUPS INVOLVED IN THE
FIGHT AGAINST DRUG ABUSE

WHEREAS, the Council of the City of Modesto has been cooperating with the following private groups which are working with the people of this community to combat drug abuse:

1. The Church in the Park, a religiously-oriented group which, through Christian beliefs and principles, encourages the youth of the community not to participate in the use of drugs, and by counseling with youth, encourages those experimenting with drugs to discontinue their use. It also operates "Way House," a home for teenagers who need help.
2. The Drug Abuse Coordinating Council, which is a group of citizens formed to coordinate the efforts to fight drug abuse in this community. It also organizes and supports other groups in the community which are working on the drug problem.
3. Drugs S.O.S. (Seeking Other Solutions), which is a 24-hour telephone answering service for the convenience of the people of the community who need information or counseling.
4. Head Rest, which has a home for teenagers where light counseling is available for those youths who wish to know more about drugs and for those who are experimenting with drugs and need advice.
5. The 7th Step Foundation, which is a group of ex-convicts who visit schools, service clubs and other interested groups to tell about the evils of drugs, as well as counsel those students who are experimenting with drugs or who have become addicted to them, and

WHEREAS, the Council of the City of Modesto realizes each of the above-mentioned groups is doing a fine service in the community and is combating drug abuse, and

WHEREAS, all these groups are cooperating with the agencies of the City and County, including law enforcement, and

WHEREAS, these groups wish to remain and operate independently of City and County control,


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it encourages the people of this community and the surrounding areas to support these groups by making contributions to them so they may continue their vitally needed work.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Newton, who moved its adoption; which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-878

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED AMENDMENTS TO TITLE XI, CHAPTER 1, OF THE MUNICIPAL CODE RELATING TO WATER RATES AND REGULATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 14 / ¹⁹⁷⁰ at 8:00 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of proposed amendments to Title XI, Chapter 1, of the Modesto Municipal Code relating to water rates and regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-879

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$250 FOR PAYMENT OF STUDY TO DETERMINE NEEDS TO IMPROVE AUDIO SYSTEM IN COUNCIL CHAMBERS

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

GENERAL FUND (101)

From: General Reserve (60) \$250.00

To: Services, Professional & Other (235-7) \$250.00

(To provide payment for study to determine what is needed to improve the audio system in the council chambers)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-880

A RESOLUTION APPROVING APPROPRIATION TRANSFER of \$1,500 FOR ATTENDANCE OF POLICE SUPERVISORY PERSONNEL AT THE PEACE OFFICERS STANDARDS AND TRAINING COMMISSION (POST) TWO-WEEK COURSE FOR POLICE MIDDLE MANAGEMENT

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

General Fund (101)

From :	General Reserve (60)	\$1,500.00
To:	Other Special Charges (429-22)	\$1,500.00

(Funds are necessary to assign police supervisory personnel to attend The Peace Officers Standards and Training Commission (POST) two-week course for Police Middle Management. All costs except the salary of the participant are fully reimbursed by POST)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-881

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP

WHEREAS, the Modesto City Planning Commission held a public hearing on September 1, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to prezone to Planned Development Zone, P-P-D, for a 136-space mobile home park,
the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-116 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for October 5, 1970 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Beginning at the southwest corner of the northwest quarter of the northwest quarter of Section 15, Township 3 south, Range 9 east, M.D.B. & M. thence north $0^{\circ} 53'$ west along the west line of Section 15, 659.00 feet; thence north $89^{\circ} 42' 10''$ east 1312.12 feet to the east line of the northwest quarter of the northwest quarter of Section 15; thence south $0^{\circ} 52' 30''$ east along said east quarter-quarter section line 659.70 feet to the south line of the northwest quarter of the northwest quarter of Section 15; thence south $89^{\circ} 44'$ west along the said south quarter-quarter Section line 1312.02 feet to the point of beginning. Excepting therefrom the parcel beginning at the southwest corner of the northwest quarter of the northwest quarter of Section 15 Township 3 south, Range 9 east, M.D.B. & M. thence north $0^{\circ} 53'$ west along the west line of Section 15, 220.02 feet, thence north $89^{\circ} 42' 10''$ east 315 feet, thence south $0^{\circ} 16'$ east 220 feet, thence south $89^{\circ} 44'$ west along the said south quarter-quarter section line 312.90 feet to the point of beginning.

EXHIBIT "A"

R.P.Bomberger 15-3-9

MODESTO CITY COUNCIL
RESOLUTION NO. 70-882

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE MABLE ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on August 21, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as MABLE Addition,

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

That the annexation of said uninhabited territory designated as MABLE Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen:
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Les Campbell
Public Works Department

MABLE ADDITION

All that real property in the State of California, County of Stanislaus, being the West half of the Northeast quarter of the Northeast quarter and the East half of the Northwest quarter of the Northeast quarter 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 Northeast corner of the SYLVAN-COFFEE NO. 2 ADDITION (243), as per description filed October 22, 1969 as Instrument 35372, Stanislaus County Records, said point being the Northwest corner of the East half of the Northwest quarter of the Northeast quarter of Section 10 on the center line of 40 foot Mable Avenue; thence along the existing City Limits on the Eastern line of said Addition (243), South $00^{\circ} 53' 35''$ West, 1320.02 feet, to the East-West quarter quarter line of the North half of Section 10; thence along said quarter quarter line, North $89^{\circ} 23' 40''$ East, 1307.80 feet, to the East line of the West half of the Northeast quarter of the Northeast quarter of Section 10; thence along said East line, North $00^{\circ} 53' 15''$ West, 1320.90 feet, to the North line of Section 10 on the center line of Mable Avenue; thence along said North line and center line, South $89^{\circ} 21' 20''$ West, 1307.90 feet, to the point of beginning, containing 39.646 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-883

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE NORWEGIAN NO. 1 ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on August 12, 1970, a request for consent to commence proceedings to annex certain territory referred to as the NORWEGIAN NO. 1

Addition to the City of Modesto was presented to the Council, and

WHEREAS, on August 17, 1970, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on September 1, 1970, the Modesto City Planning Commission rendered its report and recommendation to the City Council, favoring the commencement of annexation proceedings, and

WHEREAS, it is the desire of the City Council to give its consent to the commencement of such annexation proceedings upon the condition that the electors within said territory be informed at the time the petition for annexation is circulated that the question to be submitted to said electors shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election,

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

SECTION 1. That said unincorporated territory proposed to be annexed to the City of Modesto be and it is hereby designated as the NORWEGIAN NO. 1 Addition; said territory is contiguous to the City of Modesto and is shown on

that certain map marked Exhibit "A" entitled, "PROPOSED NORWEGIAN
NO. 1 ADDITION"

dated August 12, 1970, which is attached hereto and
made a part hereof.

SECTION 2. That consent be and it is hereby granted
for the commencement of annexation proceedings of said _____
NORWEGIAN NO. 1 Addition in accordance with the
Annexation Act of 1913, as amended, provided the petition for
annexation contains the request that the question to be submitted
to the electors residing in the territory proposed to be annexed
shall be whether said territory shall be annexed to, incorporated
in, and made a part of the City of Modesto and the property therein
subjected to taxation after annexation equally with the property
within the City to pay the bonded indebtedness of the City of Modesto
for the acquisition, construction or completion of municipal improve-
ments outstanding or authorized at the date of the first publication
of the notice of the election.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 8th
day of September, 1970, by Councilman Simon, who
moved its adoption, which motion being duly seconded by Councilman
Smith, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

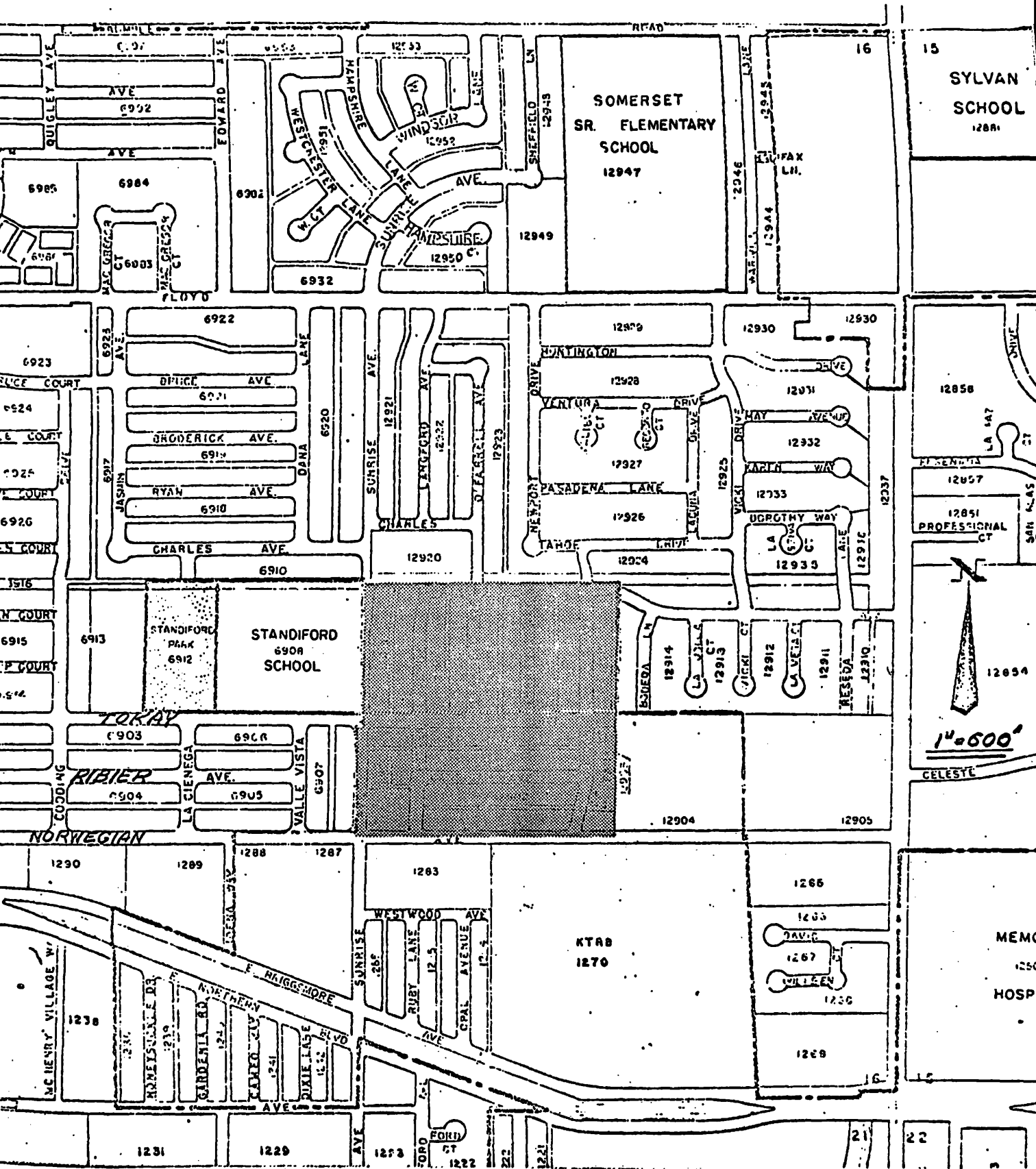


EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-884

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 26-3-9 OF THE ZONING MAP (WESTLAND INVESTMENT COMPANY)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 1, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 26-3-9 of the zoning map to prezone to H-1, R-2, and P-D (77) allowing R-2 and R-3 uses, the following described property:

see exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-118 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 26-3-9 of the Zoning Map be set for October 5, 1970 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Prezone to H-1

A portion of the Southwest Quarter of Section 26, Township 3 South, Range 9 East, M.D.B. & M. in Stanislaus County, California, described as follows:

Beginning at a point on the Northerly line of Yosemite Avenue, located North $0^{\circ} 33' 30''$ West 33.00 feet and South $89^{\circ} 53' 24''$ East 40.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning North $0^{\circ} 33' 30''$ West 667.00 feet; thence South $89^{\circ} 53' 24''$ East 790.00 feet; thence South $0^{\circ} 33' 30''$ East 667.00 feet to a point on the Northerly line of Yosemite Avenue; thence along said Northerly line North $89^{\circ} 53' 24''$ West 790.00 feet to the point of beginning, containing 12.10 acres.

Prezone to R-2

A portion of the Southwest Quarter of Section 26, Township 3 South, Range 9 East, M. D. B. & M. in Stanislaus County, California, described as follows:

Beginning at a point located North $0^{\circ} 33' 30''$ West 700.00 feet and South $89^{\circ} 53' 24''$ East 40.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning, North $0^{\circ} 33' 30''$ West 590.33 feet; thence South $89^{\circ} 53' 24''$ East 1601.95 feet; thence 195.46 feet along the arc of a 400-foot radius curve concave to the West, and subtended by a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of South $13^{\circ} 27' 05''$ West, with a chord length of 182.21 feet; thence South $27^{\circ} 27'$ West 452.54 feet; thence North $89^{\circ} 53' 24''$ West 1342.57 feet more or less, to the point of beginning, containing 20.23 acres.

Prezone to P-D(77)

Parcel 1

A portion of the Southwest Quarter of Section 26, Township 3 South, Range 9 East M.D. B. & M. in Stanislaus County, California, described as follows:

Beginning at a point on the North line of Yosemite Avenue on the Northerly prolongation of the centerline of Beard Avenue, which said point of beginning is located North $0^{\circ} 33' 30''$ West 33.00 feet and South $89^{\circ} 53' 24''$ East 1321.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning along the said Northerly line of Yosemite Avenue North $89^{\circ} 53' 24''$ West 491.00 feet; thence North $0^{\circ} 33' 30''$ West 667.00 feet; thence South $89^{\circ} 53' 24''$ East 552.57 feet; thence South $27^{\circ} 27'$ West 31.16 feet; thence 195.46 feet along the arc of a 400-foot radius curve concave to the East, subtended by a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of South $13^{\circ} 27' 05''$ West with a chord length of 182.21 feet; thence South $0^{\circ} 32' 50''$ East 451.01 feet, more or less to the point of beginning, containing 7.62 acres.

Parcel 2

Beginning at a point on the North line of Yosemite Avenue on the Northerly prolongation of the centerline of Beard Avenue which said point of beginning is located North $0^{\circ} 33' 30''$ West 33.00 feet and South $89^{\circ} 53' 24''$ East 1321.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning North $0^{\circ} 32' 50''$ West 451.01 feet; thence 195.46 feet along the arc of a 400-foot radius curve, concave to the East and subtended by a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of North $13^{\circ} 27' 05''$ East with a chord length of 182.21 feet; thence North $27^{\circ} 27'$ East 103.42 feet; thence South $62^{\circ} 33'$ East 42.53 feet; thence 195.46 feet along the arc of a 400-foot radius curve, concave to the North and having a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of South $76^{\circ} 42' 55''$ East with a chord length of 182.21 feet; thence South $0^{\circ} 32' 50''$ East 667.00 feet more or less to a point on the Northerly line of Yosemite Avenue; thence along said Northerly line North $89^{\circ} 53' 24''$ West 320.71 feet to the point of beginning, containing 4.94 acres.

Parcel 3

Beginning at a point located South $89^{\circ} 53' 24''$ East 1641.71 feet and North $0^{\circ} 32' 50''$ West 1290.33 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning South $0^{\circ} 32' 50''$ East 590.33 feet; thence 195.46 feet along the arc of a 400-foot radius curve, concave to the North with a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of North $76^{\circ} 42' 55''$ West with a chord length of 182.21 feet; thence North $62^{\circ} 33'$ West 42.53 ft. thence North $27^{\circ} 27'$ East 380.28 ft; thence 195.46 ft. along the arc of a 400-foot radius curve, concave to the West with a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of North $13^{\circ} 27' 05''$ East with a chord length of 182.21 feet to the point of beginning, containing 1.33 acre.

Exhibit "A"

Station 1000 20

MODESTO CITY COUNCIL
RESOLUTION NO. 70-885

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$395 TO PAY GOTTSCHALK FLIGHT CENTER OFFICE BUILDING 1970-71 POSSESSORY INTEREST TAXES

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

AIRPORT FUND (230)

From:	General Reserve (60)	\$395.00
To:	Taxes (430-46)	\$395.00

(A supplemental appropriation of \$395 is required to provide a sufficient amount to pay the Gottschalk Flight Center Office Building 1970-71 possessory interest taxes. Total tax assessment is \$621.60; budgeted, \$227.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-886

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$250,000 FOR COSTS OF PROJECT UNIT NO. 11

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

1967 Sewer Bond Fund (405)

From: General Reserve (60)	\$250,000
To: Muni. Sewer District Improvements 6553-405)	\$250,000

(To provide funds to complete construction of the sewerage improvement projects. Available money was appropriated in the Fund Reserve for the 1970-71 fiscal year, pending the contract bid amount for Project Unit No. 11. Final project costs have now been estimated to complete the project.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-887

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3000.00 FOR AUTOMATION OF SPRINKLER SYSTEMS ON PRESENT PARKING LOTS

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

PARKING FUND (209)

From:	General Reserve (60)	\$3,000
To:	Present Lot Development(5301-57)	\$3,000

(Automation of sprinkler systems on present parking lots. Watering on parking lots has increased so that present personnel cannot handle it. Automation will save 12% of watering time, or about \$900 per year)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1970 by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-888

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SITE PREPARATION, GRADING, AND DRAINAGE, FRANK AND IONE MANCINI MEMORIAL PARK

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

SECTION 1. The plans and specifications for site preparation, grading, and drainage, Frank and Ione Mancini Memorial 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 29, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of September 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: DIXON, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-889

A RESOLUTION ACCEPTING THE BID OF GEORGE F. SCHULER, INC. FOR INSTALLATION OF WATER LINES IN KINGSWOOD ESTATES NO. 1 AND BEYER HIGH SCHOOL WHEREAS, Resolution No. 70-779 adopted by the Council of the City of Modesto on August 17, 1970 approved the plans and specifications for the installation of water lines in Kingswood Estates No. 1 and Beyer High School

and authorized the call for bids, and

WHEREAS, the bids received for the installation of water lines in Kingswood Estates No. 1 and Beyer High School were opened at 10:20 A.M. on September 1, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of George F. Schuler, Inc. in the amount of \$21,964.30

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George F. Schuler, Inc. in the amount of \$21,964.30 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 14th day of September/ 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-890

A RESOLUTION ACCEPTING THE BID OF REED'S TRENCHING, INC. FOR THE CONSTRUCTION OF THE KELLER-SYLVAN SUBTRUNK SEWER

WHEREAS, Resolution No. 70-775 adopted by the Council of the City of Modesto on August 17, 1970 approved the plans and specifications for the construction of the Keller-Sylvan Subtrunk Sewer

and authorized the call for bids, and

WHEREAS, the bids received for the construction of the Keller-Sylvan Subtrunk Sewer

were opened at 10:10 A.M. on September 1, ¹⁹⁷⁰ / and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Reed's Trenching, Inc. in the amount of \$50,155.10

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Reed's Trenching, Inc. in the amount of \$50,155.10

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 14th day of September/ ¹⁹⁷⁰ by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-891

A RESOLUTION AUTHORIZING PAYMENT OF \$700 TO MR AND MRS. HURLEY COUCHMAN AS COMPENSATION FOR DAMAGES IN RETURN FOR SEWER EASEMENT ALONG THE FUTURE ALIGNMENT OF KELLER STREET, JUST NORTH OF COFFEE PLAZA NO. 2 SUBDIVISION BEING DEVELOPED NORTH OF RUMBLE ROAD

WHEREAS, bids for the construction of a subtrunk sewer to serve areas east of Coffee Road in the vicinity of Sylvan Avenue, including Beyer High School, are being constructed by the City of Modesto; and

WHEREAS, it is necessary to construct the sewer line in an easement along the future alignment of Keller Street just north of Coffee Plaza No. 2 subdivision which is being developed north of Rumble Road; and

WHEREAS, the easement is needed across property owned by Mr. and Mrs. Hurley Couchman; and

WHEREAS, agreement has been reached between the City of Modesto and Mr. and Mrs. Hurley Couchman that based upon damage to the soil, fences, and improvements \$700 is reasonable compensation to Mr. and Mrs. Hurley Couchman in return for a grant deed for the needed sewer easement.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that payment of \$700 to Mr. and Mrs. Hurley Couchman for damages to the soil, fences, and improvements is hereby authorized, in return for a grant deed for the needed sewer easement from Mr. and Mrs. Couchman 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 14th day of September, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-892

A RESOLUTION REJECTING ALL BIDS FOR CONSTRUCTION OF PUMP STATION
NO. 37 FACILITIES

WHEREAS, bids for the construction of pump station no. 37 facilities were opened August 11, 1970 at 2:00 P.M. by the Public Works Department; and

WHEREAS, the low bid submitted is 29% over the Engineer's Estimate; and

WHEREAS, the low bid submitted exceeds the amount budgeted for the construction of the project; and

WHEREAS, the Director of Public Works has recommended that all bids for the construction of Pump Station No. 37 facilities be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all of the bids for the construction of Pump Station No. 37 facilities, opened August 11, 1970 at 2:00 P.M., are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman ^{Smith} was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-893

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (NORWEGIAN NO. 3 ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on August 3, 1970, duly adopted Resolution No. 70-726 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 60 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, September 14, 1970, at the hour of 7:45 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 60 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 60 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 60, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 60, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

14th day of September, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Robinson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Hargood
Public Works Department

JLC
8-21-70

April 8, 1970

NORWEGIAN NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, 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 ATHENS ADDITION (141), as per description filed November 19, 1962, as Instrument 43543, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said Athens Addition (141) South $89^{\circ} 31' 00''$ East, 636.87 feet to the North-western corner of the COFFEE NO. 2 ADDITION (205) as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (205), South $00^{\circ} 53' 30''$ East, 615.90 feet to the Southwestern corner of said Addition (205) and center line of a 40.00 foot public road known as Norwegian Avenue; thence leaving the existing City Limits and along said center line North $89^{\circ} 32' 00''$ West, 636.87 feet to a point on the Southerly extension of the Eastern line of REVARD MANOR, as per map filed June 23, 1952, in Volume 17 of Maps, Page 38, Stanislaus County Records; thence along said extension and the Eastern line of said Revard Manor, North $00^{\circ} 53' 30''$ West, 616.06 feet to the point of beginning, containing 9.003 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on September 14, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Smith, seconded by Councilman Robinson, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: September 15, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-894

A RESOLUTION DENYING THE APPEAL OF BEDFORD ASSOCIATES, INC. FOR AN AMENDMENT TO SECTION 20-3-9 OF THE ZONING MAP AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the application of Bedford Associates, Inc. for an amendment to Section 20-3-9 of the Zoning Map, to reclassify to Planned Development Zone, P-D, the property described on Exhibit "A" attached hereto and made a part hereof as though set forth in full herein, was denied by the Modesto City Planning Commission on July 21, 1970, after the holding of a public hearing on July 21, 1970, and

WHEREAS, Bedford Associates, Inc. filed an appeal to this decision with the City Clerk on August 1, 1970, and requested that a public hearing be held before the City Council, and

WHEREAS, the Council set September 14, 1970, at 7:50 o'clock P. M. in the Council Chambers in the City Hall, 801 11th Street, Modesto, California, as the time and place for the public hearing on the appeal, and

WHEREAS, on the basis of the evidence, both oral and documentary, taken and introduced at said public hearing, the Council finds and determines that the decision of the Planning Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Bedford Associates, Inc., for an amendment to Section 20-3-9 of the Zoning Map be denied and the decision of the Planning Commission be and it is hereby affirmed on the basis of the findings set forth in its Resolution 70-99, adopted on July 21, 1970, a copy of which is on file in the Office of the Secretary of the Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

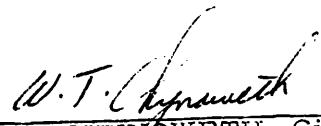
AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

BY


ELWYN L. JOHNSON, City Attorney

R-1 to P-D:

Parcel A as shown upon that certain parcel map filed March 6, 1967, in volume 3 of parcel maps, Page 13, Stanislaus County Records, being a portion of the Northwest one-quarter of the Southwest one-quarter of Section 20, Township 3 South, Range 9 East, M. D. B. & M.

Including also, the southerly 30 feet of Roseburg immediately adjacent to the above described property.

Excepting therefrom, west 90 feet of said Parcel A.

R-3 to P-D:

Commencing at the point of intersection of the centerline of Tully Road with the centerline of Roseburg Avenue; thence, southerly along the centerline of Tully Road 155.00 feet to the westerly extension of the north line of Parcel A also being the south line of Parcel B as shown on that certain parcel map filed March 6, 1967, in Volume 3, of Parcel Map, Page 13, Stanislaus County Records, being the true point of beginning; thence continuing southerly along the centerline of Tully Road 359.06 feet to point of intersection with the westerly extension of the south line said Parcel A; thence easterly along the north line of Parcel A 135.00 feet; thence northerly along a line which is parallel to the centerline of Tully Road and 135.00 feet therefrom, a distance of 359.06 feet to the north line of Parcel A; thence westerly along the north line its westerly extension 135.00 feet to the centerline of Tully being the true point of beginning.

Exhibit "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-895

A RESOLUTION EXPRESSING THE DEEPEST CONCERN OF THE CITY OF MODESTO REGARDING THE ANNOUNCED INTENTION OF UNITED AIR LINES TO CUT BACK AIR SERVICE AT THE MODESTO CITY-COUNTY AIRPORT.

WHEREAS, United Air Lines has announced that effective with the end of Daylight Savings Time on Sunday, October 25, 1970, it will be eliminating its late evening and early morning flights between Modesto and San Francisco, and

WHEREAS, the flights that United Air Lines proposes to eliminate are the most heavily used of all of its flights into and out of the Modesto City-County Airport because they connect with the departure and arrival of the early morning and late afternoon transcontinental flights at San Francisco, and

WHEREAS, the City of Modesto has expended large sums of money to improve the Modesto City-County Airport to facilitate United Air Lines' flights and the convenience and comfort of the persons using the airport for airlines travel, and

WHEREAS, United Air Lines' announced cut back in flights will seriously impair the ability of the citizens of this community to fly from Modesto to San Francisco and to make connections to other parts of the United States, and

WHEREAS, United Air Lines decision to cut back its air service at the Modesto City-County Airport is contrary to the rapid and continual growth in air traffic at the Modesto City-County Airport in recent years, and

WHEREAS, United Air Lines made its decision to cut back the number of its flights at the Modesto City-County Airport without consulting with or giving any advance notice to the City of Modesto,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby expresses its deepest concern regarding the announced intention of United Air Lines to cut back air service at the Modesto City-County Airport, and expresses its intention to seek the reversal of that decision and the restoration of the flights which United Air Lines has announced will be eliminated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

SEAL

ATTEST:

Approved as to Form  ELWYN L. JOHNSON, City Attorney


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-896

A RESOLUTION APPROVING PARTICIPATION BY THE MODESTO POLICE DEPARTMENT FOR THE TRAINING IN LAW ENFORCEMENT OF DISADVANTAGED HIGH SCHOOL STUDENTS

WHEREAS, the Modesto City Schools have applied for funds under Part A, Section 102(b) Vocational Education Act Amendments of 1968, Programs for Disadvantaged Persons; and

WHEREAS, the Modesto Police Department would be involved in this program by providing classroom space in the police building, on-th-job training, and possibly some officers acting as instructors on their off-duty time; and

WHEREAS, it is anticipated that the program will begin during the spring semester of 1971.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that participation by the Modesto Police Department for the training in law enforcement of disadvantaged high school students as outlined above, 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 September, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO70- 897-1

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (U. S. BY-PRODUCTS, INC.)

WHEREAS, the Modesto City Planning Commission held a public hearing on September 1, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to prezone to Planned Development, P-D, allowing C-1 zone uses to property located at the northwest corner of Floyd Ave. and Oakdale Road, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-117 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for ~~Monday~~ Tuesday, ^{7:45 P.M.} October 13, 1970 at / in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Shopping Center

A portion of the North 1/2 of the Northeast 1/4 of Section 15 T. 3 S. R 9 E. M. D. B. & M. more particularly described, as follows:

Commencing at the southeast corner of said north 1/2 of northeast 1/4 of Section 15 T. 3S R. 9E being the centerline of Floyd Avenue and Old Oakdale Road. The N. 20' and West 20' to the True point of Beginning and Thence South 89° 44' West 430' along the North line of Floyd Avenue; Thence North 0° 50' West 895'; Thence North 89° 44' East 430' to the West line of Old Oakdale Road. Thence South 0° 50' East 895' to Point of Beginning.

Including also the northerly 20 feet of Floyd and the westerly 20 feet of Old Oakdale Road all being immediately adjacent to the above described property.

Containing 8.13 acres net.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-898

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF U. S. BY-PRODUCTS TO DENIAL OF REQUEST FOR PREZONING OF LAND AT NORTH-EAST CORNER OF FLOYD AND OLD OAKDALE ROAD


BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 13, 1970 7:45 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 appeal of U. S. By-Products to denial of request by Planning Commission for prezoning of land at the northeast corner of Floyd Avenue and Old Oakdale Road to permit a mobile home park, more particularly described as follows:

SEE EXHIBIT "A" ATTACHED

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MOBILE HOME PARK

A portion of the North 1/2 of the Northeast 1/4 of Section 15 T. 3 S. R. 9 E M. D. B. & M. more particularly described as follows:

Beginning at a point of the North line of 40' wide Floyd Avenue bearing North 0° 50' West 20' and South 89° 44' West 450' from the Southeast corner of the North 1/2 of the Northeast 1/4 of Section 15 T. 3. S. R. 9 E. thence from said point of Beginning continuing along said North line of Floyd Avenue S 89° 44' 1060'; Thence North 0° 50' West Parallel to Old Oakdale Road 980'; Thence North 89° 44' East 1060'; Thence South 0° 50' East 980' to the Point of Beginning.

Including also, the northerly 20 feet of Floyd Avenue being immediately adjacent to the above described property.

Containing 23.36 acres net.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-899

A RESOLUTION ACCEPTING THE BID OF J. M. LIFT TRUCKS, INC. TO FURNISH TWO (2) THREE-WHEEL VEHICLES FOR GOLF COURSE USE

WHEREAS, Resolution No. 70-748 adopted by the Council of the City of Modesto on August 10, 1970 approved the plans and specifications for the furnishing of two (2) three-wheeled vehicles for golf course use and authorized the call for bids, and

WHEREAS, the bids received for the two (2) three-wheeled vehicles for golf course use were opened at 2:00 P.M. August 25, 1970 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. Lift Trucks, Inc. in the amount of \$2,986.36

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. Lift Trucks, Inc. in the amount of \$2,986.36

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 September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-900

A RESOLUTION ACCEPTING THE BID OF I. R. EQUIPMENT CORPORATION FOR ONE
ROTARY-TYPE AIR COMPRESSOR AND REJECTING TRADE-IN OFFER

WHEREAS, Resolution No. 70-761 adopted by the Council of the City
of Modesto on July 20, 1970 approved the plans and specifications
for the purchase of a rotary-type air compressor

and authorized the call for bids, and

WHEREAS, the bids received for the rotary-type air compressor

were opened at ^{2:15 P.M.} / August 11, 1970 and later tabulated by
the Purchasing Officer for the consideration of the Council,
and

WHEREAS, the Purchasing Officer has recommended that the bid
of I.R. Equipment Corp. be accepted, but that the trade-in offer of \$100
be rejected.

~~has accepted as the lowest responsible bid~~

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of I. R. Equipment Corp. for \$4,320.75

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

BE IT FURTHER RESOLVED that the \$100 trade-in offer is rejected.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 21st day of September, 1970
by Councilman Simon who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-901

RESOLUTION AUTHORIZING PURCHASING OFFICER TO ADVERTISE AND
OBTAIN SEALED BIDS FOR SALE OF USED SURPLUS AIR COMPRESSOR

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Purchasing Officer is authorized to advertise the sale of one used surplus air compressor and to obtain sealed bids for future council consideration.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-902

INSTALLATION
A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ OF COMPLETE POLICE
RADIO SYSTEM BY MOTOROLA COMMUNICATIONS AND ELECTRONICS, INC.

WHEREAS, a report has been filed by the Director of Finance
installation
that the ~~construction~~ of Police Radio Communi-
cations System
has been completed by Motorola Communications and Electronics,
Inc.

in accordance with the contract agreement dated July 7, 1969
installation

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ of
Police Radio Communications System

be accepted from said contractor, Motorola Communications and
Electronics, Inc.

~~that the certificate of completion be filed with the Recorder of Stanislaus~~
~~County~~ and that payment of amounts due in the amount
of \$61,376.00 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
21st day of September, 1970, by Councilman
Simon, who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-903

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ASPHALT CONCRETE RESURFACING UNIT NO. 1 SELECT STREETS, UNIT NO. 2 RESIDENTIAL STREETS BY GEORGE REED, INC.

WHEREAS, a report has been filed by the Director of Public Works that the construction of asphalt concrete resurfacing Unit No. 1. Select Streets, Unit No. 2 Residential Streets has been completed by George Reed, Inc.

in accordance with the contract agreement dated August 10, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of asphalt concrete resurfacing Unit No. 1 Select Streets, Unit No. 2 Residential 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 \$51,885.83 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 September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-904

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN
GREENFIELD VILLAGE NO. 1 BY VALLEY CONSTRUCTION

WHEREAS, a report has been filed by the Director of
Public Works that the construction of water lines in
Greenfield Village No. 1

has been completed by Valley Construction

in accordance with the contract agreement dated June 22, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of
water lines in Greenfield Village No. 1

be accepted from said contractor, Valley Construction

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$4,042.40 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 September, 1970, by Councilman
Simon, who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-905

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION CO. FOR INSTALLATION OF WATER LINES IN PLEASANT VIEW ESTATES NO. 1

WHEREAS, Resolution No. 70-813 adopted by the Council of the City of Modesto on August 24, 1970 approved the plans and specifications for the installation of water lines in Pleasant View Estates No. 1 and authorized the call for bids, and

WHEREAS, the bids received for the installation of water lines in Pleasant View Estates No. 1 were opened at 10:10 A.M. September 15, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction Co. in the amount of \$3,464.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction Co. in the amount of \$3,464.50

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-906

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION FOR INSTALLATION OF WATER LINES IN NORTHWOOD MANOR SUBDIVISION

WHEREAS, Resolution No. 70-814 adopted by the Council of the City of Modesto on August 24, 1970 approved the plans and specifications for the installation of Water Lines in Northwood Manor Subdivision and authorized the call for bids, and

WHEREAS, the bids received for the installation of Water Lines in Northwood Manor Subdivision were opened at 10:05 A.M. September 15, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction in the amount of \$1,453.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction in the amount of \$1,453.00

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 September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-907

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION FOR THE INSTALLATION OF WATER LINES IN MORNINGSIDE ESTATES SUBDIVISION

WHEREAS, Resolution No. 70-778 adopted by the Council of the City of Modesto on August 17, 1970 approved the plans and specifications for the installation of Water Lines in Morningside Estates Subdivision

and authorized the call for bids, and

WHEREAS, the bids received for the installation of Water Lines in Morningside Estates Subdivision were opened at 10:00 A.M. September 15, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction in the amount of \$7,481.80

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction in the amount of \$7,481.80

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970 by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-908

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE (1) HORIZONTAL TYPE WATER DESANDING UNIT FOR PUMP STATION NO. 37

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

SECTION 1. The plans and specifications for furnishing one (1) horizontal type water desanding unit for Pump Station No. 37

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 6, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-909

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE FURNISHING AND INSTALLATION OF ONE DEEP WATER WELL PUMPING UNIT WITH ELECTRICAL EQUIPMENT FOR PUMP STATION NO. 37

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

SECTION 1. The plans and specifications for the furnishing and installation of one deep water well pumping unit with electrical equipment for Pump Station No. 37

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 6, 1970 at 10:10 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 at its next regular meeting.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September 1970, by Councilman Simon who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-910

A RESOLUTION ACCEPTING THE CONSTRUCTION OF KELLER-RUMBLE
SUBTRUNK SEWER (A. P. RASMUSSEN)

WHEREAS, a report has been filed by the Director of
Public Works that the construction of Keller-Rumble Sub-
trunk Sewer

has been completed by A. P. Rasmussen

in accordance with the contract agreement dated July 13, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of
Keller-Rumble Subtrunk Sewer

be accepted from said contractor, A. P. Rasmussen

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$13,734.30 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 September, 1970, by Councilman
Simon, who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-911

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SCENIC DRIVE-KINGSBURY PARK SUBTRUNK SEWER, AND REJECTING BID RECEIVED SEPTEMBER 1, 1970

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

SECTION 1. The plans and specifications for the construction of Scenic Drive-Kingsbury Park Subtrunk 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 October 6, 1970 at 10:15 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 at its next regular meeting.

SECTION 4. The bid received for this project Sept. 1, 1970 is hereby re-
The foregoing resolution was introduced at a regular meeting ^{jected.}
of the Council of the City of Modesto held on the 21st day of September
1970, by Councilman Simon who moved its
adoption, which motion being duly seconded by Councilman Smith
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-912

A RESOLUTION DECLARING THAT A MAJORITY PROTEST HAS NOT BEEN MADE AGAINST THE ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO KNOWN AS ~~MEMORIAL HOSPITAL-NORTH~~ ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 70-711, adopted on July 27, _____, 1970, the Council fixed the 21st day of September _____, 1970, at the hour of 4:30 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 considering the proceedings initiated by the Council of the City of Modesto, on its own motion, to annex the hereinafter described territory to said City, and

WHEREAS, the City Clerk has caused a copy of said Resolution No. 70-711 to be published in The Modesto Bee, a newspaper of general circulation, published in the City of Modesto and being the official newspaper of the City of Modesto and in the Riverbank News _____, a newspaper of general circulation published outside the City of Modesto but in the County of Stanislaus, said publications being completed at least twenty (20) days prior to the date set for the hearing, as required by Section 35311 of the Government Code, and

WHEREAS, the City Clerk has given notice to all persons legally entitled thereto, in the manner required by law, and

WHEREAS, notice has been duly given of said hearing and no person owning real property within such territory appeared at said time and place to protest said annexation, but one written protest was filed prior to final adjournment of the hearing on protests to the proposed annexation, which said written protest represented less than five (5%) per cent of the value of the territory proposed to be annexed as shown by the last equalized assessment roll,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares that a majority protest against the proposed annexation of said MEMORIAL HOSPITAL-NORTH Addition has not been made and hereby declares its intention to

proceed with the annexation of said territory, on its own motion, which territory is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By: R. G. Roseyard
Public Works Department

R/M
8-5-70

All that real property in the State of California, County of Stanislaus, being portions of the Southwest quarter of Section 15, Southeast quarter of Section 16, Northeast quarter of Section 21, and the Northwest quarter of Section 22, 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 COFFEE NO. 2 ADDITION (205), as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Norwegian Ave; thence along said center line and existing City Limits, South $89^{\circ} 12' 33''$ East, 65.24 feet, to the Northwestern corner of the COFFEE ADDITION (191), as per description filed June 14, 1966, as Instrument 21017, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said ADDITION (191), South $3^{\circ} 47' 10''$ East, 1354.33 feet, to the Southwestern corner of said ADDITION (191); thence along the existing City Limits on the Southern boundary of said ADDITION (191), South $89^{\circ} 54' 40''$ East, 482.73 feet; thence North $00^{\circ} 30' 40''$ West, 20.13 feet; thence North $89^{\circ} 29' 20''$ East, 189.67 feet, to the Southeastern corner of said ADDITION (191) and the section line common to Sections 15 and 16; thence along the Eastern line of said ADDITION (191) and said section line, North $00^{\circ} 59' 40''$ West, 1237.67 feet, to the Southwestern corner of the SHERWOOD MEADOWS ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said ADDITION (178), North $89^{\circ} 47' 15''$ East, 1311.70 feet, to the Southeastern corner of said ADDITION (178); thence leaving the existing City Limits and along the North-South quarter, quarter line of the Southwest quarter of Section 15, South $00^{\circ} 52' 30''$ East, 1320.03 feet, to the section line common to Sections 15 and 22; thence along said section line, South $89^{\circ} 56' 05''$ West, 1311.46 feet, to the center line of a 50 foot public road known as Coffee Road and the section corner common to Sections 15, 16, 21, and 22; thence along the East line of Section 21, South $00^{\circ} 36' 00''$ East, 1320.68 feet, to the center line of a 50.00 foot public road known as East Orangeburg Avenue which is also the East-West quarter, quarter line of the Northeast quarter of Section 21; thence along said quarter, quarter Section line, North $89^{\circ} 41' 30''$ West, 1652.73 feet, to the Eastern line of Geneva Heights as per map filed June 28, 1955 in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said Eastern line, North $00^{\circ} 39' 20''$ West, 1319.45 feet, to the most Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969 as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said ADDITION (244), North $00^{\circ} 39' 20''$ West, 25.82 feet, to the most Northeastern corner of said ADDITION (244); thence along the existing City Limits on the Northeastern boundary of said ADDITION (244), North $69^{\circ} 35' 00''$ West, 376.75 feet, to the Southerly extension of the Eastern line of Regina Heights as per map filed January 20, 1953 in Volume 17 of Maps, Page 48, Stanislaus County Records; thence along said extension and Eastern line, North $00^{\circ} 34' 28''$ West, 1261.69 feet, to the center line of Norwegian Avenue; thence along said center line, South $89^{\circ} 12' 33''$ East, 1194.37 feet, to the point of beginning, containing 132.049 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-913

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (116 Maple Street, Block 418, Lot 23 and West 15' of Lot 22 - Mr. Floyd Patrick) 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 curb and gutter may be required, and

WHEREAS, the Council did, on April 27, 1970 adopt its Resolution No. 70-415, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, September 21, 1970, at 4:35 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$209.60.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$209.60 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 23 and the West 15 feet of Lot 22 of Block 418 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 418, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 September 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-914

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (325 Oak Street, Block 414, Lots
1 and 2 - Mr. James E. Sheppard)

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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on March 23, 1970
adopt its Resolution No. 70-275, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, September 21, 1970, at 4:35 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$130.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$130.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1 and 2 of Block 414 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 414, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 September 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-915

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (216 S. Franklin St., Block 415, Northerly 60' of Lots 27 and 28 - Mr. Wallace E. Allen) 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 curb, gutter and sidewalk may be required, and

WHEREAS, the Council did, on April 27, 1970 adopt its Resolution No. 70-412, directing the Superintendent of Streets to give notice requiring the construction of curb, gutter and sidewalk along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb, gutter and sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, September 21, 1970, at 4:35 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$419.30.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$419.30 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The Northerly 60 feet of Lots 27 and 28 of Block 415 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 415, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

- 2 -

(Regular)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: **Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies**

NOES: Councilmen: **None**

ABSENT: Councilmen: **Robinson**

ATTEST:


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-916

A RESOLUTION CONFIRMING THE REPORT OF THE
SUPERINTENDENT OF STREETS CONCERNING THE
WORK OF CONSTRUCTION OF CURB AND GUTTER

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (114 Maple Street, Block 418, Lot
21 and East 10' of Lot 22 and West 10' of Lot 20 - Mrs. M. Oliney)

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 construc-
tion of curb and gutter may be required, and

WHEREAS, the Council did, on April 27, 1970
adopt its Resolution No. 70-414, directing the Superin-
tendent of Streets to give notice requiring the construction of
curb and gutter along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of curb and gutter
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, September 21, 1970, at 4:35 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$223.35.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$223.35 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 21, the East 10 feet of Lot 22 and the West 10 feet of Lot 20 of Block 418 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 418, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 September 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-917

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER 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 (S. Franklin Street, Block 415, Southerly 80' of Lots 27 and 28 - Mr. Kirt H. Sharp)
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 sidewalk, curb and gutter may be required, and

WHEREAS, the Council did, on April 27, 1970 adopt its Resolution No. 70-413, directing the Superintendent of Streets to give notice requiring the construction of sidewalk, curb and gutter along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk, curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, September 21, 1970, at 4:35 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$462.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$462.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The Southerly 80 feet of Lots 27 and 28 of Block 415 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 415, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 September 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: **Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies**
NOES: Councilmen: **None**
ABSENT: Councilmen: **Robinson**

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-918

A RESOLUTION CONFIRMING THE REPORT OF THE
SUPERINTENDENT OF STREETS CONCERNING THE
WORK OF CONSTRUCTION OF CURB AND GUTTER

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (Maple Street at 120-122 Jefferson Street,
Block 418, Lot 27 and 28, and West 10' of Lot 26 - Mr. S.W. Green)
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 construc-
tion of curb and gutter may be required, and

WHEREAS, the Council did, on April 27, 1970
adopt its Resolution No. 70-416, directing the Superin-
tendent of Streets to give notice requiring the construction of
curb and gutter along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of curb and gutter
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, September 21, 1970, at 4:35 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$175.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$175.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 27 and 28 and the West 10 feet of Lot 26 of Block 418 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 418, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 September 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: **Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies**

NOES: Councilmen: **None**

ABSENT: Councilmen: **Robinson**

ATTEST:


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-919

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 6042- Mr. Arvil V. Atchley)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Tebbutt Avenue, Block 6042

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6042 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

to construct or cause to be constructed sidewalks
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 5th day of October, 1970, at
4:25 P.M. 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 21st
day of September, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-920

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 1, Block 6113 (Mr. Amos D. Cobb))

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Pearl Street, Block 6113

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 6113 of Fremont Park as per map filed December 14, 1954 in Volume 18 of Maps, Page 13, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 5th day of October, 1970, at
4:25 P.M. 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 21st
day of September, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-921

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Mr. Donald D. Hamilton) (North 77.5' of Lot 17 of Block 6081 of Wilen Tract)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 6081

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The North 77.5' of Lot 17 of Block 6081 of Wilen Tract as per map filed 4/27/45 in Volume 14 of Maps, Page 32, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 5th day of October, 1970, at
4:25 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 21st
day of September, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: 
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-922

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (South 50' of Lot 17 and the South 50' of the East 35' of Lot 18, Block 6081 - Mr. Donald J. Harper)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curbs and gutters have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 6081

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 50' of Lot 17 and the South 50' of the East 35' of Lot 18, of Block 6081 of Wilen Tract as per map filed April 27, 1945 in Volume 14 of Maps, Page 32, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 5th day of October, 1970, at
4:25 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 21st
day of September, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-923

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 27, Block 6042) (Mr. Howard M. Johnson)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Oakwood Drive, Block 6042

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

(Lot 27, Block 6042, of College Center as permap filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records, excepting therefrom the West 1 foot)

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 5th day of October 1970, at
4:25 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 21st
day of September, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-924

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE
NOTICE REQUIRING CONSTRUCTION OF SIDEWALK
ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Lot 6, Block 6043 - Mr. Hugh
Gary Shook)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that _____
sidewalks _____ have been constructed, or construction
has been guaranteed, in front of the properties constituting more
than fifty per cent (50%) of the street frontage of
Tebbutt Avenue, Block 6043

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

SECTION 1. The Superintendent of Streets is hereby directed
to notify the owners of record of the properties described as follows:
All that real property in the City of Modesto, County of Stanislaus,
State of California, described as follows:

Lot 6 of Block 6043 of College Center as per
map filed May 29, 1952 in Volume 17 of Maps,
Page 36, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 5th day of October 1970, at
4:25 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 21st
day of September, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-925

A RESOLUTION ESTABLISHING CHARGES FOR SUPPLYING VARIOUS ASPECTS OF THE MODESTO MUNICIPAL CODE TO THE PUBLIC AND RESCINDING RESOLUTION NO. 62-610

WHEREAS, on November 17, 1954, the Council adopted Resolution No. 54-360 establishing the prices for the public sale of the Modesto Municipal Code, and

WHEREAS, on December 17, 1962 the charges were updated by Resolution No. 62-610, and

WHEREAS, strict enforcement of Subsection g of Section 1 of Resolution No. 62-610 can result in unnecessary paperwork and inconvenience to the public,

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

SECTION 1. The following charges are hereby established for supplying various aspects of the Modesto Municipal Code to the public:

- (a) Complete Municipal Code with one binder: \$20.00, plus sales tax.
- (b) Municipal Code with two (2) binders: \$25.00, plus sales tax.
- (c) Municipal Code without binder: \$15.00, plus sales tax.
- (d) Continuing Code service: \$15.00 per year, plus sales tax.
- (e) Individual titles of the Municipal Code: \$2.50, plus sales tax.
- (f) Individual chapters of the Municipal Code: \$1.00, plus sales tax.
- (g) Each page of the Municipal Code: \$.05, plus sales tax.

SECTION 2. The City Clerk is hereby authorized to use his discretion as to whether or not to charge for single code pages.

SECTION 3. Resolution No. 62-610 adopted by the Council on December 17, 1962, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 70-926

LEASE AND CONCESSION

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND HERTZ CORPORATION EFFECTIVE SEPTEMBER 1, 1970, AND CANCELLING LEASE AGREEMENT ENTERED INTO JULY 10, 1967

BE IT HEREBY RESOLVED by the Council of the City of Modesto
lease and concession
that the/agreement between the City of Modesto and Hertz Corpora-
tion

for use of 48 sq. ft. of space in the terminal building at the
City-County Airport, and five parking spaces adjacent to the terminal
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials be authorized. 1967 is hereby cancelled.
BE IT FURTHER RESOLVED that the lease agreement entered into July 10,
The foregoing resolution was introduced at a regular meeting

of the Council of the City of Modesto held on the 21st day of
September 1970, by Councilman Simon, who moved its
adoption, which motion being duly seconded by Councilman Smith
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-927

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES AND ELIZABETH SPENCER FOR SEWER SERVICE AT 908 HOUSER LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Charles and Elizabeth Spencer for sewer service at 908 Houser Lane

be, and it is hereby approved.

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

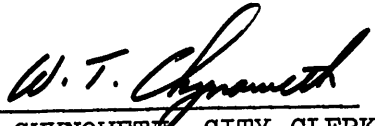
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-928

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES AND ELIZABETH SPENCER FOR SEWER SERVICE AT 912 HOUSER LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Charles and Elizabeth Spencer for sewer service at 912 Houser Lane

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September 1970 , by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING IMPROVEMENTS IN COFFEE TERRACE NO. 1
SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON
EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, ROBERT P. BOMBERGER AND MURIEL F. BOMBERGER,
husband and wife, and HARLEY D. BRANNAN and NORMA BRANNAN,
husband and wife, individuals, hereinafter called SUBDIVIDER,
have filed an instrument of credit for Coffee Terrace No. 1
subdivision in the amount of \$77,400 to guarantee the improve-
ments in Coffee Terrace No. 1 subdivision; and

WHEREAS, the Director of Public Works in a memorandum
dated September 16, 1970 has stated that all work required by
the subdivision agreement for Coffee Terrace No. 1 subdivision
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 Council to accept the improvements
as complete and to authorize the City Clerk to file a notice of
completion and release the subdivision bond in amount of
\$77,400 upon expiration of the statutory lien period.

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

1. That the improvements in Coffee Terrace No. 1 Subdivision
are hereby accepted;

2. That the City Clerk is hereby authorized to file a
notice of completion covering the completion of improvements
in Coffee Terrace No. 1 Subdivision;


3. That the City Clerk is hereby authorized to release the
instrument of credit in amount of \$77,400 filed by the Subdivider
to guarantee certain improvements in Coffee Terrace No. 1 Sub-
division upon expiration of the statutory lien period (65 days)

The foregoing resolution was introduced at a regular meeting

of the Council of the City of Modesto held on the 21st day of September, 1970 by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-930

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ARTHUR WYLIE FOR CONSTRUCTION OF SANITARY SEWER TO SERVE BROOKVIEW ESTATES NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Arthur Wylie

for construction of sanitary sewer to serve Brookview Estates No. 1 Subdivision

be, and it is hereby approved.

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

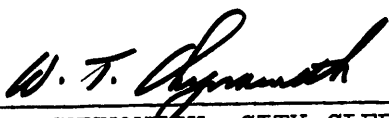
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September 19 70, by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-931

A RESOLUTION APPROVING THE FINAL MAP OF THE
BROOKVIEW ESTATES NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Arthur J. Wylie and Florence E. Wylie,

husband and wife,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 4.65 acres, known as the
Brookview Estates No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 4th day of February,
19 69, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Brookview Estates No. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Brookview Estates No. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Nine Hundred Ninety-Five
and 20/100ths (\$995.20) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Twenty-Five
Thousand, Eight Hundred and no/100ths (\$25,800.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-932

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A REQUEST FOR CONSENT TO
COMMENCE PROCEEDINGS TO ANNEX CERTAIN
INHABITED TERRITORY TO THE CITY OF MODESTO
DESIGNATED AS THE ROUSE NO. 2 ADDITION

WHEREAS, a request has been filed by certain persons
residing therein, stating that they desire to commence proceedings
to annex certain inhabited territory to the City of Modesto, which
territory is more particularly shown on the map attached hereto
marked Exhibit "A" and made a part of this resolution, and

WHEREAS, it appears that said territory is subdivided
and contiguous to the City of Modesto, and

WHEREAS, the Council of the City of Modesto cannot con-
sent to the commencement of proceedings to annex subdivided ter-
ritory to the City until it has received a report and recommenda-
tion from the Modesto City Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that said request for consent to commence proceedings
to annex the inhabited territory more particularly shown on the
map attached hereto marked Exhibit "A" and made a part of this
resolution be referred to the Modesto City Planning Commission for
its report and recommendation. The territory referred to is
situated in the County of Stanislaus, 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 September, 1970, by Councilman Simon, who
moved its adoption, which motion being duly seconded by Council-
man Smith, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Simon, Smith, Mitchell,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson,

ATTEST: _____

W. T. Johnson
City Clerk

(SEAL)

APPROVED AS TO FORM:

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

EXHIBIT "A"



MODESTO CITY COUNCIL
RESOLUTION NO. 70-933

**A RESOLUTION CONCURRING WITH THE PLANNING
COMMISSION ZONING POLICY ALLOWING ONLY ONE-
CORNER NEIGHBORHOOD COMMERCIAL DEVELOPMENT
AT FOUR-CORNER STREET INTERSECTIONS.**

WHEREAS, at its meeting of September 15, 1970, the Planning Commission of the City of Modesto adopted Resolution No. 70-123 entitled "A Resolution Adopting A Planning Commission Zoning Policy For Allowing Only One-Corner Neighborhood Commercial Development at Four-Corner Street Intersections", a copy of which is attached hereto and made a part hereof as though set forth in full herein, and

WHEREAS, the Planning Commission requested the City Council's concurrence with the Planning Commission's zoning policy for allowing only one-corner neighborhood commercial development at four-corner street intersections as adopted by the above-mentioned Resolution 70-123, and

WHEREAS, at the City Council meeting held on September 21, 1970, the City Council considered the request of the Planning Commission regarding such zoning policy,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it concurs with and adopts the Planning Commission Zoning policy which allows only one-corner neighborhood commercial development at four-corner street intersections, which policy is to be implemented by use of the P-D Planned Development zone, whenever feasible, as set forth in Planning Commission Resolution No. 70-123, a copy of which is attached hereto marked Exhibit "A", and made a part of this resolution by reference.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of September, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Mayor Davies

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION ADOPTING A PLANNING COMMISSION ZONING POLICY FOR ALLOWING ONLY ONE-CORNER NEIGHBORHOOD COMMERCIAL DEVELOPMENT AT FOUR-CORNER STREET INTERSECTIONS

WHEREAS, the Planning Commission has reviewed the staff report entitled, "Planning for Commercial Development at Four-Corner Street Intersections", issued May 5, 1970; and

WHEREAS, the Planning Commission has determined that past neighborhood commercial center characteristics of development including commercial sprawl, over-commercialization, visual pollution, excessive traffic generation and congestion, should not be further perpetuated; and

WHEREAS, the Planning Commission desires that at least sixteen General Plan designated, but yet to be developed, neighborhood commercial centers will be better planned and zoned to avoid being developed undesirably as past centers have been; and

WHEREAS, the Planning Commission has determined that the development of only one-corner neighborhood commercial centers, as outlined in the May 5, 1970 staff report herewith attached, avoids and minimizes undesirable past development characteristics and, instead, creates desirable compact, standard size, traffic regulated, compatible and appealing neighborhood commercial centers.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that a zoning policy allowing for only one-corner neighborhood commercial center is hereby adopted, and that this policy be implemented by use of the P-D, Planned Development Zone whenever feasible.

BE IT FURTHER RESOLVED that the Planning Commission recommends that the May 5, 1970 staff report be reviewed by the City Council, and that the City Council concur in the Planning Commission's zoning policy allowing for the development of only one-corner neighborhood commercial centers.

The foregoing resolution was introduced at the regular meeting of the Planning Commission held on September 15, 1970, by William Nicholson who moved its adoption, which motion was seconded by David Ryan and carried by the following vote:

Ayes:	Alexander, Marple, Muratore, Nicholson, Ryan, Sutton, and Dunlap
Noes:	None
Absent:	None

BY ORDER OF THE PLANNING COMMISSION OF THE CITY OF MODESTO.


 William S. Nichols, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 70-934

A RESOLUTION REFERRING REQUEST OF A. G. SPANOS CONSTRUCTION, INC., FOR ABANDONMENT OF A PORTION OF A PUBLIC UTILITIES EASEMENT IN COFFEE PLAZA NO. 2 SUBDIVISION TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION

WHEREAS, A. G. Spanos Construction, Inc., has submitted an application for abandonment of a portion of a public utility easement in Coffee Plaza No. 2, more particularly described as follows:

The Westerly 245.09 feet on an easement, ten feet in width lying parallel with and extending five feet on each side of the line between Lots 1 and 2 of Block 12584 of the City of Modesto as shown on the map of Coffee Plaza No. 2 recorded in Volume 21 of Maps at page 73, Records of Stanislaus County,

and

WHEREAS, a filing fee of \$75.00 for the application has been deposited with the City of Modesto as required.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of A. G. Spanos Construction, Inc. for abandonment of a portion of a public utility easement in Coffee Plaza No. 2 Subdivision is hereby referred to the Planning Commission for report and recommendation.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-935

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. AND MRS. DOMINIC GIANNETTO FOR LAND NECESSARY FOR THE IMPROVEMENT OF THE SUNRISE-ORANGEBURG INTERSECTION BY THE INSTALLATION OF TRAFFIC SIGNALS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Mr. and Mrs. Dominic Giannetto

for land necessary for the improvement of the Sunrise-Orangeburg intersection by the installation of traffic signals is hereby approved. For further particulars, reference is made to a copy of the agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way 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 28th day of September , 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Reynolds
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-936

A RESOLUTION ACCEPTING THE BID OF FERRERO ELECTRIC, INC. FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT ORANGEBURG AND SUNRISE
WHEREAS, Resolution No. 70-716 adopted by the Council of the City

of Modesto on August 3, 1970 approved the plans and specifications for the construction of traffic signals and street lighting at Orangeburg and Sunrise

and authorized the call for bids, and

WHEREAS, the bids received for the construction of traffic signals and street lighting at Orangeburg and Sunrise

were opened at 2:00 P.M. September 15, 1970 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 Ferrero Electric, Inc. in the amount of \$10,230.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Ferrero Electric, Inc. in the amount of \$10,230.00

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 28th day of September/¹⁹⁷⁰ by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-937

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$830 FOR CONSTRUCTION AND INSPECTION COSTS OF TRAFFIC SIGNALS AND STREET LIGHTING AT ORANGEBURG AND SUNRISE

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

SPECIAL FUND CAPITAL OUTLAY (321)

FROM:	General Reserve (60-321)	\$830.00
TO:	Traffic signal and street lighting construction - Orangeburg and Sunrise (6163-56-321)	\$830.00

(Ten thousand dollars was budgeted for the construction of traffic signals and street lighting at Orangeburg and Sunrise. The low bid exceeded the \$10,000 for construction by \$230. Also, \$600 will be needed for engineering and inspection costs.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-938

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SEWER REPLACEMENT ON ESGAR AVENUE AND EXTENSION OF STORM DRAINAGE ON MORRIS AVENUE

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

SECTION 1. The plans and specifications for construction of sewer replacement on Esgar Avenue and extension of storm drainage on Morris 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 October 13, 1970 at 10:00 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 at its next regular meeting.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-939

A RESOLUTION ACCEPTING THE BID OF B. J. ROMMEL FOR CONSTRUCTION OF
RESTROOM BUILDING AT MANCINI PARK

WHEREAS, Resolution No. 70-855 adopted by the Council of the City
of Modesto on September 8, 1970 approved the plans and specifications
for the construction of Restroom Building at Mancini Park

and authorized the call for bids, and

WHEREAS, the bids received for the construction of Restroom
Building at Mancini Park

were opened at 10:15 A.M. September 22, 1970 and later tabulated by
the Director of Public Works for the consideration of the Council,
and

WHEREAS, the Director of Public Works has recommended that the bid
of B. J. Rommel in the amount of \$24,484.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of B. J. Rommel in the amount of \$24,484.00

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 28th day of September/ 1970
by Councilman Smith who moved its adoption, which motion being
duly seconded by Councilman Robinson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-940

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR PAINTING FIRE STATIONS 1 AND 2

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

SECTION 1. The plans and specifications for painting Fire Stations 1 and 2

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


SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 13, 1970 at 2:30 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-941

A RESOLUTION APPROVING THE WAIVER OF FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF ONE (1) LAWN AND LITTER SWEEPER FROM GOODWIN EQUIPMENT CO. OF MANTECA

BE IT RESOLVED by the Council of the City of Modesto that waiver of formal bid procedure and purchase of one (1) lawn and litter sweeper from Goodwin Equipment Co. of Manteca at an estimated cost of \$3,255.00 is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-942

A RESOLUTION ACCEPTING THE BID OF GEO. F. SCHULER, INC. FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 2 SUBDIVISION

WHEREAS, Resolution No. 70-852 adopted by the Council of the City of Modesto on September 8, 1970, approved the plans and specifications for the installation of water lines in Riverside North No. 2 Subdivision and authorized the call for bids, and

WHEREAS, the bids received for the installation of water lines in Riverside North No. 2 Subdivision were opened at 10:00 A.M. September 22, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, identical low bids were received from Valley Construction and Geo. F. Schuler, Inc., and

WHEREAS, by lot at an open council meeting, Geo. F. Schuler, Inc. was awarded the bid in the amount of \$1,638.50.

NOW. THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Geo. F. Schuler, Inc. in the amount of \$1,638.50 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-943

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR LANDSCAPE CONSTRUCTION AT FRANK AND IONE MANCINI MEMORIAL PARK

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

SECTION 1. The plans and specifications for landscape construction at Frank and Ione Mancini Memorial 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 13, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-944

A RESOLUTION CONCURRING IN THE PROPOSAL OF THE DIVISION OF HIGHWAYS OF THE STATE OF CALIFORNIA TO PROHIBIT PARKING ALONG THE EAST SIDE OF McHENRY AVENUE BETWEEN HELEN STREET AND NEEDHAM AVENUE.

WHEREAS, the Division of Highways of the State of California proposes to create a left turn lane on McHenry Avenue between Helen Street and Needham Avenue, and

WHEREAS, the creation of said left turn lane will necessitate the prohibition of parking along the east side of McHenry Avenue between Helen Street and Needham Avenue, and

WHEREAS, the Division of Highways of the State of California has requested the City of Modesto to concur in the prohibition of parking along said portion of McHenry Avenue, and

WHEREAS, the City Council held a public hearing on said request on September 28, 1970,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it concurs with the proposal of the Division of Highways of the State of California to prohibit parking along the east side of McHenry Avenue between Helen Street and Needham Avenue in order to create a continuous left turn lane along said section of McHenry Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: Dixon
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-945

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Jefferson Street at 201 Locust Street, Lots 13 and 14 of Block 422. - Mr. Lonnie Banks)

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 curb, gutter and sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb, gutter and sidewalk have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Jefferson
~~KAZWKK~~ Street, Block 422

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 13 and 14 of Block 422 of City of Modesto
as per map filed December 21, 1942 in Volume 15,
of Maps, Page 422, Stanislaus County Records.

to construct or cause to be constructed curb, gutter and sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 13th day of October 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 28th
day of September, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Robinson, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-946

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (526 Kimble Street, Lots 37 and 38 of Block 583 - Mrs. Edna Mae Harrity)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Kimble Street, Block 583

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 37 and 38 of Block 583 of City of Modesto
as per map filed December 21, 1942 in Volume 15,
of Maps, Page 583, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 13th day of October, 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 28th
day of September, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Robinson, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-947

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Jefferson Street and on Locust Street at 128 Locust Street, portion of Lots 1 and 2 and of 23 through 28 of Block 424) Mrs. D. Leah Lindsey

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Jefferson and Locust Street, Block 424

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

That portion of Lots 1 and 2 and of 23 through 28 lying Westerly of New State Highway of Block 424 of City of Modesto as per map filed December 21, 1942 in Volume 15, of maps, Page 424, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 13th day of October, 1970, at
7:50 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 28th
day of September, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by
Councilman Robinson, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-948

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. STINSON FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 217 EL VISTA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mr. Stinson for sewer service to property outside the City at 217 El Vista 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 28th day of September 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-949

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY WHEREBY CITY AGREES TO OPERATE NINETEEN (19) MODESTO ELEMENTARY SCHOOL DISTRICT PLAY- GROUND ON AN AFTERSCHOOL BASIS TO COMMENCE ON OR ABOUT SEPTEMBER 29, 1970 AND TO EXTEND TO ON OR ABOUT MAY 28, 1971.

BE IT HEREBY RESOLVED by the Council of the City of Modesto

that the agreement between the City of Modesto and Modesto School District of Stanislaus County

for operation of nineteen (19) Modesto Elementary School District playgrounds on an afterschool basis to commence on or about September 29, 1970, and to extend to on or about May 28, 1971

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 September 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-950

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON TEBBUTT AVENUE AND PEARL STREET AT 1430 TEBBUTT AVENUE, LOT 1 OF BLOCK 6075 - (Mr. Marion W. Click - \$346.00)

BE IT HEREBY RESOLVED by the Council of the City of
1970
Modesto that October 13, / , at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Tebbutt Avenue and Pearl Street at 1430 Tebbutt Avenue, Lot 1 of Block 6075

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-951

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON BERMUDA WAY AT 518 BERMUDA WAY, LOT 1 OF BLOCK 6065 (Dr. Wayne G. Helm - \$132.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 13 / ¹⁹⁷⁰, at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Bermuda Way at 518 Bermuda Way, Lot 1 of Block 6065 (\$132.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-952

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON GRAPE AVENUE AT 1731 W. ORANGEBURG AVENUE, LOT 10 OF BLOCK 6254 (Mr. Stanley W. Lust - \$185.00)

BE IT HEREBY RESOLVED by the Council of the City of
1970
Modesto that October 13 /, at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Grape Avenue at 1731 W. Orangeburg Avenue, Lot 10 of Block 6254 (\$185.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-953

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON TEBBUTT AVENUE AND PEARL STREET AT 1445 TEBBUTT AVENUE, LOT 17 OF BLOCK 6083 (Mrs. Marguerite Sampson - \$314.00)

BE IT HEREBY RESOLVED by the Council of the City of
1970
Modesto that October 13 / , at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Tebbutt Avenue and Pearl Street at 1445 Tebbutt Avenue, Lot 17 of Block 6083 (\$314.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-954


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON TEBBUTT AVENUE AND TERESA STREET AT 1329 TERESA STREET, LOT 16 OF BLOCK 6083 (Mrs. Charles P. Shirley - \$320.00)

BE IT HEREBY RESOLVED by the Council of the City of
1970
Modesto that October 13 / , at 7:55 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Tebbutt Avenue and Teresa Street at 1329 Teresa Street, Lot 16 of Block 6083 (\$320.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of September, 1970, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Neeton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-955

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON MARTIN AVENUE AT 1404 MARTIN AVENUE, LOT 1 OF BLOCK 6254 (Mr. William E. Wilson - \$182.50)

BE IT HEREBY RESOLVED by the Council of the City of
1970
Modesto that October 13 /, at 7:55 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report
of Superintendent of Streets on the cost of installation of side-
walk on Martin Avenue at 1404 Martin Avenue, Lot 1 of Block 6254
(\$182.50)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 28th day
of September, 1970 by Councilman Smith, who moved its
adoption, which motion being duly seconded by Councilman
Robinson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-956

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO SCHOOL DISTRICT FOR DEVELOPMENT OF FRED C. BEYER HIGH SCHOOL
SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto School
District
for development of Fred C. Beyer High School site

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 28th day of
September 1970 , by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman Simon
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: Dixon

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-957

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE, LANDSCAPE ARCHITECTS, FOR THE PREPARATION OF PLANS, SPECIFICATIONS AND BIDDING DOCUMENTS FOR THE NEXT STAGE DEVELOPMENT OF DOWNEY PARK -- TO INCLUDE IRRIGATION, TURF, RESTROOM AND LANDSCAPING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ribera and Sue, Landscape Architects, for the preparation of plans, specifications and bidding documents for the next stage development of Downey Park -- to include irrigation, turf, restroom and landscaping be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 September 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES.	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-958

EXTENSION OF

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CALIFORNIA DISASTER OFFICE TO JUNE 30, 1972 FOR TEMPORARY TRANSFER OF FIRE TRUCK TO CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto extension of that the/agreement between the City of Modesto and California Disaster Office to June 30, 1972 for temporary transfer of fire truck to City of Modesto

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement extension of by the designated 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 October 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-959

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF MRS. HELEN HORNER FROM THE COMMITTEE TO STUDY CRIME

WHEREAS, Mrs. Helen Horner was appointed a member of the Committee to Study Crime on May 13, 1968; and

WHEREAS, Mrs. Horner has tendered her resignation from the Committee to Study Crime effective October 5, 1970; and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the resignation of Mrs. Horner from the Committee to Study Crime is hereby accepted with regret, and

BE IT FURTHER RESOLVED that the Council, on its own behalf, and on behalf of the Citizens of Modesto, hereby expresses its sincere appreciation to Mrs. Horner 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 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-960

A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF B. J. SAYRE FOR
VARIANCE TO PERMIT A BRICK WALL TO REMAIN IN PUBLIC RIGHT-OF-WAY

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that October 19, 1970 , at 4:05 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of B. J.
Sayre for variance to permit a brick wall to remain in public
right-of-way

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 5th day
of October, 1970, by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman
Simon , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-961

A RESOLUTION APPOINTING LOWELL CLARK TO THE BOARD OF GOVERNORS OF THE GREATER MODESTO COMMUNITY FOUNDATION (Replacing Peter Johansen)

WHEREAS, Section 2 of Article IV of the trust instrument of the Greater Modesto Community Foundation provides for the City Council to appoint two members to the Board of Governors of the Greater Modesto Community Foundation; and

WHEREAS, one vacancy exists in city representation.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that LOWELL CLARK is hereby appointed to the Board of Governors of the Greater Modesto Community Foundation for a term of five years beginning October 13, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-962

A RESOLUTION WAIVING FORMAL BID PROCEDURE AND AUTHORIZING PURCHASE OF DISINTEGRATOR AND ROTATING ASSEMBLY AND MOTOR (spare units for Water Quality Control facility)

WHEREAS, the Purchasing Officer has pointed out the importance of having necessary parts on hand for the Water Quality Control facility in the event of breakdown during high load conditions; and

WHEREAS, the components are available from a single source as the parts do not constitute a complete unit and must be compatible with existing speed requirements, base plates, plumbing, volutes, etc.; and

WHEREAS, recent predictions indicate a delivery of at least nineteen weeks; and

WHEREAS, the Purchasing Officer has requested that formal bid procedure be waived and purchase of the following spare units be authorized from the companies indicated:

From: Dorr-Oliver, Inc., Oakland

One Dorr-Oliver Sulzer Disintegrator complete with 15 H.P. Model TEFC electric motor - Company will absorb full rail transportation costs	\$6,578.00
Tax	328.90
	<u>\$6,906.90</u>

From: Fairbanks-Morse Pump and Electric
Division, Fresno

One FM Complete rotating assembly for 16" Model 5720 pump	\$3,831.00
One FM 100 H.P., Electric motor.	3,210.00
	<u>\$7,041.00</u>
Tax.	352.05
Estimated transportation charges	<u>160.00</u>
Total	\$7,553.05

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

1. Formal bid procedure for the purchase of the above listed items is hereby waived.

2. Purchase of the equipment listed from the respective dealers is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-963

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STREET LIGHT IMPROVEMENTS AT NEW LIBRARY (Collins Electrical Co., Inc.)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Street Light Improvements at New Library has been completed by Collins Electrical Co., Inc.

in accordance with the contract agreement dated June 8, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Street Light Improvements at New Library be accepted from said contractor, Collins Electrical Co., Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$6,717.00 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 5th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-964

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE COURTHOUSE STREET LIGHT CIRCUIT REVISION

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

SECTION 1. The plans and specifications for the Courthouse Street Light Circuit Revision

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 20, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION AWARDING BID FOR CONSTRUCTION OF SITE PREPARATION,
GRADING AND DRAINAGE AT MANCINI PARK

WHEREAS, Resolution No. 70-888 adopted by the Council of the City of Modesto on September 14, 1970 approved the plans and specifications for the construction of site preparation, grading and drainage at Mancini Park and authorized the call for bids; and

WHEREAS, the bids received for the construction of site preparation, grading and drainage at Mancini Park were opened at 10:00 A.M. September 29, 1970 and later tabulated by the Director of Public Works for the consideration of the Council; and

WHEREAS, the Director of Public Works has recommended that the bid of Elrich Construction Company in the amount of \$13,288 less deletion of the following items from the contract totaling \$3,800 be accepted as the lowest responsible bid (New Total, \$9,488):

1. Irrigation facilities, including 12" line and standpipes	\$2,160
2. Drainage in the future sand box area, including inlets, piping and dry well	1,140
3. Five wooden bridges through graded pathways	<u>500</u>
Total deleted	\$3,800
New total ,	\$9,488

and

WHEREAS, Elrich Construction Co, by letter agreement dated October 5, 1970 has agreed to the above recommended deletions totaling \$3,800.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the adjusted bid of Elrich Construction Co. in the amount of \$9,488 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon,


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

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-966

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (VINE ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on August 17, 1970, duly adopted Resolution No. 70-795 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 61 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, October 5, 1970, at the hour of 4:05 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 61 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 61 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 61, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 61, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

5th day of October, 1970, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Newton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY R. A. Hasegood
Public Works Department

JLC
8-21-70

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of the Northeast quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being a portion of Lot 9 of the SPENCER COLONY as per map filed December 16, 1904 in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the CALIFORNIA-FRANKLIN ADDITION (108), as per description filed May 25, 1960, as Instrument 14995, Stanislaus County Records, said point also being the Southeastern corner of Lot 9 of the Spencer Colony and also being on the Section line common to Section 31 and 32; thence along the existing City Limits on the Northern line of said Addition (108) and Southern line of said Lot 9, South 89° 59' West, 186.00 feet, to the Southwestern corner of the property conveyed to the City of Modesto by deed recorded February 4, 1969, as Instrument 3796, Stanislaus County Records; thence along the Western line of said City property, North 00° 10' East, 130.00 feet, to the Northwestern corner of property conveyed to the City of Modesto by deed recorded November 21, 1969, as Instrument 38655, Stanislaus County Records, and a point on the Southern line of property conveyed to Mary A. Webb by deed recorded January 12, 1962, as instrument 1581, Stanislaus County Records; thence along said Southern line, South 89° 59' West, 165.00 feet, to the Southwestern corner of said Webb property; thence along the Western line of said Webb property, North 00° 10' East, 140.00 feet, to the Northwestern corner of said Webb property; thence along the Northern line of said Webb property, North 89° 59' East, 351.00 feet, to the Eastern line of Lot 9 and the Section line common to Sections 31 and 32; thence along said Eastern line of said Lot 9, South 00° 10' West, 270.00 feet, to the point of beginning, containing 1.683 Acres, more or less.

A RESOLUTION APPROVING REQUEST OF R. P. BOMBERGER TO WITHDRAW APPLICATION FOR AMENDMENT TO SECTION 15-3-9 WITHOUT PREJUDICE

WHEREAS, an application for an amendment to Section 15-3-9 of the zoning map was filed by R. P. Bomberger on July 13, 1970 to prezone to Planned Development Zone, P-D, the following described property::

Beginning at the southwest corner of the northwest quarter of the northwest quarter of Section 15, Township 3 south, Range 9 east, M.D.B. & M. thence north $0^{\circ} 53'$ west along the west line of Section 15, 659.00 feet; thence north $89^{\circ} 42' 10''$ east 1312.12 feet to the east line of the northwest quarter of the northwest quarter of Section 15; thence south $0^{\circ} 52' 30''$ east along said east quarter-quarter section line 659.70 feet to the south line of the northwest quarter of the northwest quarter of Section 15; thence south $89^{\circ} 44'$ west along the said south quarter-quarter Section line 1312.02 feet to the point of beginning. Excepting therefrom the parcel beginning at the southwest corner of the northwest quarter of the northwest quarter of Section 15 Township 3 south, Range 9 east, M.D.B. & M. thence north $0^{\circ} 53'$ west along the west line of Section 15, 220.02 feet, thence north $89^{\circ} 42' 10''$ east 315 feet, thence south $0^{\circ} 16'$ east 220 feet, thence south $89^{\circ} 44'$ west along the said south quarter-quarter section line 312.90 feet to the point of beginning.

and

WHEREAS, public hearings were held by the Planning Commission on August 18, 1970 and September 1, 1970 and determination made that rezoning of the property as requested was required by public necessity, convenience and general welfare; and

WHEREAS, the proposed rezoning was set for consideration of the Council on October 5, 1970 at 4:10 P.M.; and

WHEREAS, Mr. R. P. Bomberger has requested permission to withdraw without prejudice his application for rezoning of the above described property.

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

1. The request of Mr. R. P. Bomberger to withdraw without prejudice his application for rezoning of the above described property is hereby approved.
2. Recommendation is made to the Planning Commission that the one-year limitation for reapplication for rezoning of the above-described property be waived.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Pearl Street at
1437 Pearl Street, Lot 1 of Block 6113 - Mr. Amos
D. Cobb)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalks
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Pearl Street, Block 6113

_____, and
WHEREAS, the Council, did, on September 21, 1970,
adopt its Resolution No. 70-920, directing the Superintendent of
Streets to give notice requiring the construction of sidewalks
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 5th
day of October 1970, at 4:25 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 notice to be
given as directed by said Resolution No. 70-920, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-920 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 5th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70 -969

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Del Vale Avenue at
1600 Pearl Street, North 77.5' of Lot 17 of Block
6081 - Mr. Donald D. Hamilton)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Del Vale Avenue, Block 6081

_____, and
WHEREAS, the Council, did, on September 21, 1970,
adopt its Resolution No. 70-921, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 5th
day of October 1970, at 4:25 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 notice to be
given as directed by said Resolution No. 70-921, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-921 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 5th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1445 Del Vale Avenue,
South 50' of Lot 17 and east 35' of Lot 18 of Block
6081 - Mr. Donald J. Harper)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Del Vale Avenue, Block 6081

_____, and
WHEREAS, the Council, did, on September 21, 1970,
adopt its Resolution No. 70-922, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 5th
day of October 1970, at 4:25 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 notice to be
given as directed by said Resolution No. 70-922, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-922 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 5th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-971

A RESOLUTION AUTHORIZING A VALIDATION PROGRAM FOR FREE
BUS RIDES ON MODESTO MOTOR BUS SERVICE BUSES.

WHEREAS, the Director of Parking and Traffic of the City of Modesto has proposed a plan whereby free bus rides for customers of the Modesto Motor Bus Service could be had through the use of validation stamps, thereby encouraging more extensive use of the buses, which in turn would alleviate traffic congestion and parking problems, and

WHEREAS, the Parking and Traffic Department has made a survey of merchants, professional offices and shopping centers located on bus routes in the City of Modesto which might be interested in participating in and having such a plan instituted, and

WHEREAS, based on the results of that survey the Director of Parking and Traffic has recommended that such a validation program be instituted by the City,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the use of validation stamps for free bus rides for customers of the Modesto Motor Bus Service.

BE IT FURTHER RESOLVED that the Director of Parking and Traffic and the Director of Finance of the City of Modesto be authorized to do all things necessary to carry on such a validation stamp program, including using parking validation stamps of the City, having cards printed and distributed for holding validation stamps, selling such validation stamps at ten cents (10¢) each, and redeeming such stamps and cards at the rate of twenty-five (25¢) for each card which has at least three (3) stamps affixed thereto, when such cards are presented by the Modesto Motor Bus Service to the Director of Finance of the City of Modesto.

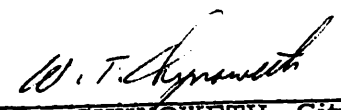
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-972

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$150 FOR BUS RIDER
VALIDATION PROGRAM

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

GENERAL FUND (101)

FROM:	General Reserve (60)	\$150
TO:	Office Supplies (301-56-101)	\$150

(Funds needed for printing, sign painting, and other
promotional material for bus rider validation program)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 5th day of October, 1970,
19___ by Councilman Robinson , who moved its adoption, which motion
being duly seconded by Councilman Simon , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-973
AN AMENDMENT TO LEASE
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
DEPARTMENT OF THE NAVY FOR PROPERTY AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to lease
that the/agreement between the City of Modesto and Department of
the Navy

for property at Modesto City-County Airport (reduction in size of
leased premises, moving Navy's perimeter fence to new boundary, and area)
relocating the southernmost govt. antenna pole to location within leased/
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to lease
by the designated 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
October 1970 , by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman Simon
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-974

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON NORTH MADISON STREET AND ON LOCUST STREET AT 226 LOCUST STREET (Mr. O. O. Caldwell - \$653.30)

BE IT HEREBY RESOLVED by the Council of the City of

Modesto that October 19, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on North Madison Street and on Locust Street at 226 Locust Street (\$653.30)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-975

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON MADISON STREET AT 205 N. MADISON STREET (Mr. Claude W. Harrington - \$508.30)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 19, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on Madison Street at 205 N. Madison Street (\$508.30)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-976

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB, GUTTER AND SIDEWALK ON 7th STREET AND D STREET AT 329 7th STREET (Mr. Nick J. Smith - \$1,634.74)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 19, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb, gutter and sidewalk on 7th Street and D Street at 329 7th Street (\$1,634.74)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-977

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER AT 516 WRIGHT STREET (Mrs. Anna Sido Brown - \$173.20)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 19, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter at 516 Wright Street (\$173.20)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-978


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON SMITH AVENUE AT 721 MAGNOLIA AVENUE (Mr. Dennis Chandler - \$80.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 19, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Smith Avenue at 721 Magnolia Avenue (\$80.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-979

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON SMITH AVENUE AT 621 MAGNOLIA AVENUE (Mr. Howard C. Hutchison - \$240.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 19, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of streets on the cost of installation of sidewalk on Smith Avenue at 621 Magnolia Avenue (\$240.00)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-980

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (1101 Del Vale Avenue, Lot 3, Block 924 - Mr. Hans Beckstein)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 924

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 924 of Campus Heights as per map filed March 10, 1955 in Volume 18 of Maps, Page 19, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-981

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Del Vale Avenue at 1602 Del Monte Ave., Lot 8, Block 924 - Mr. Fred F. Gilstrap)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 924

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 924 of Campus Heights as per map filed March 10, 1955 in Volume 18 of Maps, Page 19, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-982

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Del Vale Avenue at 1301 Del Vale Avenue, Lot 7, Block 6021 - Miss Rosetta Harrington)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 6021

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 6021 of Westland Manor as per map filed April 28, 1955 in Volume 18 of Maps, Page 24, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-983

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (1009 Del Vale Ave., Lot 1, Block 924, - Mrs. Carolyn-Gae Klaproth)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 924

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 924 of Campus Heights as per map filed March 10, 1955 in Volume 18 of Maps, Page 19, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-984

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (1105 Del Vale Avenue, Lot 4, Block 924 - Mr. B. W. Ladd)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Del Vale Avenue, Block 924

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 924 of Campus Heights as per map filed March 10, 1955 in Volume 18 of Maps, Page 19, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-985

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Ashwood Drive at 1302 Del Rey Avenue, Lot 7, Block 6027 - Mr. Ronald R. Orona)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Ashwood Drive, Block 6027

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 6027 of College Center as per map filed May 29, 1952 in Volume 17 of Maps, Page 36, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-986

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Kimble Street at 319 East Morris Avenue, Lots 11 and 12 of Block 575 - Mrs. M.E. Turner)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Kimble Street, Block 575

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 11 and 12 of Block 575 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 575, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-987

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (1001 Stanford Avenue, Lot 1 and south 25' of Lot 2, Block 822 - Dr. William D. Battle)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Stanford Avenue, Block 822

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 and the South 25' of Lot 2 of Block 822 of Campus Tract as per map filed October 11, 1937 in Volume 11 of Maps, Page 37, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-988

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Wellesley Avenue at 936 Wellesley Ave., Lot 17 and south 20' of Lot 16, Block 822 - Mr. George A. Brown, Jr.)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Wellesley Avenue, Block 822

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 17 and South 20' of Lot 16 of Block 822 of Campus Tract as per map filed October 11, 1937 in Volume 11 of Maps, Page 37, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-989

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Wright Street at 231 Poplar Avenue, Lots 31 and 32 of Block 526 - Mr. Donald W. Hopper)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Wright Street, Block 526

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 31 and 32 of Block 526 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 526, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Dawies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-990

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Garvey Avenue and Budd Street at 2605 Budd, Lot 42 of Block 7252 - Mr. Hayes Reed)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of

Garvey Avenue and Budd Street, Block 7252

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 42 of Block 7252 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-991

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (2609 Garvey Avenue, Lot 33 of Block 7252 - Mr. Fred Taylor)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Garvey Avenue, Block 7252

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

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 33 of Block 7252 of Highway Village as per map filed April 25, 1947 in Volume 16 of Maps, Page 41, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 19th day of October, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 5th
day of October, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
 Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 
 W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-992

A RESOLUTION APPROVING REQUEST OF BOMBERGER BROTHERS, INC. FOR CITY PARTICIPATION IN COST OF STREET IMPROVEMENT ON RUMBLE ROAD IN COFFEE TERRACE NO. 1 SUBDIVISION ADJACENT TO SYLVAN PARK SITE

WHEREAS, BOMBERGER BROTHERS, INC., subdividers of Coffee Terrace No. 1 Subdivision, has requested that the City share in the improvement costs of Rumble Road, adjacent to the Sylvan Park site; and


WHEREAS, it has been the Council's policy for the City to share in the costs of street improvements adjacent to City park sites; and

WHEREAS, the estimated cost of the City's share in the road improvement is \$2,895.01.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Bomberger Brothers, Inc., that the City of Modesto share in the costs of street improvements on Rumble Road adjacent to the Sylvan Park site, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of October 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Simon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-993

LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND DOCTORS AMBULANCE COMPANY FOR PROVIDING RESUSCITATOR SERVICE ON A NINETY-DAY TRIAL BASIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and Doctors Am-
bulance Company
for providing resuscitator service on a ninety-day trial basis


be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
letter
Fire Chief
by the ~~designated body of officials~~ be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
October, 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Simon
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-994

LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO AMBULANCE COMPANY FOR PROVIDING RESUSCITATOR SERVICE ON A
NINETY-DAY TRIAL BASIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and Modesto Ambu-
lance Company
for providing resuscitator service on a ninety-day trial basis

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
Fire Chief letter
by the ~~designated 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
October 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Simon
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Neeton, Robinson, Simon,
Smith, Mayor Davies
NOES. Councilmen: None
ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

A RESOLUTION DETERMINING THE RESULT OF AN ELECTION
HELD IN THE EAST ORANGEBURG-COFFEE
ADDITION FOR ANNEXATION OF SAID ADDITION TO THE CITY
OF MODESTO

WHEREAS, a special election was held on the 6th day of October
19 70, in the East Orangeburg-Coffee Addition, near the City of Modesto,
County of Stanislaus, State of California, and contiguous to the City limits of said City,
and which territory is particularly described as attached hereto, and

WHEREAS, the said City Council of the City of Modesto finds after due
examination that due notice of said election was published in The Ceres
Courier, a newspaper of general circulation printed and published outside the
City of Modesto, but in Stanislaus County, California, which said notice appeared in
said newspaper on September 10, 17, 24 and October 1, in the year 19 70,
and that prior to said publication in said newspaper a date was set giving due notice that
owners of property in said East Orangeburg-Coffee Addition could
appear before said City Council on the 3rd day of August, 19 70,
to protest holding of said election; and it further appearing to the said Council and
the said Council so finds that all other requirements of the Annexation Act of 1913,
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 annexation proceedings and in the holding of said election
are proper and legal, and

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

NOW, THEREFORE, BE IT RESOLVED, CERTIFIED AND DECLARED
BY THE COUNCIL OF THE CITY OF MODESTO that the said Special Election held
in said territory to determine whether or not said territory shall be annexed to,

incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received; 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 164; that the number of votes cast for annexation was and is 101; that the number of votes cast against annexation was and is 63; that the number of votes cast which were voided was 1; that the total number of votes cast at each special precinct and by absent voters and the total number of votes cast at each special precinct and by absent voters for annexation and the total number of votes cast at each special precinct and by absent voters against annexation and the total number of votes cast at each special precinct and by absent voters which were voided were and are as follows:

<u>Special Precinct No. 1 and Absent Voter Ballots</u>	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>	<u>Voided</u>
4	164	101	63	1

That said City Council further finds that the measure, to wit: "Shall the East Orangeburg-Coffee Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of election?" held to determine whether or not said property shall be annexed to the City, received a majority of the votes cast for annexation and that, therefore, said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

RAW
10-13-70 By R. A. Hayward
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of Section 21, 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 Northwestern corner of the DOWNEY PARK NO. 2 ADDITION (188), as per description filed May 3, 1966, as Instrument 15774, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Orangeburg Avenue; thence along the existing City Limits on the boundary of said Addition (188), South $00^{\circ} 36' 00''$ East, 461.26 feet; thence South $89^{\circ} 46' 33''$ West, 436.00 feet, to the center line of a 50.00 foot public road known as Coffee Road; thence along said center line and existing City Limits, South $00^{\circ} 36' 00''$ East, 527.83 feet, to the Northeastern corner of the DOWNEY PARK NO. 4 ADDITION (204), as per description filed September 19, 1967, as Instrument 29499, Stanislaus County Records; thence North $89^{\circ} 41' 50''$ West, 660.04 feet, along the existing City Limits on the Boundary of said Addition (204) to the Northwestern corner of said Addition (204); thence along the existing City Limits on the Western boundary of said Addition (204) South $00^{\circ} 40' 00''$ East, 131.67 feet, to the Northeastern corner of the EL VECINO ADDITION (115), as per description filed December 29, 1960, as Instrument 36791, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (115), North $89^{\circ} 35' 30''$ West, 528.87 feet, to the Northeastern corner of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965, as Instrument 37540, Stanislaus County Records; thence continuing North $89^{\circ} 35' 30''$ West 132.52 feet, to the center line of a 60.00 foot road known as El Vecino Avenue; thence along the center line of El Vecino Avenue and existing City Limits, North $00^{\circ} 39' 30''$ West, 476.11 feet to the Southeastern corner of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records; thence along the existing City Limits and Eastern boundary of said Addition (206), North $00^{\circ} 39' 30''$ West, 156.26 feet; thence South $49^{\circ} 30' 00''$ West, 58.10 feet; thence North $39^{\circ} 35' 00''$ West, 113.79 feet; thence North $50^{\circ} 25'$ East, 6.96 feet; thence North $39^{\circ} 35' 00''$ West, 183.20 feet; thence South $51^{\circ} 39' 30''$ West, 90.71 feet, thence South $50^{\circ} 25' 00''$ West, 239.32 feet; thence South $00^{\circ} 40' 20''$ East, 162.62 feet; thence South $89^{\circ} 08' 40''$ West, 177.00 feet along the existing City Limits on the boundary of said Addition (206), to the center line of 60 foot public road known as Sarah Avenue; thence North $00^{\circ} 40' 20''$ West, 8.57 feet along said center line and existing City Limits on the boundary of said Addition (206) to the Southeastern corner of the JOHN SUTTER SCHOOL ADDITION (236), as per description filed July 7, 1969, as Instrument 23267, Stanislaus County Records; thence continuing along the existing City Limits on the Eastern boundary of said Addition (236) North $00^{\circ} 40' 20''$ West, 1584.96 feet to the Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969, as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said Addition (244) North $00^{\circ} 40' 20''$ West 395.73 feet; thence South $89^{\circ} 34' 20''$ East 330.94 feet along the existing City Limits on the boundary of said Addition (244) to the Northerly extension of the Eastern line of a part width 14 foot alley in Block 1221 of GENEVA HEIGHTS as per map filed June 28, 1955, in Volume 18 of Maps, Page 29 Stanislaus County Records; thence leaving the existing City Limits and along said extension of said Eastern alley line, South $00^{\circ} 39' 20''$ East 1319.45 feet to the center line of a 40.00 foot public road known as Orangeburg Avenue which is also the East-West quarter, quarter line of Section 21; thence along said quarter, quarter Section line, South $89^{\circ} 41' 30''$ East, 1652.73 feet to the center line of a 50.00 foot public road known as Coffee Road which is also the North quarter, quarter corner common to Sections 21 and 22; thence along the center line of said Orangeburg Avenue which is also the East-West quarter, quarter line of Section 22, North $89^{\circ} 45' 00''$ East, 436.00 feet to the point of beginning, Containing 53.909 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-996

A RESOLUTION ACCEPTING THE BID OF D. A. PARRISH & SONS, INC. FOR
CONSTRUCTION OF SCENIC DRIVE-KINGSBURY PARK SUBTRUNK SEWER

WHEREAS, Resolution No. 70-911 adopted by the Council of the City
of Modesto on September 21, 1970 approved the plans and specifications
for the construction of Scenic Drive-Kingsbury Park subtrunk sewer
and authorized the call for bids, and

WHEREAS, the bids received for the construction of Scenic Drive-
Kingsbury Park subtrunk sewer
were opened at 10:15 A.M. October 6, 1970 and later tabulated by
the Director of Public Works for the consideration of the Council,
and

WHEREAS, the Director of Public Works has recommended that the bid
of D. A. Parrish & Sons, Inc. in the amount of \$48,367.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of D. A. Parrish & Sons, Inc. in the amount of \$48,367.50

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 13th day of October, 1970
by Councilman Smith who moved its adoption, which motion being
duly seconded by Councilman Robinson, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-997

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF TRUCK SCALE AND SCALE BUILDING FOR SANITARY LANDFILL

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

SECTION 1. The plans and specifications for construction of truck scale and scale building for Sanitary Landfill

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 3, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-998

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL REQUIREMENTS OF WATER METERS

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 water meters

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 27, 1970 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-999

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 3 SUBDIVISION

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

SECTION 1. The plans and specifications for installation of water lines in Riverside North No. 3 Subdivision

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 27, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1000

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING WATER PIPE FOR A ONE-YEAR PERIOD COMMENCING NOVEMBER 10, 1970

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

SECTION 1. The plans and specifications for furnishing water pipe for a one-year period commencing November 10, 1970

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 27, 1970 at 2:30 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1001

A RESOLUTION ACCEPTING THE BID OF KREBS ENGINEERS FOR FURNISHING OF ONE HORIZONTAL TYPE DESANDING UNIT FOR PUMP STATION NO. 37

WHEREAS, Resolution No. 70-908 adopted by the Council of the City of Modesto on September 21, 1970 approved the plans and specifications for the furnishing of one Horizontal Type Water Desanding Unit for Pump Station No. 37

and authorized the call for bids, and

WHEREAS, the bids received for the furnishing of one Horizontal Type Desanding Unit for Pump Station No. 37 were opened at 10:00 A.M. on October 6, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Krebs Engineers in the amount of \$3,547.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Krebs Engineers in the amount of \$3,547.00

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 13th day of October, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1002

A RESOLUTION ACCEPTING THE BID OF ROBERT L. LARSEN FOR FURNISHING AND INSTALLATION OF ONE DEEP WELL WATER PUMPING UNIT WITH ELECTRICAL EQUIPMENT FOR PUMP STATION NO. 37

WHEREAS, Resolution No. 70-909 adopted by the Council of the City of Modesto on September 21, 1970 approved the plans and specifications for the furnishing and installation of one deep well water pumping unit with electrical equipment for Pump Station No. 37 and authorized the call for bids, and

WHEREAS, the bids received for the furnishing and installation of one deep well water pumping unit with electrical equipment for Pump Station No. 37 were opened at 10:10 A.M. on October 6, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Robert L. Larsen in the amount of \$10,891.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Robert L. Larsen in the amount of \$10,891.00 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 13th day of October, 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1003

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (RIVERSIDE NO. 3 ADDITION)

WHEREAS, the Council (herein called the "Council") of the
City of Modesto (herein called the "City") heretofore on August 15,
1966, duly adopted Resolution No. 66-543, which was recorded in the
office of the County Recorder of Stanislaus County on August 16,
1966, and which established the Modesto Municipal Sewer District
No. 1, and

WHEREAS, the Council heretofore on August 24,
1970, duly adopted Resolution No. 70-838 (herein called
the "resolution") determining that the public interest and con-
venience require that certain territory designated as Modesto
Municipal Sewer District No. 1 Annexation No. 63 be annexed to
the Modesto Municipal Sewer District No. 1, setting forth a general
description of the area proposed to be annexed, and naming a time
and place for hearing on annexation of the territory proposed to
be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the
members of the Council voting for and against it, was posted,
mailed to property owners in the area proposed to be annexed and
published in the time, form and manner required by the resolution
and by the Municipal Sewer and Water Facilities Law of 1911
(California Health and Safety Code Section 4600, et seq., herein
called the "Law") as evidenced by the affidavit of posting and
mailing and the affidavit of publication of the resolution on file
in the office of the City Clerk, and

WHEREAS, on Tuesday, October 13, 1970, at
the hour of 7:35 P.M., at the Council Chambers, City Hall,
801 11th Street, Modesto, California, said hearing was duly held
and no objections were presented to the Council to the annexation
of the area proposed to be annexed or to the inclusion of any lands
in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 63 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 63 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 63, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 63, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

13th day of October, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by Coun-
cilman Robinson, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Robinson,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By Ross Campbell
Public Works Department

May 11, 1970

RIVERSIDE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being all of that parcel shown on the map recorded December 7, 1965 in Book 10 of Surveys, Page 93, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the RIVERSIDE ADDITION (228) , as per description filed May 2, 1969 as Instrument 15075, Stanislaus County Records, which is also the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Southwestern corner of the RIVERSIDE NO. 2 ADDITION (234), as per description filed June 12, 1969 as Instrument 20321, Stanislaus County Records; thence along the Southern line of said Addition (234) and existing City Limits, North $79^{\circ} 13' 21''$ East, 1627.91 feet, to the Southeastern corner of said Addition (234) thence leaving the existing City Limits South $0^{\circ} 32' 50''$ East, 1262.03 feet; thence North $89^{\circ} 53' 24''$ West, 1601.95 feet, to the Eastern line of Riverside Addition (228); thence along said Eastern line, North $00^{\circ} 33' 30''$ West, 954.53 feet, to the point of beginning, containing 40.758 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1004

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1 AND FIXING AND DETERMINING ITS BOUNDARIES. (FLOYD ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on August 24, 1970, duly adopted Resolution No. 70-839 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 62 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Tuesday, October 13, 1970, at the hour of 7:40 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

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

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 62 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 62 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 62, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 62, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

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

13th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

pk BY Ross Campbell
Public Works Department

May 14, 1970

FLOYD ADDITION

All that real property in the State of California, County of Stanislaus, being the Northwest quarter of the Southwest quarter of the Northeast quarter of Section 15, and the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter of Section 15, 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 Northwestern corner of the ROSE ACRES ADDITION (222), as per description filed September 27, 1965 as Instrument 37370, Stanislaus County Records, said point also being the interior quarter corner of Section 15, which is also on the center line of a 40.00 foot public road known as Rose Avenue; thence leaving the existing City Limits and along the center line of said Rose Avenue and the North-South quarter line of Section 15, North, 1320.00 feet, to the center line of a 40.00 public road known as Floyd Avenue; thence along the center line of said Floyd Avenue South $89^{\circ} 44' 00''$ East, 984.49 feet, to the East line of the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter; thence South, 660.00 feet, along said East line; thence North $89^{\circ} 44' 00''$ West 964.49 feet, to the Eastern line of said Rose Avenue; thence along the Eastern line of Rose Avenue South, 660.00 feet, to a point on the Northern line of the Rose Acres Addition (222); thence along said Northern line, North $89^{\circ} 44' 00''$ West, 20.00 feet to the point of beginning, containing 15.219 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1005

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(79).
(U. S. By-Products, Inc.)

WHEREAS, a verified application for an amendment to
Section 15-3-9 of the Zoning Map was filed by U. S. By-Products,
Inc. on June 15, 1970, to prezone to Planned Development Zone,
P-PD, the following described property:

SHOPPING CENTER

A portion of the North 1/2 of the Northeast 1/4 of Section 15 T. 3 S. R. 9E
M. D. B. & M. more particularly described as follows:

Commencing at the southeast corner of said North 1/2 of northeast 1/4 of
Section 15 T. 3S R. 9E. being the centerline of Floyd Avenue and Old Oakdale
Road. The N 20' and West 20' to the True point of Beginning and Thence South
89° 44' W 430' along the North line of Floyd Avenue; thence North 0° 50' West
895'; Thence North 89° 44' East 430' to the West line of Old Oakdale Road.
Thence South 0° 50' East 895' to Point of Beginning.

Including also the northerly 20 feet of Floyd and the Westerly 20 feet of Old
Oakdale Road all being immediately adjacent to the above described property.

Containing 8.13 acres net.

MOBILE HOME PARK

A portion of the North 1/2 of the Northeast 1/4 of Section 15 T. 3 S. R. 9 E
M. D. B. & M. more particularly described as follows:

Beginning at a point of the North line of 40' wide Floyd Avenue bearing North
0° 50' West 20' and South 89° 44' West 450' from the Southeast corner of
the North 1/2 of the Northeast 1/4 of Section 15 T. 3. S. R. 9 E. thence from
said point of Beginning continuing along said North line of Floyd Avenue S 89°
44' 1060'; Thence North 0° 50' West Parallel to Old Oakdale Road 980'; Thence
North 89° 44' East 1060'; Thence South 0° 50' East 980' to the Point of Beginning.

Including also, the northerly 20 feet of Floyd Avenue being immediately adjacent
to the above described property.

Containing 23.36 acres net.

WHEREAS, after public hearing held on August 18, 1970,
and continued to September 1, 1970, it was found and determined
by the Planning Commission as follows:

1. That pre zoning of that portion of the requested
P-D zone proposed to accommodate an 8-acre neighborhood shopping
center is required by public necessity, convenience and general
welfare for the following reasons:

- (a) The Modesto Urban Area General Plan calls for
a neighborhood shopping center at the intersection
of Floyd Avenue and Oakdale Road.

- (b) P-D zoning will assure compatibility of commercial development on the subject property with future development on surrounding property.
- (c) A neighborhood shopping center at this location will serve the commercial needs of this rapidly growing section of the community.

2. That rezoning of that portion of the requested P-D zone proposed to accommodate a 23-acre mobile home park is not required by public necessity, convenience, or general welfare for the following reasons:

- (a) The proposed development does not meet the adopted Modesto Planning Commission locational criteria in that the proposed mobile home park would be within one-half mile of an existing mobile home park.
- (b) A mobile home park at the subject location would create an undesirable concentration of mobile home parks in the Floyd Avenue-Oakdale Road vicinity; and,

WHEREAS, the Planning Commission in its Resolution No. 70-117 adopted on September 1, 1970, recommended to the Council that Section 15-3-9 of the Zoning Map be amended to prezone to Planned Development Zone, P-D(79) that portion of the application requested to accommodate a neighborhood shopping center, and that the portion of the application requested to accommodate a 23-acre mobile home park was denied, and

WHEREAS, after a public hearing held on October 13, 1970, the Council found and determined that the application of U. S. By-Products, Inc. to prezone to P-D that portion of the property described above to accommodate a neighborhood shopping center 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. 1054-C.S. on the 13th day of October, 1970, rezoning the above-described property designated as a shopping center to Planned Development Zone, P-PD(79).

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(79), to accommodate an 8-acre neighborhood shopping center, is hereby approved subject to the following conditions:

8-Acre Neighborhood Shopping Center

1. That all development be in accordance with the plan titled "U.S. By-Products, Inc." dated September 1, 1970, as amended in red on its face, and on file in the office of the Planning Director.
2. That the developer shall dedicate all necessary right-of-way on Floyd Avenue and Oakdale Road and improve said right-of-way to collector and major street standards respectively in accordance with the requirements of the Director of Public Works.
3. That the developer shall submit street improvement plans prepared by a registered civil engineer to the Public Works Department for approval by the City Engineer.
4. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto, the cost of planting 29 street trees at the prevailing rate.
5. That prior to issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan. Irrigation shall be by underground sprinkler system.
6. All landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
7. That the development shall be connected to the City sanitary sewer and water facilities in accordance with the requirements of the Director of Public Works.
8. That prior to issuance of a building permit, the developer shall submit to the Fire Chief and Director of Public Works, for their approval, a plan showing the proposed location of all fire hydrants. The number of hydrants and their installation shall be in accordance with the requirements of the Fire Chief and the Director of Public Works.
9. That all entrance driveway approaches shall be constructed to City of Modesto standards and in accordance with all provisions of the Municipal Code.
10. That all required street dedications shall be made and public improvements shall be installed or security posted prior to the issuance of a building permit.
11. That prior to the issuance of a building permit a cash deposit, savings and loan certificate, surety bond, or other instrument of credit, in the amount to be determined by the City Engineer, may be filed with the City Clerk to guarantee installation of public improvements by January 1, 1974, or prior to occupancy, which ever occurs first.
12. That all parking and driveway areas shall be approved in accordance with the provisions of Section 10-2.1805 and 10-2.1807 of the Municipal Code. Drainage facilities shall be constructed in accordance with the requirements of the Director of Public Works.
13. That only those uses specifically permitted in the Neighborhood-Commercial (C-1) Zone shall be permitted to locate within the subject P-D Zone.
14. That the service station proposed to be built as a part of the shopping center shall not be operated until after the opening of the supermarket.
15. That prior to the issuance of a building permit, the applicant shall submit revised plans for approval by the Director of Planning. Said plans shall show the exact locations of proposed buildings, landscaped areas and parking areas as well as elevations of proposed buildings.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(79): (8-acre neighborhood shopping center)

That the entire construction program be accomplished in one phase with construction to begin on or before January 1, 1973, and be completed not later than January 1, 1974.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 rezoning the above-described property to Planned Development Zone, P-PD(79) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Simon, Robinson, Smith

NOES: Councilmen: Mayor Davies

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1006

A RESOLUTION DENYING THE APPEAL OF U. S. BY-PRODUCTS, INC. TO THE DECISION OF THE PLANNING COMMISSION DENYING PART OF A REQUESTED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, a verified application to amend Section 15-3-9 of the Zoning Map was filed by U. S. By-Products, Inc. to prezone to Planned Development Zone, P-D, the following described property:

SHOPPING CENTER

A portion of the North 1/2 of the Northeast 1/4 of Section 15 T. 3 S. R. 9E M. D. B. & M. more particularly described as follows:

Commencing at the southeast corner of said North 1/2 of northeast 1/4 of Section 15 T. 3S R. 9E. being the center-line of Floyd Avenue and Old Oakdale Road. The N 20' and West 20' to the True point of Beginning and Thence South 89° 44' W 430' along the North line of Floyd Avenue; thence North 0° 50' West 895'; Thence North 89° 44' East 430' to the West line of Old Oakdale Road. Thence South 0° 50' East 895' to Point of Beginning.

Including also the northerly 20 feet of Floyd and the Westerly 20 feet of Old Oakdale Road all being immediately adjacent to the above described property.

Containing 8.13 acres net.

MOBILE HOME PARK

A portion of the North 1/2 of the Northeast 1/4 of Section 15 T. 3 S. R. 9 E M. D. B. & M. more particularly described as follows:

Beginning at a point of the North line of 40' wide Floyd Avenue bearing North 0° 50' West 20' and South 89° 44' West 450' from the Southeast corner of the North 1/2 of the Northeast 1/4 of Section 15 T. 3. S. R. 9 E. thence from said point of Beginning continuing along said North line of Floyd Avenue S 89° 44' 1060'; thence North 0° 50' West parallel to Old Oakdale Road 980'; thence North 89° 44' East 1060'; thence South 0° 50' East 980' to the Point of Beginning.

Including also, the northerly 20 feet of Floyd Avenue being immediately adjacent to the above described property.

Containing 23.36 acres net, and

WHEREAS, said application was set for public hearing on August 18, 1970, before the Planning Commission at its regular meeting place located in the Council Chambers of the City Hall, 801 11th Street, Modesto, California, which hearing was continued to September 1, 1970, and

WHEREAS, at said hearing and the continuation thereof, evidence both oral and documentary was taken and introduced, and

WHEREAS, thereafter the Commission adopted Resolution No. 70-117 recommending to the Council that the rezoning of that portion of the requested P-D Zone proposed to accommodate an 8-acre neighborhood shopping center be approved, and denying the requested rezoning of that portion of the P-D Zone proposed to accommodate a 23-acre mobile home park, and

WHEREAS, U. S. By-Products, Inc. appealed the denial by the Planning Commission of the requested rezoning of that portion of the P-D Zone proposed to accommodate a 23-acre mobile home park as described above, and

WHEREAS, said appeal was set for public hearing before the Council at its regular meeting place at 7:45 P.M., October 13, 1970, and

WHEREAS, said Council, after hearing evidence both oral and documentary, found and determined that rezoning of that portion of the requested P-D Zone proposed to accommodate a 23-acre mobile home park is not required by public necessity, convenience or general welfare for the following reasons:

1. The proposed development does not meet the adopted Modesto Planning Commission locational criteria in that the proposed mobile home park would be within 1/2 mile of an existing mobile home park.

2. A mobile home park at the subject location would create an undesirable concentration of mobile home parks in the Floyd Avenue-Oakdale Road vicinity.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of U. S. By-Products, Inc. to the decision of the Planning Commission denying the rezoning of that portion of the requested P-D Zone described above and proposed to accommodate a 23-acre mobile home park be denied, and the decision of the Commission be affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 13th day of October, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith

NOES: Councilmen: Mayor Davies

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1007

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB, GUTTER AND SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Jefferson Street
at 201 Locust Street, Lots 13 and 14 of Block 422 -
Mr. Lonnie Banks)

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 curb, gutter and sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb,
gutter and sidewalk have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Jefferson Street, Block 422

_____, and
WHEREAS, the Council, did, on September 28, 1970,
adopt its Resolution No. 70-945, directing the Superintendent of
Streets to give notice requiring the construction of curb, gutter
and sidewalk along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 13th
day of October 1970, at 7:50 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 notice to be
given as directed by said Resolution No. 70-945, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-945 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1008

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (526 Kimble Street,
Lots 37 and 38 of Block 583 - Mrs. Edna Mae Harrity)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Kimble Street, Block 583

_____, and
WHEREAS, the Council, did, on September 28, 1970,
adopt its Resolution No. 70-946, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 13th
day of October 1970, at 7:50 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 notice to be
given as directed by said Resolution No. 70-946, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-946 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1009

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Jefferson Street and
on Locust Street at 128 Locust Street, portion of Lots
1 and 2 and of 23 through 28 of Block 424 - Mrs. D. Leah Lindsey)
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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Jefferson and Locust Street, Block 424

_____, and
WHEREAS, the Council, did, on September 28, 1970,
adopt its Resolution No. 70-947, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 13th
day of October 1970, at 7:50 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 notice to be
given as directed by said Resolution No. 70-947, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-947 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1010

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (Bermuda Way at 518 Bermuda Way,
Lot 1 of Block 6065 - Dr. Wayne G. Helm - \$132.00)
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 construc-
tion of _____ sidewalk _____ may be required, and

_____ WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on _____, 19__
adopt its Resolution No. _____, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk _____ along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of _____ sidewalk _____
_____ as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, October 13, 1970, at 7:55 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$132.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$132.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 1 of Block 6065 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1011

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (Grape Ave. at 1731 W. Orangeburg
Ave., Lot 10 of Block 6254 - Mr. Stanley W. Lust - \$185.00)
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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on April 27, 1970
adopt its Resolution No. 70-410, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, October 13, 1970, at 7:55 o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$185.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$185.00 Dollars, be assessed in 4 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 10 of Block 6254 of Ben Don Village as per map filed June 28, 1950 in Volume 17 of Maps, Page 6, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by


Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1012

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (Tebbutt Avenue and Teresa Street
at 1329 Teresa Street, Lot 16 of Block 6083 - Mrs. Charles P./
WHEREAS, Chapter 27 of Part 3 of Division 7 (Sections

Shirley \$320)

5870 et seq.) of the Streets and Highways Code of the State of
California establishes a procedure pursuant to which the construc-
tion of sidewalk may be required, and

WAIVED BY PROPERTY OWNER

WHEREAS, the Council did, on _____, 19__
adopt its Resolution No. _____, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
_____ as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, October 13, 1970, at 7:55 o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$320.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$320.00 Dollars, be assessed in 6 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 16 of Block 6083 of Davis Tract as per map filed December 19, 1950 in Volume 17 of Maps, Page 18, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1013

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 (Martin Avenue at 1404 Martin Avenue, Lot 1 of Block 6254 - Mr. William E. Wilson - \$182.50)
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 sidewalk may be required, and

WHEREAS, the Council did, on April 27, 1970 adopt its Resolution No. 70-411, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, October 13, 1970, at 7:55 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$182.50.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$182.50 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lot 1 of Block 6254 of Ben Don Village as per map filed June 28, 1950 in Volume 17 of Maps, Page 6, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1014

A RESOLUTION APPROVING DECREASE IN LIQUIDATED DAMAGES ASSESSED AGAINST ROLLY L. WHITE, DBA WHITE'S ELECTRIC SERVICE, FOR FAILURE TO COMPLETE CONTRACT FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT COLLEGE AND STODDARD, GRANGER, BRIGGSMORE, AND TULLY AND BOWEN, WITHIN THE TIME SPECIFIED IN THE CONTRACT, AND RESCINDING RESOLUTION NO. 70-811

WHEREAS, Rolly L. White, dba White's Electric Service, entered into a contract with the City of Modesto on July 28, 1969 for the construction of traffic signals and street lighting at College and Granger, College and Stoddard, College and Briggsmore, and Tully and Bowen Avenues; and

WHEREAS, the failure of Rolly L. White, dba White's Electric Service, to complete the contract within the time specified in the contract was considered by the Council of the City of Modesto at its meeting of August 24, 1970; and

WHEREAS, the Council, at said meeting, ordered the forfeiture of \$3,350 as liquidated damages for failure of the contractor to complete the contract within the time specified in said contract; and

WHEREAS, the forfeiture of \$3,350 has been appealed by Rolly L. White, dba White's Electric Service, and considered by the Council of the City of Modesto.

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

(1) Liquidated damages in the amount of \$3,350 assessed against Rolly L. White, dba White's Electric Service, as liquidated damages for failure to complete the contract for construction of traffic signals and street lighting at College and Granger, College and Stoddard, College and Briggsmore, and Tully and Bowen Avenues, within the time specified in contract dated July 28, 1969, imposed by Resolution No. 70-811, adopted by the Council August 24, 1970, is hereby reduced to \$1,675.

(2) Resolution No. 70-811 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll

call carried and the resolution adopted by the following
vote:

AYES: Dixon, Mitchell, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: None

ABSENT: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1015

A RESOLUTION REQUESTING THAT FEDERAL AVIATION ADMINISTRATION GIVE ALL PRIORITY TO THE INSTALLATION OF AN INSTRUMENT LANDING SYSTEM AT THE MODESTO CITY-COUNTY AIRPORT AND INDICATING THAT CITY IS TAKING ALL NECESSARY STEPS REASONABLY POSSIBLE AND WITHIN ITS POWER FOR THE PROTECTION OF THE ILS CLEAR ZONE

WHEREAS, the Federal Aviation Administration on January 21, 1969 advised that Runway 28R at the Modesto City-County Airport was designated an instrument runway, and

WHEREAS, the City of Modesto recognizes the construction of an ILS installation will make the Modesto City-County Airport safer and will permit increased usage of the large capital investment of the City and County in said facility, and

WHEREAS, actual construction of an ILS installation is contingent upon protection of the ILS clear zone.

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto hereby advises the Federal Aviation Administration of its extreme interest in having the Federal Aviation Administration install an Instrument Landing System at the Modesto City-County Airport, and

BE IT FURTHER RESOLVED that the City of Modesto is taking all necessary steps reasonably possible and within its powers to define and program the protection of the ILS clear zone, and

BE IT FURTHER RESOLVED that the City of Modesto respectfully requests the Federal Aviation Administration give all priority to the installation of an ILS system at the Modesto City-County Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1016

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MIDWEST INTERNATIONAL, INC. FOR THE OPERATION OF TWO TELEVISION
CHAIRS IN THE PASSENGER TERMINAL

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Midwest Inter-
national, Inc.

for the operation of two television chairs in the passenger ter-
minal

be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
October 1970 , by Councilman Smith , who moved its
adoption, which motion being duly seconded by Councilman Robinson
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1017

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MRS. TERRY BARKER FOR HOUSE LOCATED AT 604 BRIGHTON AVENUE ON A MONTH TO MONTH LEASE FOR \$75.00 PER MONTH, BEGINNING SEPTEMBER 1, 1970

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mrs. Terry Barker

for house located at 604 Brighton Avenue on a month to month lease for \$75.00 per month, beginning September 1, 1970

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1018

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. FRANK GONSALVES FOR HOUSE LOCATED AT 608 BRIGHTON AVENUE ON A MONTH TO MONTH LEASE FOR \$140.00 PER MONTH, BEGINNING SEPTEMBER 1, 1970

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mr. Frank Gonsalves

for house located at 608 Brighton Avenue on a month to month lease for \$140.00 per month, beginning September 1, 1970 be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1019

REVISED LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
AIR TRAFFIC CONTROL TOWER FOR CONTROL OF RUNWAY LIGHTS AT MODESTO
CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
revised letter
that the/agreement between the City of Modesto and Air Traffic

Control Tower

for control of runway lights at Modesto City-County Airport

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said ^{revised letter}/agreement
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 13th day of
October 1970 , by Councilman Smith , who moved its
adoption, which motion being duly seconded by Councilman Robinson
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES. Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO.70-1020

A RESOLUTION APPROVING THE FINAL MAP OF THE
RIVERSIDE NORTH NO. 3 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, H J K Corporation

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 9.96 acres, known as the
Riverside North No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 5th day of November,
1968, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Riverside North No. 3
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Riverside North No. 3
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of Two Thousand, Three
Hundred Fifty-Nine and 70/100ths (\$2,359.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Sixty-One
Thousand, and no/100ths (\$61,000.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1021

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE MC HENRY-RUMBLE ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on September 25, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as McHenry-Rumble Addition,

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

That the annexation of said uninhabited territory designated as McHenry-Rumble Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Bergood
Public Works Department

RAM
10-8-70

August 12, 1970
Corrected
September 16, 1970

McHENRY - RUMBLE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 8, 9, 16 and 17, 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 Western line of the CROCCO ADDITION (171), as per description filed March 17, 1965, as Instrument 10620, Stanislaus County Records, said point being the Section Corner common to Sections 8, 9, 16 and 17, and said point also being on the center line of a public road known as McHenry Avenue; thence along the existing City Limits on the Section Line common to Sections 16 and 17 and the center line of said McHenry Avenue, South $00^{\circ} 47' 40''$ East, 243.23 feet; thence leaving the City Limits, South $89^{\circ} 12' 20''$ West, 255.00 feet; thence North $00^{\circ} 47' 40''$ West, 199.41 feet, to a point on the Southern line of the proposed 60.00 foot public right of way known as West Rumble Road said point being on a curve concave to the South; thence along a radial line of said curve, North $05^{\circ} 19' 17''$ West, 60.00 feet, to a point on the Northern line of said proposed Rumble Road; thence along said Northern line on a tangent curve, concave to the South, having a Radius of 1360.00 feet, a Central Angle of $6^{\circ} 22' 52''$ and an Arc Length of 151.47 feet; thence along a tangent line, South $88^{\circ} 56' 25''$ East, 37.87 feet; thence along a tangent curve, concave to the Northwest, having a Radius of 15.00 feet, a Central Angle of $91^{\circ} 55' 55''$ and an Arc Length of 24.07 feet, to its point of tangency on a line which is parallel with and 55.00 feet, measured at right angles, Westerly from the center line of said McHenry Avenue; thence along a radial line of said curve, North $89^{\circ} 07' 40''$ East, 55.00 feet, to a point on the Western line of the Crocco Addition (171) on the Section Line common to Sections 8 and 9 and the center line of McHenry Avenue; thence along the existing City Limits and said Section Line and center line, South $00^{\circ} 52' 20''$ East, 33.38 feet, to the point of beginning, containing 1.558 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 1022

A RESOLUTION ESTABLISHING FILING FEES FOR ZONE
BOUNDARY CHANGES AND USE PERMITS.

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,

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

SECTION 1. FEES. Filing fees for each application filed pursuant to Chapter 2 of Title X of the Modesto Municipal Code are hereby established as follows:

(a) Appeal	\$25.00
(b) Conditional use permit	25.00
(c) Highway Frontage Zone use permit	25.00
(d) Home occupation permit	2.50
(e) Home occupation permit renewal	2.50
(f) Unclassified use permit	75.00
(g) Variance	25.00
(h) Zoning boundary change (except for Planned Development Zone application)	75.00
(i) Zoning boundary change (Planned Development Zone applications only) (\$75.00 to be refunded to applicant if the application is denied, or if development proceeds according to an approved development schedule)	150.00

SECTION 2. REPEALS. Resolution No. 66-241 adopted by the Council on April 11, 1966, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

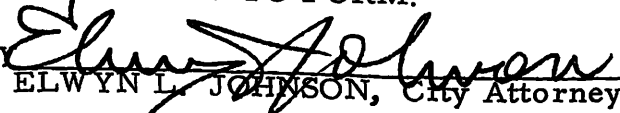
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 1023

A RESOLUTION CONCURRING WITH THE RECOMMENDATION OF THE PLANNING COMMISSION OF THE CITY OF MODESTO APPROVING LOCATION OF CHRISTMAS TREE LOTS AND FIRE WORKS STANDS IN P-D ZONES WHICH ALLOW RETAIL COMMERCIAL SALES WHEN APPROVED BY THE DIRECTOR OF PLANNING.

WHEREAS, the Planning Commission of the City of Modesto, by Resolution No. 70-131 adopted at its meeting of October 6, 1970, found and determined that Christmas tree sales lots and fire works stands are temporary uses permitted in neighborhood commercial zones, and that they likewise should be allowed in retail commercial P-D zones whenever approved by the Director of Planning as uses falling into the category of permitted uses expressly specified in the respective P-D zones, and

WHEREAS, the Planning Commission in said resolution above-referred to recommended that the City Council concur in its findings,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby concurs with the findings in Planning Commission Resolution No. 70-131, adopted on October 6, 1970, that Christmas tree sales lots and fire works stands are temporary uses permitted in neighborhood commercial zones, and that they likewise should be allowed in retail commercial P-D zones whenever approved by the Director of Planning of the City of Modesto as uses falling into the category of permitted uses expressly specified in the respective P-D zones.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1024

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RECOMMENDED CLOSURE
OF MAGNOLIA AVENUE SOUTH OF NEEDHAM STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 19, 1970 , at 4:30 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of recommended closure of Magnolia Avenue south of Needham Street

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1970, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1025

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$838 FOR THE MAINTENANCE AND SERVICE OF NEW MOTOROLA RADIO EQUIPMENT RECEIVED BETWEEN MARCH 1 AND JUNE 30, 1970 WHICH WERE NOT ENCUMBERED

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

GENERAL FUND (101)

FROM: General Reserve (60)	\$838
TO: Maintenance and Repair, Other Equipment (223-22-101)	\$838

(Funds for the maintenance and service of new Motorola radio equipment received between March 1 and June 30, 1970 which were not encumbered. A balance of \$1,564.90 remained in this account as of June 30, 1970.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1026

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$50,000 FOR WATER LINE
EXTENSIONS

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

GENERAL FUND (101)

FROM:	General Reserve (60-101)	\$50,000
TO:	Water Line Extensions (6804-50-101)	\$50,000

(Of the \$150,000 budgeted for water line extensions for 1970-71,
\$112,500 has either been expended or encumbered. Water line
projects before us indicate additional funds are needed.)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 13th day of October
1970 by Councilman Smith , who moved its adoption, which motion
being duly seconded by Councilman Robinson , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

incorporated in, and made a part of said City of Modesto, and whether or not the property in said territory shall, after such annexation, be subjected to taxation equally with the property within the City of Modesto to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election, was regularly called, held, and conducted as required by law; that the proper and complete returns thereof have been made and received; 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 87; that the number of votes cast for annexation was and is 45; that the number of votes cast against annexation was and is 42; that the number of votes cast which were voided was 0; that the total number of votes cast at each special precinct and by absent voters and the total number of votes cast at each special precinct and by absent voters for annexation and the total number of votes cast at each special precinct and by absent voters against annexation and the total number of votes cast at each special precinct and by absent voters which were voided were and are as follows:

<u>Special Precinct No. 1 and Absent Voter Ballots</u>	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>	<u>Voided</u>
0	87	45	42	0

That said City Council further finds that the measure, to wit: "Shall the Standiford Addition be annexed to, incorporated in, and made a part of the City of Modesto, and the property therein be subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of election?" held to determine whether or not said property shall be annexed to the City, received a majority of the votes cast for annexation and that, therefore, said measure carried.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Berglund
Public Works Department

March 18, 1970

STANDIFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968, as Instrument 25254, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Leveland Addition (221), North $89^{\circ} 35'$ West, 501.60 feet, to the Northwestern corner of the Leveland Addition (221); thence along the existing City Limits on the Western line of the Leveland Addition (221), South $1^{\circ} 20'$ East, 5.18 feet, to the Northeastern corner of the WOODROW NO. 2 ADDITION (202), as per description filed July 26, 1967, as Instrument 23305, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow No. 2 Addition (202), North $89^{\circ} 35'$ West, 251.70 feet, to the Northwestern corner of the Woodrow No. 2 Addition, said point being also the Northeastern corner of the WOODROW ADDITION (174), as per description filed March 23, 1965, as Instrument 11330, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow Addition (174), North $89^{\circ} 35'$ West, 250.80 feet, to the Northwestern corner of the Woodrow Addition (174); thence along the existing City Limits on the Western line of the Woodrow Addition (174), South $01^{\circ} 13'$ East, 735.38 feet to the Northeastern corner of property conveyed to the City of Modesto by Deed recorded August 23, 1961, as Instrument 26556, Stanislaus County Records; thence along the existing City Limits on the Northern line of said City property, North $89^{\circ} 30'$ West, 46.92 feet, to the Northwestern corner of the City property; thence along the existing City Limits on the Western line of the City Property, South $00^{\circ} 30'$ West, 112.95 feet, to a point on the Northern line of the NORTHLAND ESTATES ADDITION (147), as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Northland Estates Addition (147), North $89^{\circ} 30'$ West, 510.12 feet, to a point on the Eastern line of the Tidewater Southern Railway Company right of way, said point being 30.00 feet, measured at right angles, Easterly from the North-South quarter section line of said Section 8, and said point being also on an Easterly line of the GREENWOOD ESTATES ADDITION (173) as per description filed March 17, 1965, as Instrument 10621, Stanislaus County Records; thence along the existing City Limits along said Easterly line of Greenwood Estates Addition (173) and the Eastern line of said right of way, North $01^{\circ} 19'$ West, 1301.23 feet, to a point on the East-West quarter section line and the center line of Standiford Avenue, said point being on a Southerly line of the Greenwood Estates Addition (173); thence along the existing City Limits on the East-West quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1115.77 feet, to a Southeasterly corner of the Greenwood Estates Addition (173); thence continuing along said quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1490.42 feet, to the East quarter corner of Section 8, said point being on the section line common to Section 8 and 9; thence along said section line, South $01^{\circ} 20'$ East, 448.44 feet; thence along a line parallel with that East-West quarter section line, North $89^{\circ} 35'$ West, 1040.34 feet, to the point of beginning, containing 37,738 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1028

APPLICATION
A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ OF SLURRY SEAL ON
RUNWAY 29R, 5000', AT MODESTO CITY-COUNTY AIRPORT BY CALIF-
ORNIA-FRESNO ASPHALT COMPANY

WHEREAS, a report has been filed by the Director of
Public Works ^{application} that the ~~construction~~ of slurry seal on
Runway 29R, 5000' at Modesto City-County Airport
has been completed by California-Fresno Asphalt Company

in accordance with the contract agreement dated September 8, 1970.

NOW, THEREFORE, BE IT RESOLVED that the ^{application} ~~construction~~ of
slurry seal on Runway 29R, 5000', at Modesto City-County Airport
be accepted from said contractor, California-Fresno Asphalt
Company

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$11,166.62 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 October, 1970, by Councilman
Robinson, who moved its adoption, which motion being
duly seconded by Councilman Mitchell, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1029

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK IN HERNDON ROAD TO MANCINI PARK

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

SECTION 1. The plans and specifications for CONstruction of subtrunk in Herndon Road to Mancini 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 November 3, 1970 at 10:10 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1030

A RESOLUTION ACCEPTING THE BID OF ELRICH CONSTRUCTION FOR LANDSCAPE CONSTRUCTION AT MANCINI PARK

WHEREAS, Resolution No. 70-943 adopted by the Council of the City of Modesto on September 28, 1970 approved the plans and specifications for the landscape construction at Mancini Park

and authorized the call for bids, and

WHEREAS, the bids received for the landscape construction at Mancini Park

were opened at 10:10 A.M. on October 13, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Elrich Construction in the amount of \$25,675

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Elrich Construction in the amount of \$25,675

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

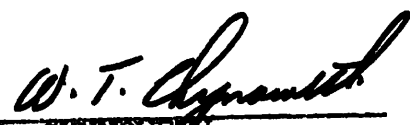
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1031

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000 FOR MANCINI
PARK DEVELOPMENT STAGE 2

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

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60-321) \$10,000
TO: Mancini Park Development Stage 2 (6331-31-321)\$10,000

(This project cost more than we originally estimated)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 19th day of October
1970 by Councilman Smith , who moved its adoption, which motion
being duly seconded by Councilman Robinson , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1032

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE COMPANY FOR CONSTRUCTION OF SEWER REPLACEMENT ON ESGAR AVENUE AND EXTENSION OF STORM DRAINAGE ON MORRIS AVENUE

WHEREAS, Resolution No. 70-938 adopted by the Council of the City of Modesto on September 28, 1970 approved the plans and specifications for the construction of sewer replacement on Esgar Avenue and extension of storm drainage on Morris Avenue and authorized the call for bids, and

WHEREAS, the bids received for the construction of sewer replacement on Esgar Avenue and extension of storm drainage on Morris Avenue were opened at 10:00 A.M. on October 13, 1970, for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Western Pipeline Company be accepted as the lowest responsible bid in the amount of \$23,890.45

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Company in the amount of \$23,890.45 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 19th day of October, 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1033

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE(1) FOUR-WHEEL, TWIN ENGINE STREET SWEEPER

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

SECTION 1. The plans and specifications for furnishing one (1) four-wheel, twin engine street sweeper

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 3, 1970 at 2:30 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1034

A RESOLUTION ACCEPTING THE BID OF DON L. DAVIS PAINTING OF MODESTO,
TO PAINT EXTERIOR OF FIRE STATIONS 1 AND 2

WHEREAS, Resolution No. 70-940 adopted by the Council of the City
of Modesto on September 28, 1970 approved the plans and specifications
for the exterior painting of Fire Stations 1 and 2

and authorized the call for bids, and

WHEREAS, the bids received for the exterior painting of Fire
Stations 1 and 2

were opened at 2:30 P.M. on October 13, 1970 and later tabulated by
the Purchasing Officer for the consideration of the Council,
and

WHEREAS, the Purchasing Officer has recommended that the bid
of Don L. Davis Painting in the amount of \$4,598.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Don L. Davis Painting in the amount of \$4,598.00

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 19th day of October, 1970
by Councilman Robinson who moved its adoption, which motion being
duly seconded by Councilman Mitchell, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1035

A RESOLUTION ACCEPTING THE CONSTRUCTION OF INSTALLATION OF
WATER LINES IN NORTHWOOD MANOR (Valley Construction)

WHEREAS, a report has been filed by the Director of
Public Works that the construction of installation of
water lines in Northwood Manor
has been completed by Valley Construction

in accordance with the contract agreement dated September 21, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of
installation of water lines in Northwood Manor
be accepted from said contractor, Valley Construction

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$1,437.05 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 October, 1970, by Councilman
Robinson, who moved its adoption, which motion being
duly seconded by Councilman Mitchell, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1036

A RESOLUTION ACCEPTING THE CONSTRUCTION OF VALLEY CONSTRUCTION'S CONTRACT FOR INSTALLATION OF WATER LINES IN PLEASANT VIEW ESTATES NO. 1

WHEREAS, a report has been filed by the Director of Public Works that the construction of installation of Water Lines in Pleasant View Estates No. 1 has been completed by Valley Construction

in accordance with the contract agreement dated September 21, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of installation of Water Lines in Pleasant View Estates No.1 be accepted from said contractor, Valley Construction

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$3,515.30 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1037

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO B. J. SAYRE TO PERMIT A 12" HIGH BRICK RETAINING WALL TO REMAIN IN THE PUBLIC RIGHT OF WAY ALONG THE FRONT OF PROPERTY LOCATED AT 1628 COLLEGE AVENUE

WHEREAS, MR. B. J. SAYRE has filed a request with the Council of the City of Modesto for an encroachment permit to allow a 12" high brick retaining wall to remain in the public right of way along the front of property located at 1628 College Avenue, Modesto, California; and

WHEREAS, October 19, 1970 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California was set as the time and place for hearing the request of Mr. Sayre; and

WHEREAS, Mr. Sayre has covered the surface of the sidewalk area with pebble bark, in violation of the Modesto Municipal Code; and

WHEREAS, the Director of Public Works in a memorandum dated October 15, 1970 has submitted three alternatives for Council consideration relative to the retaining wall and pebble bark placed in the public right of way.

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

SECTION 1. An encroachment permit, revocable upon demand of the City of Modesto, is hereby granted to B. J. SAYRE to permit a 12" high brick retaining wall to remain in the public right of way along the frontage of his property located at 1628 College Avenue, Modesto, California, subject to the following conditions, which conditions permittee agrees, by acceptance of this permit, to faithfully perform:

a. That the brick wall and pebble bark in the sidewalk area remain in the public right of way until such time as sidewalk is constructed on the block;

b. That permittee file a copy of policy or certificate of insurance with the City Clerk as required by Section 7-1.109 of the municipal code, to remain in force for the life of the permit.

c. That permittee, his successors and assigns, during the term of this permit, shall indemnify and save the City harmless of and from all damages, costs and charges of any kind or character arising out of or relating thereto or in any way connected with the exercise of the rights granted by this permit.

SECTION 2. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH, City Clerk

Above terms accepted:

A. B. SAYRE

Date: _____

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1038

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (N. Madison Street and Locust Street at 226 Locust St. - Mr. O. O. Caldwell - \$653.30) 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 curb and gutter may be required, and

WHEREAS, the Council did, on , 19 ^{WAIVED BY PROPERTY OWNER} adopt its Resolution No. , directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, October 19, 1970, at 4:10 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$653.30.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$653.30 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 27 and 28 of Block 425 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 425, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1039

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (Madison Street at 205 North Madison St. - Mr. Claude W. Harrington - \$508.30) 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 curb and gutter may be required, and

WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on -----, 19-- adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter ----- as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, October 19, 1970, at 4:10 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$508.30.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$508.30 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 15 and 16 of Block 426 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 426, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1040

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB, GUTTER 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 (7th Street and D Street at 329 - 7th St. - Mr. Nick J. Smith - \$1,634.74)
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 curb, gutter and sidewalk may be required, and

WHEREAS, the Council did, on ^{WAIVED BY PROPERTY OWNER}, 19 adopt its Resolution No. , directing the Superintendent of Streets to give notice requiring the construction of curb, gutter and sidewalk along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb, gutter and sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, October 19, 1970, at 4:10 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$1,634.74.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$1,634.74 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

Lots 1 and 2 of Block 28 of City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 28, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (~~6%~~) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1041

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (721 Magnolia Ave. - Mr. Dennis
Chandler - \$80.00)

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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on April 13, 1970
adopt its Resolution No. 70-330, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, October 19, 1970, at 4:10 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$80.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$80.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The South 55 feet of Lot 36 of Block 709 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 709, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1042

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (621 Magnolia Ave. - Mr. Howard
C. Hutchison - \$240.00)

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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on April 13, 1970
adopt its Resolution No. 70-329, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, October 19, 1970, at 4:10 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$240.00.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$240.00 Dollars, be assessed in 5 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The North 100 feet less the West 5 feet of Lot 67 of Block 705 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 705, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by


(Installment)

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1043

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1101 Del Vale
Avenue, Lot 3, Block 924 - Mr. Hans Beckstein)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk
have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Del Vale Avenue, Block 924
, and

WHEREAS, the Council, did, on October 5, 1970,
adopt its Resolution No. 70-980, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th
day of October 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-980, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-980 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-981 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1045

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1301 Del Vale Avenue,
Lot 7, Block 6021 - Miss Rosetta Harrington)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Del Vale Avenue, Block 6021

, and
WHEREAS, the Council, did, on October 5, 1970, adopt its Resolution No. 70-982, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of October 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-982, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-982 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1046

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1009 Del Vale Ave.,
Lot 1, Block 924 - Mrs. Carolyn-Gae Klapproth)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Del Vale Avenue, Block 924

WHEREAS, the Council, did, on October 5, 1970, adopt its Resolution No. 70-983, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of October 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-983, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-983 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1047

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1105 Del Vale Ave.,
Lot 4, Block 924 - Mr. B. W. Ladd)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Del Vale Avenue, Block 924

_____, and
WHEREAS, the Council, did, on October 5, 1970, adopt its Resolution No. 70-984, directing the Superintendent of Streets to give notice requiring the construction of sidewalk _____ along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of October 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-984, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-984 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, 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1048

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Ashwood Drive at
1302 Del Rey Avenue, Lot 7, Block 6027 - Mr. Ronald R.
Orona)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk
have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Ashwood Drive, Block 6027
, and

WHEREAS, the Council, did, on October 5, 1970,
adopt its Resolution No. 70-985, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th
day of October 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-985, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-985 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1049

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1001 Stanford Ave.,
Lot 1 and south 25' of Lot 2, Block 822 - Dr. William D.
Battle)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Stanford Avenue, Block 822

_____, and
WHEREAS, the Council, did, on October 5, 1970,
adopt its Resolution No. 70-987, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th
day of October 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-987, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-987 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-988 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1051

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Wright Street at
231 Poplar Avenue, Lots 31 and 32 of Block 526 -
Mr. Donald W. Hopper)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk
have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Wright Street, Block 526
, and

WHEREAS, the Council, did, on October 5, 1970,
adopt its Resolution No. 70-989, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th
day of October 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-989, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-989 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1052

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (Garvey Avenue and
Budd Street at 2605 Budd, Lot 42 of Block 7252 -
Mr. Hayes Reed)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Garvey Avenue and Budd Street, Block 7252
, and

WHEREAS, the Council, did, on October 5, 1970,
adopt its Resolution No. 70-990, directing the Superintendent of
Streets to give notice requiring the construction of curb and gutter
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th
day of October 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-990, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-990 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1053

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (2609 Garvey Avenue,
Lot 33 of Block 7252 - Mr. Fred Taylor)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Garvey Avenue, Block 7252,

and
WHEREAS, the Council, did, on October 5, 1970, adopt its Resolution No. 70-991, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 19th day of October 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-991, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-991 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 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1054

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(77).
(WESTLAND INVESTMENT COMPANY)

WHEREAS, a verified application for an amendment to Section 26-3-9 of the Zoning Map was filed by Westland Investment Company on July 14, 1970, and an amended application was submitted on August 31, 1970, to prezone to Planned Development Zone, P-PD, the following described property:

Prezone to P-D(77)

Parcel 1

A portion of the Southwest Quarter of Section 26, Township 3 South, Range 9 East M.D. B. & M. in Stanislaus County, California, described as follows:

Beginning at a point on the North line of Yosemite Avenue on the Northerly prolongation of the centerline of Beard Avenue, which said point of beginning is located North 0° 33' 30" West 33.00 feet and South 89° 53' 24" East 1321.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning along the said Northerly line of Yosemite Avenue North 89° 53' 24" West 491.00 feet; thence North 0° 33' 30" West 667.00 feet; thence South 89° 53' 24" East 552.57 feet; thence South 27° 27' West 31.16 feet; thence 195.46 feet along the arc of a 400-foot radius curve concave to the East, subtended by a central angle of 27° 59' 50" and having a chord bearing of South 13° 27' 05" West with a chord length of 182.21 feet; thence South 0° 32' 50" East 451.01 feet, more or less to the point of beginning, containing 7.62 acres.

Parcel 2

Beginning at a point on the North line of Yosemite Avenue on the Northerly prolongation of the centerline of Beard Avenue which said point of beginning is located North 0° 33' 30" West 33.00 feet and South 89° 53' 24" East 1321.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning North 0° 32' 50" West 451.01 feet; thence 195.46 along the arc of a 400-foot radius curve, concave to the East and subtended by a central angle of 27° 59' 50" and having a chord bearing of North 13° 27' 05" East with a chord length of 182.21 feet; thence North 27° 27' East 103.42 feet; thence South 62° 33' East 42.53 feet; thence 195.46 feet along the arc of a 400-foot radius curve, concave to the North and having a central angle of 27° 59' 50" and having a chord bearing of South 76° 42' 55" East with a chord length of 182.21 feet; thence South 0° 32' 50" East 667.00 feet more or less to a point on the Northerly line of Yosemite Avenue; thence along said Northerly line North 89° 53' 24" West 320.71 feet to the point of beginning, containing 4.94 acres.

Parcel 3

Beginning at a point located South 89° 53' 24" East 1641.71 feet and North 0° 32' 50" West 1290.33 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning South 0° 32' 50" East 590.33 feet; thence 195.46 feet along the arc of a 400-foot radius curve, concave to the North with a central angle of 27° 59' 50" and having a chord bearing of North 76° 42' 55" West with a chord length of 182.21 feet; thence North 62° 33' West 42.53 ft. thence North 27° 27' East 380.28 ft; thence 195.46 ft. along the arc of a 400-foot radius curve, concave to the West with a central angle of 27° 59' 50" and having a chord bearing of North 13° 27' 05" East with a chord length of 182.21 feet to the point of beginning, containing 1.33 acre.

WHEREAS, after public hearing held on August 18, 1970, and continued to September 1, 1970, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

- (a) P-D zoning on a portion of the subject property is necessary as the only practical means of securing a specific alignment of Capistrano Drive as it intersects with Yosemite Boulevard directly opposite Beard Avenue.
- (b) The portion of the subject property proposed for R-3 uses under P-D zoning has frontage on Yosemite Boulevard, a major street.

WHEREAS, after a public hearing held on October 5, 1970, which was continued to October 19, 1970, the Council found and determined that the application of Westland Investment Company 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. _____-C.S. on the 19th day of October, 1970, rezoning the above-described property to Planned Development Zone, P-PD(77).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that P-D(77) be approved subject to the following:

1. That prior to the issuance of a building permit for any development on any or all of the P-D(77) portion of the subject property, Capistrano Drive shall be dedicated and fully improved to collector street standards. Said street shall follow an alignment conforming to the zone boundaries separating the P-D Zone from the R-2 Zone and shall intersect at right angles with Yosemite Boulevard directly in alignment with Beard Avenue.

2. A 60-foot collector street stub extending easterly from Capistrano Drive shall be dedicated and fully improved at the same time Capistrano Drive is constructed. Said stub street shall intersect Capistrano Drive at right angles and shall curve southerly to align its centerline with an easterly extension of the north line of the H-1 zone portion of the subject property.

3. The requirements of paragraphs 1 and 2 above shall not be construed to obviate the need for any parcel maps or subdivision maps to be recorded where required by the Municipal Code nor to prevent the City from requiring the full street dedications and improvements described above as a condition of subdivision or parcel map recordation prior to development of the P-D Zone.

4. The entire development be served with positive storm drainage, as approved by the Director of Public Works.

5. That because the Planned Development Zone is applied to the subject rezoning application for the purposes of requiring positive storm drainage, establishing a specific alignment for Capistrano Drive and a 60 foot wide stub collector street, the following shall fulfill the requirements for submission of plans and specifications for development for the P-D rezoning application.

- a. Full \$150.00 P-D filing fee
- b. Correct legal description for various portions of the P-D Zone.
- c. A plot plan conforming to the legal descriptions which shows the zone boundaries and shows also the alignment of the above mentioned 60 foot collector streets.

6. The following uses shall be authorized in said Planned Development Zone, P-D(77) as shown on the approved plot plan and subject to compliance with Section 10-2.2704 of the Municipal Code prior to the issuance of a building permit for any development on P-D(77):

Parcels 1 and 2 - any development conforming to all R-3 zone requirements of the Municipal Code.

Parcel 3 - any development conforming to all R-2 zone requirements of the Municipal Code.

SECTION 1. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Rezoned Planned Development Zone, P-PD (77):

That the entire P-D(77) property be developed in one phase, development to begin not later than September 1, 1975, and completion to be not later than September 1, 1977.

SECTION 2. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 3. 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 27 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 the ordinance rezoning the above-described property to Planned Development Zone, P-PD(77) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon, Newton

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY William S. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1055

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (MABLE ADDITION)

WHEREAS, there has been annexed to the City of Modesto on September 8, 1970, certain territory known as _____
MABLE Addition, and

WHEREAS, the inclusion of the area contained in _____
MABLE Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

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

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as _____
MABLE Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 64.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, December 7, 1970, at the hour of 4:05 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 64.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the South line of Mable Avenue at the West boundary of annexation.
- (2) On the South line of Mable Avenue at the center of annexation.
- (3) On the South line of Mable Avenue at the East boundary of annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 64, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, ~~NEWTON~~, Robinson, ~~SIMON~~, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: ~~NONE~~ Newton, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Basegood
Public Works Department

R.M.
10-14-70

July 10, 1970
Corrected
September 14, 1970

MABLE ADDITION

All that real property in the State of California, County of Stanislaus, being the West half of the Northeast quarter of the Northeast quarter and the East half of the Northwest quarter of the Northeast quarter 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 Northeast corner of the SYLVAN-COFFEE NO. 2 ADDITION (243), as per description filed October 22, 1969 as Instrument 35372, Stanislaus County Records, said point being the Northwest corner of the East half of the Northwest quarter of the Northeast quarter of Section 10 on the center line of 40 foot Mable Avenue; thence along the existing City Limits on the Eastern line of said Addition (243), South $00^{\circ} 53' 35''$ East, 1320.02 feet, to the East-West quarter quarter line of the North half of Section 10; thence along said quarter quarter line, North $89^{\circ} 23' 40''$ East, 1307.80 feet, to the East line of the West half of the Northeast quarter of the Northeast quarter of Section 10; thence along said East line, North $00^{\circ} 53' 15''$ West, 1320.90 feet, to the North line of Section 10 on the center line of Mable Avenue; thence along said North line and center line, South $89^{\circ} 21' 20''$ West, 1307.90 feet, to the point of beginning, containing 39.646 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on October 19, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting:

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Mitchell, and adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith,
Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Newton, Simon

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: October 20, 1970



City Clerk of the City of Modesto,
California

W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1056


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER AT 220 SAN JUAN DRIVE, PORTION OF BLOCK 2212 - Walter D. Murray - \$242.85)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 2, 1970 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of installation of curb and gutter at 220 San Juan Drive, portion of block 2212 - \$242.85

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1057

A RESOLUTION APPROVING RENEWAL OF CONTRACT BETWEEN THE CITY OF
MODESTO AND NORTHAMERICAN LIFE & CASUALTY COMPANY FOR GROUP
LIFE INSURANCE BASE PLAN AND SUPPLEMENTAL PLAN

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that renewal of the contract between the City of
Modesto and North American Life & Casualty Company for group
life insurance base plan and supplemental plan is hereby ap-
proved at the following rates:

50¢ per thousand for the base coverage;

60¢ per thousand for the supplemental coverage.

BE IT FURTHER RESOLVED that the rates are approved
effective November 3, 1970.

BE IT FURTHER RESOLVED that execution of the contract
renewal by the designated city officials 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 October, 1970 by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Mitchell,
was upon roll call carried and the resolution adopted by the fol-
lowing vote:

AYES: Dixon, Mitchell, Robinson, Smith, Mayor Davies

NOES: None

ABSENT: Newton, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1058

A RESOLUTION APPROVING A CHANGE IN THE RATE SCHEDULE FOR CABLE TV SERVICE AS SET FORTH IN ORDINANCE NO. 934-C.S. BY ADDING A RATE FOR SINGLE SERVICE TO MOBILE HOME PARKS.

WHEREAS, by Ordinance No. 934-C. S. entitled "An Ordinance Granting to Cablecom General of Modesto, A California Corporation, A Nonexclusive Franchise to Construct, Operate and Maintain a Community Antenna Television System Within the City of Modesto", the City Council granted a nonexclusive franchise to Cablecom General of Modesto, hereinafter referred to as "Grantee" to construct, operate and maintain a CATV system within the City, and

WHEREAS, Section 4 of said Ordinance No. 934-C. S. sets forth a schedule of rates and charges to be charged by Grantee to its subscribers and also provides that said schedule of rates and charges may be changed only with the prior approval of the City Council expressed by resolution, and

WHEREAS, Grantee has requested the City Council to approve a change in the schedule of rates and charges which will apply to cable TV service to mobile home parks which are not now covered by Ordinance No. 934-C.S.,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with the request made by Grantee for a change in the schedule of rates and charges set forth in Section 4 of Ordinance No. 934-C. S., the Council has found and determined that cable TV service to mobile home parks is not now covered by the above referred to schedule of rates and charges, and that an addition to said schedule of rates is required.

BE IT FURTHER RESOLVED that the following schedule of rates and charges for cable TV service to mobile home parks is hereby approved as an addition to the schedule of rates and charges set forth in Section 4 of Ordinance No. 934-C. S.

Monthly Service Charges for Mobile Home Parks

Individual service supplied by Grantee to each mobile home space - with monthly service charges paid by each mobile home space tenant	\$3.95
Single service to a mobile home park, with distribution system of approved co-axial cable provided by the mobile home park operator - with monthly service charges paid by said operator	\$1.50 each mobile home space
Single service to a mobile home park, with distribution system installed by Grantee with service charges paid by the mobile home park operator	\$2.50 each mobile home space

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1059

A RESOLUTION ESTABLISHING SCHEDULE OF WATER METER COSTS IN ACCORDANCE WITH SECTION 11-1.06(e) OF THE MODESTO MUNICIPAL CODE

WHEREAS, Section 11-1.06(e) of the Modesto Municipal Code provides that consumers will pay the cost of water meters; and

WHEREAS, Section 11-1.06(e) further provides that the cost of the meters shall be in accordance with a schedule approved by the Council from time to time by Resolution, and on file in the offices of the City Clerk, Director of Public Works, and Director of Finance;

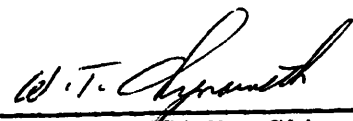
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following cost schedule for water meters is hereby approved:

<u>Meter Size</u>	<u>Meter Cost</u>
1 Inch	\$ 90.00
1½ Inch	170.00
2 Inch	250.00
Over 2 Inches	Cost plus 10%

BE IT FURTHER RESOLVED that said cost schedule shall become effective October 28, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of October, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton, Simon

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1060

A RESOLUTION ACCEPTING THE CONSTRUCTION OF GEORGE F. SCHULER, INC. CONTRACT FOR INSTALLATION OF WATER LINES IN COFFEE TERRACE NO. 2

WHEREAS, a report has been filed by the Director of Public Works that the construction of installation of water lines in Coffee Terrace No. 2 has been completed by George F. Schuler, Inc.

in accordance with the contract agreement dated July 27, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of installation of water lines in Coffee Terrace No. 2 be accepted from said contractor, George F. Schuler, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$4,306.94 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 29th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1061

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE COURTHOUSE STREET LIGHT CIRCUIT REVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 70-964 , on October 5, 1970 , approving the plans and specifications for the Courthouse Street Light Circuit Revision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on or before the 20th day of October, 1970/ , and
at 10:00 A.M.

WHEREAS, the City Clerk, in accordance with said Resolution, thereafter duly and regularly caused a notice to be published in the manner and for the time prescribed by law, and

WHEREAS, all bids received pursuant to said notice were opened, examined and publicly declared at the time specified in said advertisement for bids, and

WHEREAS, the lowest responsible bid was submitted by Industrial Electric , in the sum of \$6,941.00 , and

WHEREAS, the Director of Public Works estimates that the cost of such work may be performed by city forces for the sum of \$6,000.00 , thus effecting a savings to the taxpayers of approximately \$941.00 , which cost estimate has been approved by the City Manager, and

WHEREAS, the Council declares and determines that, in its opinion, based upon the estimate approved by the City Manager, the work in question may be performed better and more economically by the City with its own employees;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, in accordance with the provisions of Section 1307 of the Charter of the City of Modesto, all bids received pursuant to the aforesaid notice be, and they are hereby rejected and the City Manager is

hereby authorized to proceed to have the work in question performed by the City by its own employees.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October , 1970 ~~1971~~, by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: _____

D. T. Reynolds
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1062

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000.00 FOR OPERATION OF CITY-COUNTY SANITARY LANDFILL OPERATION

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

GENERAL FUND (101)

FROM: General Reserve (60) \$10,000.00
TO: City-County Landfill Operation (455-165-101) \$10,000.00

(Funds for operation of County-operated sanitary landfill, in accordance with terms of City-County agreement dated 8-17-70 per Resolution 70-801)

adjourned

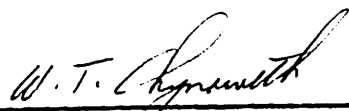
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970 19__ by Councilman Dixon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1063

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD (82).
(WESTLAND INVESTMENT COMPANY)

WHEREAS, a verified application for an amendment to Section 26-3-9 of the Zoning Map was filed by Westland Investment Company on July 14, 1970, to prezone property described therein to Highway Frontage Zone, H-1, Multiple-Family Residential Zone, R-3, and Two-Family Residential Zone, R-2, and

WHEREAS, at the public hearing held on August 18, 1970, the Planning Commission expressed its willingness to approve an amended proposal including substitution of a P-D Zone for portions of the R-2 and R-3 zoning requested, and substitution of R-2 zoning for a large northerly portion of R-3 as requested, and

WHEREAS, which hearing was then continued until September 1, 1970, to allow the applicant time to file amendments to its application, and

WHEREAS, at said continued hearing on September 1, 1970, the Planning Commission considered the amended application consisting of a request for H-1, R-2, and P-D prezoning, and by Resolution No. 70-118 adopted on September 1, 1970, the Planning Commission recommended to the Council that the application of Westland Investment Company to amend Section 26-3-9 of the Zoning Map to prezone the property described in said Resolution No. 70-118 to Highway Frontage Zone, H-1, Two Family Residential Zone, R-2, and Planned Development Zone, P-D(77) for R-2 and R-3 uses, and various portions of the subject property be approved, and

WHEREAS, after a public hearing on the proposed amended application the City Council found and determined that the requested prezoning to H-1 and P-D was in accordance with the general plan and would serve the public health, safety, and general welfare to provide the economic and social advantages resulting from orderly planned use of land resources, but further found and determined that the requested prezoning to R-2 was not in accordance with the general plan and did not serve the public health, safety, and general welfare, and at its meeting of October 19, 1970, it referred this matter back to the Planning Commission for further study with

the recommendation that the application be amended to request rezoning to P-D, and

WHEREAS, the applicant amended its application on file to request rezoning of the property described below to P-D(82) for R-2 uses, as suggested by the Council at its meeting of October 19, 1970, and

WHEREAS, the Planning Commission further considered the rezoning referred back to it by the City Council, as amended, at the Commission meeting on October 20, 1970, at which time the Planning Commission found and determined that rezoning of the property described below to P-D(82) for R-2 uses is required for public necessity, convenience and general welfare for the following reasons:

1. The portion of the subject property requested for R-2 rezoning has frontage upon three existing or proposed collector streets.
2. The portion of the subject property requested for R-2 rezoning lies between proposed higher density single-family development and major street oriented commercial uses.
3. A P-D Zone enables the City to require a positive storm drainage system which is far superior to ordinary dry wells.

A portion of the Southwest Quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian in Stanislaus County, California, described as follows:

Beginning at a point located North $0^{\circ} 33' 30''$ West 700.00 feet and South $89^{\circ} 53' 24''$ East 40.00 feet from the South Quarter corner of said Section 26, and proceeding thence from said point of beginning, North $0^{\circ} 33' 30''$ West 590.33 feet; thence South $89^{\circ} 53' 24''$ East 1601.95 feet; thence 195.46 feet along the arc of a 400-foot radius curve concave to the West, and subtended by a central angle of $27^{\circ} 59' 50''$ and having a chord bearing of South $13^{\circ} 27' 05''$ West, with a chord length of 182.21 feet; thence South $27^{\circ} 27'$ West 452.54 feet; thence North $89^{\circ} 53' 24''$ West 1342.57 feet more or less, to the point of beginning, containing 20.23 acres, and

WHEREAS, in Resolution No. 70-136 adopted by the Planning Commission on October 20, 1970, the Planning Commission recommended that Section 26-3-9 of the Zoning Map be amended to rezone to

Planned Development Zone, P-D(82) the above described property, and
WHEREAS, on October 29, 1970, the Council found and determined that the recommendation contained in Planning Commission Resolution No. 70-136 referred to above to prezone to Planned Development Zone, P-D(82) the above described property, should be granted for the reasons set forth above, and

WHEREAS, the Council has introduced Ordinance No. 1057 -C. S. on the 29th day of October, 1970, rezoning the above described property to Planned Development Zone, P-PD(82).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that P-PD(82) be approved subject to the following:

1. Any development shall conform to all R-2 Zone Requirements of the Municipal Code.
2. All lands described herein shall be served with a positive storm drainage system as approved by the Director of Public Works.

SECTION 1. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(82):

That the entire P-PD(82) property be developed in one phase, development to begin not later than September 1, 1975, and completion to be not later than September 1, 1977.

SECTION 2. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 of the Modesto Municipal Code.

SECTION 3. 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 27 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 the ordinance rezoning the above-described property to Planned Development Zone, P-PD(82) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilman: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY William J. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1064

A RESOLUTION APPROVING PAYMENT OF CLAIM FOR DAMAGES IN AMOUNT OF \$520 (PODESTO AND ARATA FAMILIES)

WHEREAS, a claim of \$520 has been received from the Podesto and Arata families for damage to their irrigation line resulting from the construction of a trunk sewer as part of the sewerage works expansion program.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that payment of \$520 to the Podesto and Arata families for damages incurred to their irrigation line resulting from the construction of a trunk sewer as part of the sewerage works expansion program, is hereby approved.


The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1065

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MICHAEL MASELLIS FOR WATER SERVICE TO PROPERTY OUTSIDE THE CITY AT
2417 COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Michael
Masellis
for water service to property outside the city at 2417 Coffee Rd.

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 29th day of
October 1970, by Councilman Smith, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1066

A RESOLUTION ACCEPTING RENT REDUCTION FOR PORTION OF PARKING LOT LOCATED ON THE WEST SIDE OF 10TH STREET BETWEEN K & L STREETS, LEASED BY THE CITY OF MODESTO FROM LOSHER'S, A CORPORATION

WHEREAS, Mr. Sidney E. Losher, Sr., President of Losher's, a corporation, has agreed to reduce the rent for a portion of the parking lot located on the west side of 10th Street between K and L Streets to an annual rent of \$2,975 plus 1956-57 taxes - \$854.40, plus the increase in taxes over the 1956-57 tax year.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said rent reduction as outlined above for the following described property is hereby approved:

All of Lots 9, 10, 11 and 12 of Block 58

BE IT FURTHER RESOLVED that said rent reduction shall be effective November 1, 1970.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1067

A RESOLUTION ACCEPTING RENT REDUCTION FOR A PORTION OF PARKING LOT LOCATED ON THE WEST SIDE OF 10TH STREET BETWEEN K & L STS. (Mrs. Jessie V. Trueblood)

WHEREAS, Mrs. Jessie V. Trueblood has agreed to reduce the rent for a portion of the parking lot located on the west side of 10th Street between K and L Streets to \$400 monthly, or \$4,800 annual rent, plus the increase in real estate taxes over the base year 1956/1957.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said rent reduction to \$400.00 monthly, or \$4,800 annual rent, plus the increase in real estate taxes over the base year of 1956/1957 for the following described property is hereby approved:


All of Lots 3, 4, 5, 6, 7 and 8 of Block
58, except the northerly approximate twenty
(20') feet of the easterly seventy (70') feet
of Lot 3.

BE IT FURTHER RESOLVED that said rent reduction shall be effective November 1, 1970.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1068

A RESOLUTION APPROVING THE FINAL MAP OF THE
GRANADA PARK NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, James E. Price and Melba L. Price, husband and wife, and Edward Johnson and Velma Johnson, husband and wife, individuals,

are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.8 acres, known as the Granada Park No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of July, 1970, and

WHEREAS, the final map of said tract has been approved by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has certified that the final map of said Granada Park 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 of the Granada Park No. 1 Subdivision be approved; that the streets, alleys and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Two Thousand, Eight Hundred Seventy-Nine and 10/100ths (\$2,879.10) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps and recording have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu, thereof, have posted a cash deposit with the City Clerk in the sum of One Hundred Twenty-Nine Thousand, Three Hundred and no/100ths (\$129,300.00) Dollars.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1069

A RESOLUTION APPROVING CITY OF MODESTO PARTICIPATION IN SHARE OF COST OF 12-INCH SEWER LINE ON HADDON AVENUE IN CONJUNCTION WITH IMPROVEMENTS IN GRANADA PARK NO. 1 SUBDIVISION

WHEREAS, a request has been submitted by Mid-Valley Engineering requesting the City of Modesto to share in the cost of installation of a 12-inch sewer line on Haddon Avenue in conjunction with improvements in Granada Park No. 1 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated October 22, 1970 has recommended that the request be approved on the basis that it is more economical for the City to participate with the subdivision developers than to call for bids and handle the relatively small contract on its own; and

WHEREAS, the City's share of the cost in the proposed project is \$1,973.50.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Mid-Valley Engineering for City participation in the cost of installation of a 12-inch sewer line in Haddon Avenue in conjunction with improvements in Granada Park No. 1 Subdivision in the amount of \$1,973.50, is hereby approved.

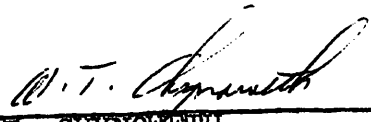
The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1070

A RESOLUTION ACCEPTING GARBAGE RATE STUDY

WHEREAS, a progress report on the status of a study of rates charged for residential garbage collection has been made, and

WHEREAS, it is recommended that any revision in rates be made effective November 1, 1970,


NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the progress report on the status of a study of rates charged for residential garbage collection be, and it is hereby accepted.

BE IT FURTHER RESOLVED that the Council of the City of Modesto hereby declares its intention to make a revision in residential garbage collection rates in the event it appears warranted when all facts have been studied, said rate revision to be effective as of November 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970 by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1071

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP (James C. Champion)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 19-3-9 of the zoning map to rezone from One-family Residential Zone, R-1, to Two-family Residential Zone, R-2 the following described property:

"SEE EXHIBIT A" (attached)

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-134 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 19-3-9 of the Zoning Map be set for November 16, 1970 at 4:05 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

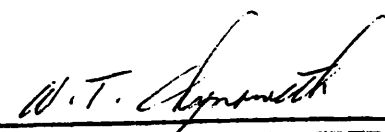
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Parcel A

Portion of Northeast quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northeast corner of said Section 19; thence South $1^{\circ} 00''$ East along the East line thereof 986 feet to the Southeast corner of the property described in Deed to James Chester Champion, etux recorded August 4, 1952, as Instrument No. 18270, and being the true point of beginning of this description; thence North $89^{\circ} 00'$ West along the South line of said Champion property, 231.57 feet, more or less, to a point that is 60 feet east of the east line of the Wilen Tract No. 2, according to the Map thereof, filed in the office of the County Recorder of Stanislaus County, California, on February 27, 1943, in Volume 14 of Maps, Page 43; thence South and parallel with the East line of said Wilen Tract No. 2, a distance of 128.29 feet to a point in the South line of the property conveyed to Oly B. Brown, etux, by deed recorded February 25, 1932, as Instrument No. 1910; thence South $89^{\circ} 00'$ East along the South line of said Brown property 231.57 feet; more or less, to the East line of said Section; thence North $1^{\circ} 00'$ West along the Section line 128.29 feet, more or less to the point of beginning.

Parcel B

All that portion of the Northeast quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Northeast corner of said Section 19, thence South $1^{\circ} 00'$ East, 916 feet along the Section line to the Northeast corner of the property conveyed to Oly B. Brown and wife by Deed recorded July 23, 1929 as Instrument No. 9297, and being the true point of beginning of this description; thence West and along the North line of said Brown property; a distance of 231.57 feet, more or less to a point that is 60 feet East of the East line of the Wilen Tract No. 2, as per map thereof on file in the office of the County Recorder of Stanislaus County, California, on February 27, 1943 in Volume 14 at page 43; thence South and parallel to the East line of the said Wilen Tract No. 2, a distance of 70 feet; thence East and parallel to the North line of said Brown property a distance of 231.57 feet, more or less, to a point on the East line of said Section 19; thence North and along the East line of said Section 19, a distance of 70 feet to the true point of beginning.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1072

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 15-3-9 OF THE ZONING MAP (Bomberger)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to pre-zone to Multiple-family Residential Zone, R-3 the following described property:

"SEE EXHIBIT A" (attached)

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-135 recommending to the Council that pre-zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for November 16, 1970 at 4:10 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre-zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that certain real property situate in the Southeast Quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

The Easterly 122 feet of Parcel D as shown in Book 7 of Parcel Maps at Page 68, Stanislaus County Records, and the Westerly 50 feet of Oakdale Road adjacent more particularly described as follows:

Beginning at the East Quarter corner of said Section 15; thence South $0^{\circ} 01' 26''$ West along the East line of said Section 15 a distance of 645.67 feet; thence North $89^{\circ} 41' 49''$ West 172 feet more or less; thence Northerly 645 feet more or less; thence South $89^{\circ} 22' 05''$ East 172 feet more or less to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1073

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP (Louis A. Witt)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 20, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 19-3-9 of the zoning map to rezone from Neighborhood Commercial Zone, C-1, to Planned Development Zone, P-D the following described property:

Lot 16 of Evergreen Acre Tract, according to the Map thereof filed in the office of the County Recorder of Stanislaus County, California, on September 21, 1912, in Volume 7 of Maps, at Page 9.

Including also the westerly 20 feet of Tully Road immediately adjacent to the above described property.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-133 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 19-3-9 of the Zoning Map be set for November 23, 1970 at 7:35 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

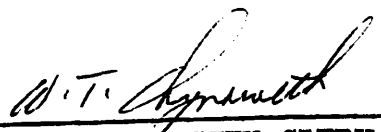
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 29th day of October, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1074

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF WATER LINES IN GRANADA PARK NO. 1

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

SECTION 1. The plans and specifications for ^{the installation of} Water Lines in Granada Park No. 1

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


SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 17, 1970 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1075

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 3

WHEREAS, Resolution No. 70-999 adopted by the Council of the City of Modesto on October 13, 1970 approved the plans and specifications for the installation of Water Lines in Riverside North No. 3 Subdivision

and authorized the call for bids, and

WHEREAS, the bids received for the installation of Water Lines in Riverside North No. 3 Subdivision

were opened at 10:00 A.M. on October 27, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction in the amount of \$1,710.54

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction in the amount of \$1,710.54

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 November, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1076

A RESOLUTION ACCEPTING THE BID OF PACIFIC STATES CAST IRON PIPE CO.
FOR APPROXIMATELY 2000 FEET OF CAST IRON PIPE

WHEREAS, Resolution No. 70-1000 adopted by the Council of the City
of Modesto on October 13, 1970 approved the plans and specifications
for ~~the~~ approximately 2000 feet of cast iron pipe

and authorized the call for bids, and

WHEREAS, the bids received for ~~the~~ approximately 2000 feet of
cast iron pipe
were opened at 2:30 P.M. October 27, 1970 and later tabulated by
the Purchasing Agent for the consideration of the Council,
and

WHEREAS, the Purchasing Agent has recommended that the bid
of Pacific States Cast Iron Pipe Co. at an estimated cost of \$3,300.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Pacific States Cast Iron Pipe Co. at an estimated
cost of \$3,300.00

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 2nd day of November, /¹⁹⁷⁰
by Councilman Robinson who moved its adoption, which motion being
duly seconded by Councilman Mitchell, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1077

A RESOLUTION ACCEPTING THE BID OF VOSS INTERNATIONAL CORPORATION FOR APPROXIMATELY 42,000 FEET OF ASBESTOS CEMENT PIPE

WHEREAS, Resolution No. 70-1000 adopted by the Council of the City of Modesto on October 13, 1970 approved the plans and specifications for ~~the~~ approximately 42,000 feet of asbestos cement pipe and authorized the call for bids, and

WHEREAS, the bids received for ~~the~~ approximately 42,000 feet of asbestos cement pipe were opened at 2:30 P.M. October 27, 1970 and later tabulated by the Purchasing Agent for the consideration of the Council, and

WHEREAS, the Purchasing Agent has recommended that the bid of Voss International Corporation at an estimated cost of \$74,000.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Voss International Corporation at an estimated cost of \$74,000.00

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 2nd day of November, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1078

A RESOLUTION ACCEPTING THE BID OF GAMON/CALMET INDUSTRIES TO FURNISH WATER METERS FOR ONE YEAR ENDING NOVEMBER 9, 1971

WHEREAS, Resolution No. 70-998 adopted by the Council of the City of Modesto on October 13, 1970 approved the plans and specifications ~~for the~~ to furnish water meters for one year ending November 9, 1971

and authorized the call for bids, and

WHEREAS, the bids received ~~for the~~ to furnish water meters for one year ending November 9, 1971 were opened at 2:00 P.M. October 27, 1970 and later tabulated by the Purchasing Agent for the consideration of the Council, and

WHEREAS, the Purchasing Agent has recommended that the bid of Gamon/Calmet Industries at an estimated cost of \$23,915.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Gamon/Calmet Industries at an estimated cost of \$23,915.00

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 2nd day of November, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1079

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF CURB AND GUTTER 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 (220 San Juan Drive, portion of Block 2212 - Walter D. Murray - \$242.85)

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 curb and gutter may be required, and WAIVED BY PROPERTY OWNER WHEREAS, the Council did, on -----, 19-- adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of curb and gutter as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, November 2, 1970, at 4:05 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$242.85.

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

SECTION 1. That the cost of the aforesaid work, being the amount of \$242.85 Dollars, be assessed in 5 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

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

The South 77.51 feet of the North 153.51 feet of the following described property:

That portion of the West half of the East half of the West half of the Southeast quarter of Section 27, Township 3 South, Range 9 East, M.D.B. & M., described as:

Beginning at the point on the East side of said land that is North 0° 35' West, a distance of 60 feet from the Northeast corner of Lot 8 in Block 2196 of the Potts Subdivision, as per map filed August 16, 1939, in Volume 11 of Maps, Page 63; thence North 89° 50' West along the North line of Miller Avenue, as delineated on said Map a distance of 141.88 feet; thence North 0° 35' West a distance of 307.02 feet; thence South 89° 50' East a distance of 141.88 feet; thence South 0° 35' East a distance of 307.02 feet to the point of beginning.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1080

A RESOLUTION URGING THE REPATRIATION OF ALL AMERICANS DETAINED BY THE GOVERNMENT OF NORTH VIETNAM, AND REQUESTING CITIZENS TO SIGN PETITIONS RELATING TO PRISONERS OF WAR.

WHEREAS, "THE GENEVA CONVENTION RELATIVE TO THE TREATMENT OF PRISONERS OF WAR," was acceded to by the government of the Democratic Republic of Vietnam on June 28, 1957, and

WHEREAS, in acceding to the Geneva Convention, the Democratic Republic of Vietnam evidenced its intention to comply with the Articles of the Geneva Convention to which it is honor bound as a signator and as a civilized nation, and

WHEREAS, the Democratic Republic of Vietnam, to date, has evidenced no intention of compliance with said Articles, and repeated appeals on the part of wives, parents, children and other dependents of the Americans who are prisoners of war, or are missing in action, have proven ineffective, and

WHEREAS, the Democratic Republic of Vietnam in acceding to "The Geneva Convention Relative to the Treatment of Prisoners of War," should feel obligated to honor the trust placed in it by the other signators thereto, and should adhere to and carry out the protective measures agreed to for prisoners of war,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby urges the President of the United States to condemn the repressive and cruel treatment of American and allied prisoners of war; to press the Democratic Republic of Vietnam and other signators to the Geneva Convention for the immediate designation of a Protecting Power or a recognized international humanitarian organization to carry out the protective measures for prisoners outlined in the Article of the Geneva Convention; and to effect the repatriation of all Americans detained by the Democratic Republic of Vietnam prior to the withdrawal of United States Military Forces from Southeast Asia.

BE IT FURTHER RESOLVED that the Council urges citizens of the City of Modesto and its surrounding areas to sign petitions, in the form attached hereto, directed to the Government of North Vietnam and asking that it live up to the obligations assumed by it pertaining to the captured American and Allied

Fighting Men on military duty in Vietnam.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1081

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL TO THE
DECISION OF PLANNING COMMISSION IN DENYING REQUEST FOR REZONING
(AMENDMENT TO SECTION 30-3-9 OF THE ZONING MAP - (G.A. SHAMY)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that Monday, November 23/¹⁹⁷⁰ at 7:40 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
appeal of G. A. Shamy to the decision of the Planning Commission
in denying request for rezoning from R-1 and R-2 to P-D, property
located on the north side of Maze Boulevard west of Franklin St.
and South of Locust Street, more particularly described as follows:

SEE EXHIBIT "A" ATTACHED

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 2nd day
of November, 1970 by Councilman Simon , who moved its
adoption, which motion being duly seconded by Councilman Smith,
, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

All that portion of Lot 22 of Maze Ranch Subdivision, as per map thereof filed March 19, 1909 in Volume 4 of Maps, Page 18, Stanislaus County Records, described as follows:

From R-1 to P-D

Commencing at the point of intersection of the centerline of Maze Boulevard with the centerline of Franklin Street; thence northerly along the centerline of Franklin Street a distance of 185.20 feet to the true point of beginning; thence westerly along a line which is parallel with the centerline of Maze Boulevard and 185.20 feet therefrom, a distance of 355.65 feet to the southeast corner of the property conveyed to J. N. Snover and wife, by deed recorded June 9, 1932, as instrument no. 5250; thence northerly along the east line of said Snover property and the northerly extension thereof, a distance of 192.7 feet to a point on the centerline of Locust Street; thence easterly along the centerline of Locust Street 355.65 feet to the point of intersection of the centerline of Locust Street with the centerline of Franklin Street; thence southerly along centerline of Franklin Street 192.70 feet to the true point of beginning.

From R-2 to P-D

Beginning at the point of intersection of the centerline of Maze Boulevard with the centerline of Franklin Street; thence northerly along the centerline of Franklin Street 185.20 feet; thence westerly along a line which is parallel with the centerline of Maze Boulevard and 185.20 feet therefrom, a distance of 355.65 feet to the southeast corner of the property conveyed to J.N. Snover and wife, by deed recorded June 9, 1932, as instrument no. 5250; thence continuing westerly along the south line of said Snover property 23.42 feet to the northeast corner of the property conveyed to C. C. Geist and wife, by deed recorded January 8, 1938, as instrument No. 288; thence southerly along the east line of said Geist property and the southerly extension thereof 185.20 feet a point on the centerline of Maze Boulevard; thence easterly along the centerline of Maze Boulevard 379.05 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1082

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (526 Hunter Ave., portion of Block 1002-A - Mrs. Alice G. Boulay)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Hunter Avenue, Block 1002-A

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 50 feet of the North 362 feet, more or less, of the West 144.74 feet of the East 630 feet, more or less, of Lot 43 of the Broughton Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 78, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1083

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (530 Hunter Ave., portion of Block 1002-A - Mrs. Edith Capps)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Hunter Avenue, Block 1002-A

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 50 feet of the North 312 feet, more or less, of the West 124.74 feet of the East 630 feet, more or less, of Lot 43 of the Broughton Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 78, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1084

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (518 Hunter Ave., portion of Block 1002-A - Mr. Edward B. Gebhardt)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Hunter Avenue, Block 1002-A

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 65 feet of the North 492 feet, more or less, of the West 124.74 feet of the East 630 feet, more or less, of Lot 43 of the Broughton Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 78, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1085

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (522 Hunter Avenue, portion of Block 1002-A - Mr. Charles D. Golvin)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Hunter Avenue, Block 1002-A

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 65 feet of the North 427 feet, more or less, of the West 124.74 feet of the East 630 feet, more or less, of Lot 43 of the Broughton Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 78, Stanislaus County Records.

to construct or cause to be constructed curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at 4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1086

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (536 Hunter Avenue, portion of Block 1002-A - Mrs. Leona Henderson)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Hunter Avenue, Block 1002-A

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 55 feet of the North 262 feet, more or less, of the West 124.74 feet of the East 630 feet, more or less, of Lot 43 of the Broughton Colony as per map filed March 17, 1904 in Volume 1 of Maps, Page 78, Stanislaus County Records.

to construct or cause to be constructed curb and gutter along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at 4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1087

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (125 Calaveras Ave., Lots 20 and 21 of Block 305 - Mr. Lupe Gusman)

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 curb, gutter and sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb, gutter and sidewalk have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Calaveras Avenue, Block 305

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 20 and 21 of Block 305 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 305, Stanislaus County Records.

to construct or cause to be constructed curb, gutter and sidewalk along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at 4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1088

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (129 Calaveras Ave., Lots 22 and 23 of Block 305 - Mr. Lawrence L. Newman)

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 curb, gutter and sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb, gutter and sidewalk have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of
Calaveras Avenue, Block 305

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 22 and 23 of Block 305 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 305, Stanislaus County Records.

to construct or cause to be constructed curb, gutter and sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1089

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB, GUTTER AND SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Calaveras Avenue at 133 Tuolumne Blvd., Lots 24 through 27 of Block 305 - The United Pentecostal Church)

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 curb, gutter and sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb, gutter and sidewalk have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of
Calaveras Avenue, Block 305

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 24 through 27, inclusive, of Block 305 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 305, Stanislaus County Records.

to construct or cause to be constructed curb, gutter and sidewalk along the street frontage of the property/properties hereinabove described, all of said construction to be in accordance with City of Modesto standards for such construction work.

SECTION 2. The 16th day of November 1970, at 4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby authorized to implement the provisions of this resolution in accordance with the procedure contained in Chapter 27, Part 3, Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1090

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO 225 Phoenix Avenue, Lot 21 of Block 2212 - Mr. Robert M. Wise)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Phoenix Avenue, Block 2212

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 21 of Block 2212 of Alta Vista Tract as per map filed September 12, 1946 in Volume 14 of Maps, Page 75, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1091

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF CURB AND GUTTER ALONG CERTAIN STREETS IN THE CITY OF MODESTO (112 Rowland Avenue, portion of Block 2087 - Mrs. Hazel V. Lighthall)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Rowland Avenue, Block 2087

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The South 75 feet of the North 153 feet of the East 134.90 feet of the West 164.90 feet of Lot 12 of Severin Colony as per map filed July 18, 1908 in Volume 3 of Maps, Page 47, Stanislaus County Records.

to construct or cause to be constructed curb and gutter
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1092

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (N. Santa Cruz Avenue at 1222 Roble Avenue, Lot 1 of Block 2061 - Mr. Jack E. Rice)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of N. Santa Cruz Avenue, Block 2061

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 2061 of Wilson School Tract No. 2 as per map filed May 17, 1940 in Volume 11 of Maps, Page 74, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 16th day of November, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized 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 2nd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell, was upon roll call carried and
the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1093

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 433 BERMUDA WAY, LOT 12 OF BLOCK 6127 (Mr. Joseph L. Baker - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 433 Bermuda Way - \$137.60.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1094

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT
512 BERMUDA WAY, LOT 2 OF BLOCK 6065 (Mr. Rex W. Ehlers - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that November 16, 1970 , at 4:20 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report of
Superintendent of Streets on the cost of installation of side-
walk at 512 Bermuda Way (\$137.60)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 2nd day
of November, 1970, by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman
Mitchell , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1095

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 438 BERMUDA WAY, LOT 6 OF BLOCK 6065 (Mr. Jerry L. Ferrera - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 438 Bermuda Way (\$137.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1096

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT
426 BERMUDA WAY, LOT 8 OF BLOCK 6065 (Mrs. Elinor Haun - \$122.20)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that November 16, 1970 , at 4:20 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report of
Superintendent of Streets on the cost of installation of sidewalk
at 426 Bermuda Way (\$122.20)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 2nd day
of November, 1970, by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman
Mitchell , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1097

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 439 CATALINA WAY, LOT 13 OF BLOCK 6128 (Mrs. Jewell Holland - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 439 Catalina Way (\$137.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1098

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 500 CATALINA WAY, LOT 4 OF BLOCK 6127 (Mr. Herman C. House - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 500 Catalina Way (\$137.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1099

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 438 CATALINA WAY, LOT 6 OF BLOCK 6127 (Mr. Robert C. Lukins - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 438 Catalina Way, Lot 6 of Block 6127 (\$137.60)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1100

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-
INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON
BERMUDA WAY AT 1505 SHERWOOD AVENUE, LOT 9 OF BLOCK 6065 (Mr.
Lloyd D. McIntyre - \$155.20)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that November 16, 1970 , at 4:20 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California
is hereby set as the time and place for consideration of report
of Superintendent of Streets on the cost of installation of
sidewalk on Bermuda Way at 1505 Sherwood Avenue, Lot 9 of Block
6065 (\$155.20)

The foregoing resolution was introduced at a regular meet-
ing of the Council of the City of Modesto held on the 2nd day
of November, 1970, by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman
Mitchell , was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1101

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 426 CATALINA WAY, LOT 8 OF BLOCK 6127 (Mrs. Marjorie K. O'Day - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 426 Catalina Way, Lot 8 of Block 6127 (\$137.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1102

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 519 CATALINA WAY, LOT 18 OF BLOCK 6128 (Mr. Melvin R. Pederson - \$145.30)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 519 Catalina Way, Lot 18 of Block 6128 (\$145.30)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1103

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON CATALINA WAY AT 1525 SHERWOOD AVENUE, LOT 9 OF BLOCK 6127 (Mr. Frank Shimpugh - \$155.20)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Catalina Way at 1525 Sherwood Avenue, Lot 9 of Block 6127 (\$155.20)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1104

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 507 BERMUDA WAY, LOT 16 OF BLOCK 6127 (Mr. Richard T. Tosaw - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 507 Bermuda Way, Lot 16 of Block 6127 (\$137.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Neeton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1105

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 506 CATALINA WAY, LOT 3 OF BLOCK 6127 (Mr. George E. Zimmerman - \$137.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 16, 1970 , at 4:20 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 506 Catalina Way, Lot 3 of Block 6127 (\$137.60)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1106

A RESOLUTION SUSPENDING COUNCIL AUTHORIZATION GRANTED TO PERCELL AIRCRAFT LEASING COMPANY TO OPERATE AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 70-729 adopted by the Council of the City of Modesto August 3, 1970 approved the request of Percell Aircraft Leasing Company to conduct an aircraft purchase, resale and leasing business at Modesto City-County Airport for a period of five or six months; and

WHEREAS, said resolution authorized Percell Aircraft Leasing Company to act as a fixed base operator at Modesto City-County Airport, with its business limited to that of aircraft purchase, resale and leasing; and

WHEREAS, after repeated requests, Percell Aircraft Leasing Company has failed to pay the \$200 annual license fee required for fixed base operators at the Modesto City-County Airport.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that authorization granted by Modesto City Council Resolution No. 70-729 for Percell Aircraft Leasing Company to conduct an aircraft purchase, resale and leasing business at Modesto City-County Airport is hereby suspended effective the date of this resolution.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1107

A RESOLUTION ACCEPTING IMPROVEMENTS IN TULLY MANOR NO. 5 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

Ronald V. Stone, Partner, Tully Manor Enterprises.
WHEREAS, David V. Switzer and Sarah Lee Switzer, husband and

wife, individuals, and Donald E. Landes and Leola M. Landes, husband and wife, individuals, subdividers of Tully Manor No. 5 Subdivision, have filed a Savings and Loan Certificate in the amount of \$88,100.00 to guarantee improvements in Tully Manor No. 5 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated October 29, 1970 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 as complete and to authorize the City Clerk to file a notice of completion and release the Savings and Loan Certificate in the amount of \$88,100.00 upon expiration of the statutory lien period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Tully Manor No. 5 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Savings and Loan Certificate in the amount of \$88,100.00 upon expiration of the statutory lien period, filed by the Subdividers to guarantee improvements in Tully Manor No. 5 Subdivision, upon expiration of the statutory lien period (65 days).


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Mitchell was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1108

A RESOLUTION RATIFYING THE ACTION OF THE CITY MANAGER IN PER-
MITTING MODESTO AMBULANCE CO TO OPERATE ONE ADDITIONAL AMBULANCE
ON A TEMPORARY BASIS

WHEREAS, one of the two companies licensed to operate ambul-
ance service in the City of Modesto has ceased operations; and

WHEREAS, the health and safety of the residents of the
City of Modesto requires that Modesto Ambulance Co. be permitted
to operate one additional ambulance until such time as additional
ambulance service has been authorized by the City Council follow-
ing a public hearing; and


WHEREAS, the City Manager has authorized Modesto Ambulance
Co. to operate one additional ambulance during this interim
period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that the action of the City Manager as outlined
above be, and hereby is, ratified.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 9th day of
November, 1970 by Councilman Dixon, who moved its adoption,
which motion being duly seconded by Councilman Mitchell, was upon
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1109

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPLICATIONS FOR
LICENSES TO OPERATE AMBULANCES IN CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 23, 1970 , at 7:45 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 following for licenses to operate ambulances in the City of Modesto:

- (a) Modesto Ambulance Co.
- (b) Sentinel Ambulance Service
- (c) Donald Schneider, dba Valley Ambulance
- (d) Doctors Ambulance

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1110

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL
FOR BIDS FOR ONE (1) NEW TRAILER MOUNTED BRUSH CHIPPER

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for one (1) new trailer mounted brush chipper

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 24, 1970 at 10:15 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November 1970, by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1111

A RESOLUTION ACCEPTING THE CONSTRUCTION OF GEORGE F. SCHULER, INC. CONTRACT FOR INSTALLATION OF WATER LINES IN RIVERSIDE NORTH NO. 2 SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works that the construction of installation of water lines in Riverside North No. 2 Subdivision has been completed by George F. Schuler, Inc.

in accordance with the contract agreement dated September 28, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of installation of water lines in Riverside North No. 2 Subdivision be accepted from said contractor, George F. Schuler, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$1,645.75 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 9th day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1112

A RESOLUTION ACCEPTING THE BID OF CERTIFIED SEWER, INC. FOR CONSTRUCTION OF SUBTRUNK SEWER IN HERNDON ROAD TO MANCINI PARK

WHEREAS, Resolution No. 70-1029 adopted by the Council of the City of Modesto on October 19, 1970 approved the plans and specifications for the construction of subtrunk sewer in Herndon Road to Mancini Park

and authorized the call for bids, and

WHEREAS, the bids received for the construction of subtrunk sewer in Herndon Road to Mancini Park were opened at 10:10 A.M. on November 3, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Certified Sewer, Inc. in the amount of \$5,266.25

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Certified Sewer, Inc. in the amount of \$5,266.25

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1113

A RESOLUTION ACCEPTING THE BID OF DON L. DAVIS PAINTING OF MODESTO, TO PAINT THE EXTERIORS OF FIRE STATIONS NO. 1 AND 2 AND SEPARATE GARAGE, AND RESCINDING RESOLUTION NO. 70-1034.

WHEREAS, Resolution No. 70-940 adopted by the Council of the City of Modesto on September 28, 1970, approved Proposal and Specifications No. M-70 for the exterior painting of Fire Stations No. 1 and 2 and separate garage, and authorized the call for bids, and

WHEREAS, the bids received for the exterior painting of Fire Stations No. 1 and 2 and separate garage were opened at 2:30 P.M. on October 13, 1970, and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, it has been determined that the condition of the exterior walls of Fire Station No. 1 may be such that it is not feasible to paint them, and

WHEREAS, CITY is going to conduct tests on the exterior walls of Fire Station No. 1 to determine if it can be painted or not, and

WHEREAS, the Purchasing Officer has recommended that the bid of Don L. Davis Painting in the amount of \$4,598.00 be accepted as the lowest responsible bid but that the CITY should reserve the right to issue a change order to delete the painting of Fire Station No. 1 if the tests to be conducted on the exterior walls thereof indicate it cannot be painted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Don L. Davis Painting in the amount of \$4,598.00 be accepted but reserving the right of CITY to issue a change order to delete the painting of Fire Station No. 1 if the tests to be conducted on the exterior walls thereof indicate it cannot be painted; and that the execution of a contract for the completion of the project by the CITY'S designated officials be authorized.

BE IT FURTHER RESOLVED that Resolution No. 70-1034 adopted by the Council on the 19th day of October, 1970, be and is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1114

A RESOLUTION ACCEPTING THE BID OF NIXON-EGLI EQUIPMENT CO., INC.
FOR FURNISHING ONE (1) NEW 4-WHEEL STREET SWEEPER

WHEREAS, Resolution No. 70-1033 adopted by the Council of the City
of Modesto on October 19, 1970 approved the plans and specifications
for ~~the~~ furnishing one (1) new 4-wheel street sweeper

and authorized the call for bids, and

WHEREAS, the bids received for the one (1) new 4-wheel street
sweeper

were opened at 2:30 P.M. on November 3, 1970 and later tabulated by
the Purchasing Agent for the consideration of the Council,
and

WHEREAS, the Purchasing Agent has recommended that the bid
of Nixon-Egli Equipment Co., Inc. at an estimated cost of \$17,315.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Nixon-Egli Equipment Co., Inc. at an estimated cost
of \$17,315.00

be accepted and the execution of a contract for the completion of
the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 9th day of November, / 1970
by Councilman Robinson who moved its adoption, which motion being
duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO, 70-1115

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE CHARMIN PAPER PRODUCTS COMPANY (PROCTER & GAMBLE) FOR PROVISION OF WATER AND SEWER SERVICES IN CONNECTION WITH THEIR OPERATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and The Charmin Paper Products Company (Procter & Gamble) for provision of water and sewer services in connection with their operations be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 November 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1116

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY SCHOOL DISTRICT FOR AFTERSCHOOL RECREATION AT 20
ELEMENTARY SCHOOLS INSTEAD OF 19

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto City
School District

for afterschool recreation at 20 elementary schools instead of
19

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
November 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO, 70-1117

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MR. ROBERT NELSON FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY
AT 1220 SOUTH AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Mr. Robert
Nelson

for sewer service to property outside the City at 1220 South
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 9th day of
November 1970 , by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO, 70-1118

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
CANTEEN CORPORATION TO PROVIDE VENDING MACHINE SERVICE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Canteen Corp-
oration
for providing vending machine service

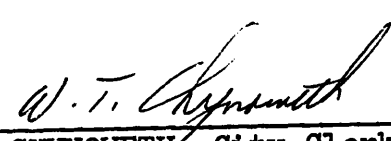
be, and it is hereby approved.

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 9th day of
November 1970 , by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO, 70-1119

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY EMPLOYEES ASSOCIATION FOR APPORTIONMENT OF REVENUE
FROM VENDING MACHINES LOCATED IN CITY HALL MULTI-PURPOSE ROOM AND
CORPORATION YARD LUNCH ROOM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto City
Employees Association
for apportionment of revenue from vending machines located in
City Hall Multi-Purpose Room and Corporation Yard Lunch Room
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
November 1970 , by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO, 70-1120

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO POLICE ASSOCIATION FOR APPORTIONMENT OF REVENUE FROM VENDING
MACHINES LOCATED IN THE POLICE DEPARTMENT SQUAD ROOM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Modesto Police
Association
for apportionment of revenue from vending machines located in the
Police Department Squad Room
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
November 1970 , by Councilman Robinson , who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1121

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE TO REQUIRE LEGAL NOTICES FOR PUBLIC HEARINGS FOR UNCLASSIFIED USE PERMITS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 23, 1970 , at 7:50 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of proposed amendments to Chapter 2 of Title X of the Modesto Municipal Code to require legal notices for Public Hearings for unclassified use permits

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1122

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$769 TO PROVIDE FUNDS FOR THE CENTENNIAL DISPLAY IN THE JULY 3, 1970 ISSUE OF THE MODESTO BEE

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$769.00
TO: Centennial Promotion (470-61-101)	\$769.00

(To provide funds for the centennial display in the 7/3/70 issue of the Modesto Bee. The City Council, by motion of 5/25/70, directed the staff to work with the Bee to prepare the display. However, a purchase order was not processed, and the 1969-70 appropriation for this purpose expired 6/30/70.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of November 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1123

A RESOLUTION ACCEPTING THE BID OF HAROLD CARVER FOR CONSTRUCTION OF TRUCK SCALE AND SCALE BUILDING AT SANITARY LANDFILL

WHEREAS, Resolution No. 70-997 adopted by the Council of the City of Modesto on October 13, 1970 approved the plans and specifications for the Truck Scale and Scale Building at Sanitary Landfill

and authorized the call for bids, and

WHEREAS, the bids received for the Truck Scale and Scale Building at Sanitary Landfill

were opened at 10:00 A.M. November 3, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Harold Carver in the amount of \$33,830.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Harold Carver in the amount of \$33,830.00

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 16th day of November, 1970 by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH,
City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1082 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1125

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (530 Hunter Ave.,
portion of Block 1002-A - Mrs. Edith Capps)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hunter Avenue, Block 1002-A, and

WHEREAS, the Council, did, on November 2, 1970, adopt its Resolution No. 70-1083, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 16th day of November 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-1083, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1083 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1084 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1127

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (522 Hunter Avenue,
portion of Block 1002-A - Mr. Charles D. Golvin)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hunter Avenue, Block 1002-A, and

WHEREAS, the Council, did, on November 2, 1970, adopt its Resolution No. 70-1085, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 16th day of November 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-1085, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1085 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1128

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (536 Hunter Avenue,
portion of Block 1002-A - Mrs. Leona Henderson)

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 curb and gutter may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that curb and gutter have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Hunter Avenue, Block 1002-A

, and
WHEREAS, the Council, did, on November 2, 1970, adopt its Resolution No. 70-1086, directing the Superintendent of Streets to give notice requiring the construction of curb and gutter along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 16th day of November 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-1086, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1086 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1090 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1130

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (112 Rowland Avenue,
portion of Block 2087 - Mrs. Hazel V. Lighthall)

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 curb and gutter
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that curb and
gutter have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Rowland Avenue, Block 2087

_____, and
WHEREAS, the Council, did, on November 2, 1970,
adopt its Resolution No. 70-1091, directing the Superintendent of
Streets to give notice requiring the construction of curb and
gutter along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 16th
day of November 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-1091, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1091 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1131

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (N. Santa Cruz Ave.,
at 1222 Roble Avenue, Lot 1 of Block 2061 - Mr. Jack
E. Rice)

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 _____ sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that _____ sidewalk
_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along _____ N. Santa Cruz Avenue, Block 2061
_____, and

WHEREAS, the Council, did, on _____ November 2 _____, 19 70 _____,
adopt its Resolution No. 70-1092 _____, directing the Superintendent of
Streets to give notice requiring the construction of _____ sidewalk
_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 16th
day of _____ November _____ 19 70 _____, at _____ 4:15 _____ o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-1092 _____, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1092 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 16th day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1132

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (433 Bermuda Way, Lot 12 of Block
6127 - Mr. Joseph L. Baker - \$137.60)
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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on WAIVED BY PROPERTY OWNER
-----, 19--
adopt its Resolution No. -----, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
----- as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16, 1970, at 4:20 o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 12 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1133

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (512 Bermuda Way, Lot 2 of Block
6065 - Mr. Rex W. Ehlers - \$137.60)
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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on WAIVED BY PROPERTY OWNER
-----, 19--

adopt its Resolution No. -----, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
----- as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16, 1970, at 4:20 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 2 of Block 6065 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1134

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 THE AMOUNT OF SAID LIEN. (438 Bermuda Way, Lot 6 of Block 6065 - Mr. Jerry L. Ferrera - \$137.60) 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 sidewalk may be required, and

WHEREAS, the Council did, on -----, 19-- WAIVED BY PROPERTY OWNER adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of sidewalk ----- along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk ----- as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, November 16, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL of the City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6065 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

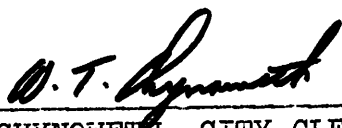
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1135

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 (426 Bermuda Way, lot 8 of Block 6065 - Mrs. Elinor Haun - \$122.20)

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 sidewalk may be required, and

WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on -----, 19-- adopt its Resolution No. -----, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, November 16, 1970, at 4:20 o'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$122.20.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$122.20 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6065 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1136

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (439 Catalina Way, Lot 13 of Block
6128 - Mrs. Jewell Holland - \$137.60)

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 construc-

tion of sidewalk may be required, and

WHEREAS, the Council did, on WAIVED BY PROPERTY OWNER
-----, 19--

adopt its Resolution No. -----, directing the Superin-

tendent of Streets to give notice requiring the construction of

sidewalk along certain streets in the City

of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk

----- as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16, 1970, at 4:20 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 13 of Block 6128 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W, T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1137

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (500 Catalina Way, Lot 4 of Block
6127 - Mr. Herman C. House - \$137.60)

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 construc-
tion of sidewalk may be required, and
WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on -----, 19--
adopt its Resolution No. -----, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16, 1970, at 4:20 o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 4 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1138

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (438 Catalina Way, Lot 6 of Block
6127 - Mr. Robert C. Lukins - \$137.60)
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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on WAIVED BY PROPERTY OWNER , 19 --
adopt its Resolution No. ----- , directing the Superin-
tendent of Streets to give notice requiring the construction of
 sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
 as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16 , 19 70, at 4:20 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60 .

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 6 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W, T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1139

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (Bermuda Way at 1505 Sherwood Ave.,
Lot 9 of Block 6065 - Mr. Lloyd D. McIntyre - \$155.20)
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 construc-
tion of _____ sidewalk _____ may be required, and

WHEREAS, the Council did, on _____, 19__
adopt its Resolution No. _____, directing the Superin-
tendent of Streets to give notice requiring the construction of
_____ sidewalk _____ along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of _____ sidewalk _____
_____ as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, _____ November 16 _____, 1970, at _____ 4:20 _____ o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of _____ \$155.20 _____.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1140

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (426 Catalina Way, Lot 8 of Block 6127 -
Mrs. Marjorie K. O'Day - \$137.60)
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 construc-
tion of sidewalk may be required, and

WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on -----, 19--
adopt its Resolution No. -----, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16, 1970, at 4:20 o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed in 3 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 8 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by

(Installment)

Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1142

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (Catalina Way at 1525 Sherwood Ave., Lot 9 of
Block 6127 - Mr. Frank Shinpaugh or Roy Amundsen - \$155.20)
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 construc-
tion of sidewalk may be required, and

WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on -----, 19--
adopt its Resolution No. -----, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16th, 1970, at 4:20 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$155.20.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$155.20 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 9 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W, T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1143

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 (507 Bermuda Way, Lot 16 of Block 6127 - Mr. Richard T. Tosaw - \$137.60)

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 sidewalk may be required, and

WHEREAS, the Council did, on WAIVED BY PROPERTY OWNER, 19 adopt its Resolution No. , directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to cause the completion of the construction of sidewalk as aforesaid, in compliance with the provisions of Chapter 27 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS, November 16, 1970, at 4:20 O'clock P.M. in the Council Chambers, located in the City Hall, 801 Eleventh Street, Modesto, California, was set as the time and place for a hearing and passing upon the report of the Superintendent of Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said Council confirmed the report of the Superintendent of Streets, as submitted, and on file in the office of the City Clerk, the cost of said work specified in Section 1 of this resolution being determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 16 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1144

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (506 Catalina Way, Lot 3 of Block
6127 - Mr. George E. Zimmerman - \$137.60)
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 construc-
tion of _____ sidewalk _____ may be required, and

_____ WAIVED BY PROPERTY OWNER
WHEREAS, the Council did, on _____, 19--
adopt its Resolution No. _____, directing the Superin-
tendent of Streets to give notice requiring the construction of
_____ sidewalk _____ along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of _____ sidewalk _____
_____ as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, November 16, 1970, at 4:20 o'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$137.60.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$137.60 Dollars, be assessed as a lien against the parcel (s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 3 of Block 6127 of Sycamore Park as per map filed June 16, 1950 in Volume 17 of Maps, Page 3, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. 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 deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1145

A RESOLUTION RATIFYING THE ACTION OF THE CITY MANAGER IN PERMITTING MODESTO AMBULANCE CO. TO OPERATE A SECOND ADDITIONAL AMBULANCE ON A TEMPORARY BASIS

WHEREAS, one of the two companies license to operate ambulance service in the City of Modesto has ceased operations; and

WHEREAS, Resolution No. 70-1108 adopted by the City Council November 9, 1970 ratifies the action of the City Manager in permitting Modesto Ambulance Co. to operate one additional ambulance until such time as additional ambulance service has been authorized by the City Council following a public hearing; and

WHEREAS, the City Manager has authorized Modesto Ambulance Co. to operate a second additional ambulance during this interim period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the action of the City Manager in permitting Modesto Ambulance Co. to operate a second additional ambulance until such time as additional ambulance service has been authorized by the City Council, is hereby ratified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 1146

A RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO TAKE ACTION TO ALLEVIATE THE PROBLEM OF LITTER AND WASTE DISPOSAL CREATED BY THE SALE OF BEVERAGES IN DISPOSABLE, NON-RETURNABLE CONTAINERS.

WHEREAS, the sale of malt and carbonated beverages in disposable, non-returnable containers is producing an adverse effect upon the environment which is injurious to the health, safety and welfare of the residents of Modesto, California, and the entire United States, and

WHEREAS, the problems created by the sale of malt and carbonated beverages in disposable, non-returnable containers cannot be solved on a local level, but must be dealt with on the State and National levels,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it urges the Congress of the United States to take the following actions to alleviate the problems of litter and waste disposal created by the sale of malt and carbonated beverages in disposable, non-returnable containers:

(a) Require a deposit on all containers used for the sale of malt and carbonated beverages;

(b) Promote, encourage and support research by the beverage and container industries in the field of biodegradable containers; and

(c) Develop, encourage and support programs aimed at encouraging the citizens of the United States to take a more responsible attitude toward the disposal of beverage containers, including recycling.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to send copies of this resolution to Senator Alan Cranston, Incumbent Senator George Murphy, Senator-elect John Tunney and Congressman John McFall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th

day of November, 1970, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth

W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1147

A RESOLUTION URGING THE LEGISLATURE OF THE STATE OF CALIFORNIA TO TAKE ACTION TO ALLEVIATE THE PROBLEM OF LITTER AND WASTE DISPOSAL CREATED BY THE SALE OF BEVERAGES IN DISPOSABLE, NON-RETURNABLE CONTAINERS.

WHEREAS, the sale of malt and carbonated beverages in disposable, non-returnable containers is producing an adverse effect upon the environment which is injurious to the health, safety and welfare of the residents of Modesto and the entire State of California, and

WHEREAS, the problems created by the sale of malt and carbonated beverages in disposable, non-returnable containers cannot be solved on a local level, but must be dealt with on at least the State levels,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it urges the Legislature of the State of California to take the following actions to alleviate the problems of litter and waste disposal created by the sale of malt and carbonated beverages in disposable, non-returnable containers:

- (a) Require a deposit on all containers used for the sale of malt and carbonated beverages;
- (b) Promote, encourage and support research by the beverage and container industries in the field of biodegradable containers; and
- (c) Develop, encourage and support programs aimed at encouraging the citizens of the State of California to take a more responsible attitude toward the disposal of beverage containers, including recycling.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to send copies of this resolution to Senator Stephen P. Teale, Incumbent Assemblyman Claire Berryhill and Assemblyman-elect Ernest LaCoste.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970, by Councilman Mitchell,

who moved its adoption, which motion being duly seconded by
Councilman Newton, was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 1148

A RESOLUTION URGING THE LEAGUE OF CALIFORNIA CITIES AND THE COUNTY SUPERVISORS' ASSOCIATION OF CALIFORNIA TO SEEK ACTION TO ALLEVIATE THE PROBLEM OF LITTER AND WASTE DISPOSAL CREATED BY THE SALE OF BEVERAGES IN DISPOSABLE, NON-RETURNABLE CONTAINERS.

WHEREAS, the sale of malt and carbonated beverages in disposable, non-returnable containers is producing an adverse effect upon the environment which is injurious to the health, safety and welfare of the residents of Modesto, and the entire State of California, and

WHEREAS, the problems created by the sale of malt and carbonated beverages in disposable, non-returnable containers cannot be solved on a local level, but must be dealt with on at least the State level,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it urges the League of California Cities and the County Supervisors' Association of California to seek the following actions by the State Legislature to alleviate the problems of litter and waste disposal created by the sale of malt and carbonated beverages in disposable, non-returnable containers:

(a) Require a deposit on all containers used for the sale of malt and carbonated beverages;

(b) Promote, encourage and support research by the beverage and container industries in the field of biodegradable containers; and

(c) Develop, encourage and support programs aimed at encouraging the citizens of the State of California to take a more responsible attitude toward the disposal of beverage containers, including recycling.

BE IT FURTHER RESOLVED that the City of Modesto hereby requests all of the cities and counties in California to take similar action urging the League of California Cities and the County Supervisors' Association of California to seek action by the State Legislature which will alleviate the problems of litter and waste disposal created by the sale of malt and carbonated

beverages in disposable, non-returnable containers.

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to send copies of this resolution to the League of California Cities, the County Supervisors' Association of California and all of the cities and counties in the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1149

A RESOLUTION ACCEPTING IMPROVEMENTS IN TOWN & COUNTRY TERRACE NO. 1
SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRA-
TION OF STATUTORY LIEN PERIOD

WHEREAS, Daniel Levin, an individual subdivider of Town & Country Terrace No. 1 Subdivision, has filed a Savings and Loan Certificate Assignment in the amount of \$50,000 to guarantee improvements in Town & Country Terrace No. 1 Subdivision; and

WHEREAS, The Director of Public Works in a memorandum dated November 9, 1970 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 as complete and to authorize the City Clerk to file a notice of completion and release the Savings and Loan Certificate Assignment in the amount of \$50,000 upon expiration of the statutory lien period.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. The improvements in Town & Country Terrace No. 1 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to release the Savings and Loan Certificate Assignment in the amount of \$50,000 upon expiration of the statutory lien period, filed by the Subdivider to guarantee improvements in Town & Country Terrace No. 1 Subdivision, upon expiration of the statutory lien period (65 days).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1150

A RESOLUTION APPROVING REQUEST OF HQ SECOND BATTALION (M) 185TH INFANTRY, CALIFORNIA ARMY NATIONAL GUARD, TO CONDUCT TRAINING EXERCISES ON DECEMBER 5, 1970 AND JANUARY 9, 1971

WHEREAS, Captain Robert G. Rauscher, Adjutant, Second Battalion (M) 185th Infantry, California Army National Guard, has requested use of the area bounded by the Modesto Airport, Legion Park, the Tuolumne River, and Mitchell Road to conduct communication platoon training; and

WHEREAS, use of the area is requested from 9:00 A.M. to 7:00 P.M. on December 5, 1970 and January 9, 1971; and

WHEREAS, a letter from Captain Rauscher dated November 9, 1970, marked Exhibit "A", attached hereto and made a part hereof, outlines proposed use of the area by the Battalion on the dates specified.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. The request of HQ Second Battalion (M), 185th Infantry, California Army National Guard, for use of the area of the area bounded by the Modesto Airport, Legion Park, the Tuolumne River, and Mitchell Road to conduct communication platoon training from 9:00 A.M. to 7:00 P.M. on December 5, 1970 and January 9, 1971 is hereby approved.
2. The area will be policed after the training to insure no materials used during the training, or other materials, will remain.
3. The City of Modesto shall be held harmless of and from all damages, costs, and charges of any kind or character arising out of or relating thereto, or in any way connected with the exercise of the rights granted by this permit.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Mitchell, Robinson,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

California Army National Guard
630 Rouse Avenue
Modesto, CA. 95351

MAJ Stough
(209) 522-2185

9 November 1970

SUBJECT: Request for Training Area

Parks and Recreation
City of Modesto
Attn: Mary E. Grogan
City Hall P. O. Box 642
Modesto, CA 95350



1. It is requested that Headquarters Company, 2d Bn 185th Infantry (Mech), California Army National Guard be permitted to use the area bounded by the Modesto Airport, Legion Park, the Tuolumne River, and Mitchell Road to conduct Communication Platoon training.
2. The training would be conducted from 9:00 o'clock until 7:00 o'clock in the evening on 5 Dec 70 and 9 Jan 71. The training would consist of the movement of four $\frac{1}{2}$ ton vehicles (Jeeps) and the installation of wire communication nets. There will be a total of sixteen personnel and no weapons will be fired.
3. The area would be policed after the training to insure no materials used during the training or other materials would remain.
4. It is also requested that this headquarters be issued a key to the gate at the sanitary fill to permit entry into the area.
5. The National Guard is testing platoon sized elements in preparation for the conduct of a higher level of training. The use of the requested area will greatly assist in the completion of this testing.
6. Please direct comments regarding this request to: Major George G. Stough, 522-2185.

FOR THE COMMANDER:

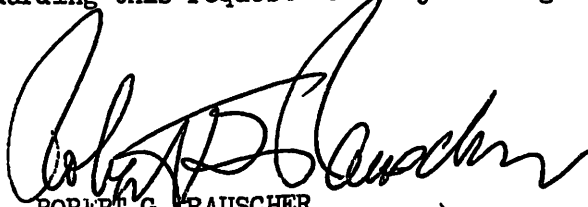

ROBERT G. RAUSCHER
CPT INF CAL ARNG
Adjutant

Exhibit "4"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1151

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK ON F STREET AT 601 - 7th STREET, LOTS 15 AND 16 OF BLOCK 31 (Ross O. Tanner - \$1,179.03)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 7, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on cost of installation of sidewalk on F Street at 601 - 7th Street, Lots 15 and 16 of Block 31 - \$1,179.03

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1152

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000 TO PROVIDE FUNDS FOR ENGINEERING ON IMPROVEMENT DISTRICT NO. 18

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SEWER-SERVICE FUND (212)

From:	General Reserve (60)	\$10,000
To:	Improvement District No. 18 (6593)	\$10,000

(To provide funds for engineering on proposed Improvement District No. 18. A memo dated November 12, 1970 from the Director of Public Works to the City Manager with the subject (Proposed Sewer Improvement District No. 18" provides fuller explanation)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1153

A RESOLUTION ESTABLISHING SCHEDULE OF WATER METER COSTS IN ACCORDANCE WITH SECTION 11-1.06(e) OF THE MODESTO CITY CODE AND RESCINDING RESOLUTION NO. 70-1059

WHEREAS, Section 11-1.06(e) of the Modesto Municipal Code provides that consumers will pay the cost of water meters; and

WHEREAS, Section 11-1.06(e) further provides that the cost of the meters shall be in accordance with a schedule approved by the Council from time to time by resolution, and on file in the offices of the City Clerk, Director of Public Works, and Director of Finance:

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the following cost schedule for water meters is hereby approved:

<u>METER SIZE</u>	<u>METER COST</u>
3/4 inch	\$ 65.00
1 inch	\$ 93.00
1½ inch	\$175.00
2 inch	\$260.00
Over 2 inches	Cost plus 10%


BE IT FURTHER RESOLVED that said cost schedule is effective November 16, 1970.

BE IT FURTHER RESOLVED that Resolution No. 70-1059 adopted by the Council October 19, 1970 entitled "A RESOLUTION ESTABLISHING SCHEDULE OF WATER METER COSTS IN ACCORDANCE WITH SECTION 11-1.06(e) OF THE MODESTO MUNICIPAL CODE" is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Smith, Newton,
Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1154

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000 FOR SERVICES PROFESSIONAL AND OTHER, PUBLIC WORKS GARDEN REFUSE DIVISION

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$10,000
TO: Services, Prof. & Other (235-54-101)	\$10,000

(The fee schedule at the new County landfill increases our cost of dumping. Our former cost was \$1.00 per load and it now is \$2.60. Therefore, additional funds are needed to complete the fiscal year. We will need to re-view the estimated cost for disposal following installation of the scales to be sure adequate funds have been provided)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970 by Councilman Dixon , who moved its adoption, which motion being duly seconded by Councilman Mitchell , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1155

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$750 TO PROVIDE ODOR CONTROL FACILITIES AT THE WOODLAND AVENUE PUMPING PLANT

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SEWER SERVICE FUND (212)

FROM: General Reserve (60-212)	\$750
TO: Woodland Odor Control (7901)	\$750

(For construction and installation of air scrubber unit at ~~treatment~~ plant for odor control)
Woodland Avenue Pumping

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of November 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1156

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION CO. FOR INSTALLATION OF WATER LINES IN GRANADA PARK NO. 1

WHEREAS, Resolution No. 70-1074 adopted by the Council of the City of Modesto on November 2, 1970 approved the plans and specifications for the installation of Water Lines in Granada Park No. 1

and authorized the call for bids, and

WHEREAS, the bids received for the installation of Water Lines in Granada Park No. 1 were opened at 10:00 A.M. November 17, 1970 and later tabulated by the Director of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Valley Construction Co. in the amount of \$5,289.25

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Valley Construction Co. in the amount of \$5,289.25

be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970 by Councilman Robinson who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1157

A RESOLUTION APPROVING SUBSTITUTION OF J. DEAN BALLARD TILE AND MARBLE CO. FOR INDUSTRIAL TILE & MARBLE CO. AS SUBCONTRACTOR FOR THE LIBRARY CONSTRUCTION PROJECT

WHEREAS, James T. Marple of Industrial Tile & Marble Co., 4617 East Harvey, Fresno, California in a letter dated October 5, 1970 has indicated that he is retiring from the contracting business and will be unable to perform under his subcontract with Acme Construction Company for construction of the new library; and

WHEREAS, Acme Construction Co., general contractor for the library project, has requested permission to substitute the J. Dean Ballard Tile & Marble Co. as the subcontractor to handle the ceramic tile and marble work for the library project.

NOW, THEREFORE, BE IT RESOLVED BY the Council of the City of Modesto that the substitution of J. Dean Ballard Tile & Marble Co. as subcontractor to handle the ceramic tile and marble work for the library project is hereby approved.

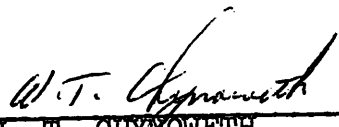
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1158

A RESOLUTION ACCEPTING THE CONSTRUCTION OF VALLEY CONSTRUCTION COMPANY'S CONTRACT FOR INSTALLATION OF WATER LINES IN MORNING-SIDE ESTATES

WHEREAS, a report has been filed by the Director of Public Works that the construction of Water Lines in Morningside Estates has been completed by Valley Construction Co.

in accordance with the contract agreement dated September 21, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Water Lines in Morningside Estates be accepted from said contractor, Valley Construction Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$7,523.70 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1159

A RESOLUTION ACCEPTING THE CONSTRUCTION OF REED'S TRENCHING, INC. CONTRACT FOR CONSTRUCTION OF KELLER-SYLVAN SUBTRUNK SEWER

WHEREAS, a report has been filed by the Director of Public Works that the construction of Keller-Sylvan subtrunk sewer has been completed by Reed's Trenching, Inc.

in accordance with the contract agreement dated September 14, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Keller-Sylvan subtrunk sewer be accepted from said contractor, Reed's Trenching, Inc.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$50,213.62 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1160

A RESOLUTION ACCEPTING THE CONSTRUCTION OF W. M. LYLES CO.
CONTRACT FOR CONSTRUCTION OF TUOLUMNE RIVER SEWER CROSSING

WHEREAS, a report has been filed by the Director of Public Works that the construction of Tuolumne River Sewer crossing has been completed by W. M. Lyles Co.

in accordance with the contract agreement dated August 17, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Tuolumne River Sewer crossing be accepted from said contractor, W. M. Lyles Co.

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$57,378.00 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 November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1161

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (81).

WHEREAS, a verified application for an amendment to Section 19-3-9 of the Zoning Map was filed by Louis A. Witt

on September 15, 1970, to reclassify from Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D, the following described property:

Lot 16 of Evergreen Acre Tract, according to the Map thereof filed in the office of the County Recorder of Stanislaus County, California, on September 21, 1912, in Volume 7 of Maps, at Page 9.

Including also the westerly 20 feet of Tully Road immediately adjacent to the above described property.

WHEREAS, said Planned Development Zone is requested to allow expansion of an existing equipment rental yard and to allow continued operation of a service station and drive-in restaurant, property located at the northwest corner of Coldwell Avenue and Tully Road.

WHEREAS, after public hearing held on October 20, 1970, it was found and determined by the Planning Commission that rezoning of the property as requested is required by public necessity, convenience and general welfare for the following reasons:

1. The applicant's property fronts upon parcels zoned M-1, Light Industrial, and sides upon property on the west zoned C-M, Commercial Industrial.
2. P-D zoning would guarantee the upgrading of existing uses on the subject property including the installation of certain street improvements now lacking.
3. Conditions placed upon the P-D zone would be sufficiently restrictive to insure compatibility of existing and proposed uses on the subject property with uses on surrounding properties.

WHEREAS, after a public hearing held on November 23,
1970, the Council found and determined that the application of
Louis A. Witt

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. _____-C.S.
on the 23rd day of November, 1970, reclassifying the
above-described property from Neighborhood Commercial Zone, C-1,
to Planned-Development Zone, P-D(81),

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(81), is hereby approved in accordance
with the plan titled "Plot Plan, proposed Planned Development,
Lot 16, Evergreen Acre Tract"

dated October 20, 1970, as amended on its face,
/which said plan is on file in the
office of the Planning Director, subject to the following condi-
tions:

1. That all development be in accordance with the plan titled,
"Plot Plan, Proposed Planned Development Lot 16, Evergreen
Acre Tract", dated October 20, 1970, as amended in red on
its face and on file in the office of the Planning Director.
2. That the developer shall improve the parcel's Tully Road
and Coldwell Avenue frontages to current City of Modesto
subdivision standards in accordance with the requirements
of the Director of Public Works. The developer shall
submit street improvement plans prepared by a registered
Civil Engineer to the City of Modesto for approval by the
City Engineer.
3. That prior to the issuance of a building permit, the
developer shall pay to the City of Modesto the cost of
planting 8 street trees at the prevailing rate.
4. That all driveway construction shall be in accordance with
the provisions of the Municipal Code.
5. That prior to the issuance of a building permit the developer
shall record a parcel map that separates the westerly 70
feet from the remaining portion of the existing parcel.
6. That prior to the issuance of a building permit the
developer shall pay all sewer fees according to the
requirements of the Director of Public Works.
7. That all landscaping, fences, and walls be maintained and
that the premises be kept free of weeds, trash, and other
debris.

8. That any new signs on the premises shall conform to the sign requirements as specified in the C-1 Zone.
9. That the westerly 70 feet of the applicant's property shall be subject to the limitations and restrictions contained in the C-M Zone except where the conditions or provisions of this P-D Zone are different therefrom. All the remainder of the applicant's property shall be subject to the limitations and restrictions contained in the C-1 Zone except where the conditions or provisions of this P-D Zone are different therefrom.
10. That no buildings shall be constructed on the westerly 70 feet of the subject parcel except by amendment of this P-D Zone.
11. That all required public improvements shall be installed prior to any use of the westerly 70 feet of the subject property or by October 20, 1972, whichever occurs first.
12. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of all public improvements prior to any use of the westerly 70 feet of the subject property or by October 20, 1972, whichever occurs first.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (81):

That the entire construction program be accomplished in one phase with construction to begin on or before October 20, 1971, and be completed not later than October 20, 1972.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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 (81) 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 November, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William P. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1162

A RESOLUTION OVERRULING THE DECISION OF THE PLANNING COMMISSION DENYING AN AMENDMENT TO SECTION 30-3-9 OF THE ZONING MAP TO REZONE FROM R-1 AND R-2 TO P-D(80) PROPERTY LOCATED ON THE NORTH SIDE OF MAZE BOULEVARD WEST OF FRANKLIN STREET AND SOUTH OF LOCUST STREET, AND APPROVING A DEVELOPMENT PLAN FOR PLANNED DEVELOPMENT ZONE, P-D(80). (L. L. LOVELESS)

WHEREAS, a verified application for an amendment to Section 30-3-9 of the Zoning Map was filed by L. L. Loveless on August 5, 1970, to reclassify from One-family Residential Zone, R-1, and Two-family Residential Zone, R-2, to Multiple-family Residential Zone, R-3, property located on the north side of Maze Boulevard west of Franklin Street and south of Locust Street the following described property:

All that portion of Lot 22 of Maze Ranch Subdivision, as per map thereof filed March 19, 1909 in Volume 4 of Maps, Page 18, Stanislaus County Records, described as follows:

R-1 to P-D

Commencing at the point of intersection of the centerline of Maze Boulevard with the centerline of Franklin Street; thence northerly along the centerline of Franklin Street a distance of 185.20 feet to the true point of beginning; thence westerly along a line which is parallel with the centerline of Maze Boulevard and 185.20 feet therefrom, a distance of 355.65 feet to the southeast corner of the property conveyed to J.N. Snover and wife, by deed recorded June 9, 1932, as instrument No. 5250; thence northerly along the east line of said Snover property and the northerly extension thereof, a distance of 192.7 feet to a point on the centerline of Locust Street; thence easterly along the centerline of Locust Street 355.65 feet to the point of intersection of the centerline of Locust Street with the centerline of Franklin Street; thence southerly along centerline of Franklin Street 192.70 feet to the true point of beginning.

R-2 to P-D

Beginning at the point of intersection of the centerline of Maze Boulevard with the centerline of Franklin Street; thence northerly along the centerline of Franklin Street 185.20 feet; thence westerly along a line which is parallel with the centerline of Maze Boulevard and 185.20 feet therefrom, a distance of 355.65 feet to the southeast corner of the property conveyed to J.N. Snover and wife, by deed recorded June 9, 1932, as instrument No. 5250; thence continuing westerly along the south line of said Snover property 23.42 feet to the northeast corner of the property conveyed to C.C. Geist and wife, by deed recorded January 8, 1938, as instrument No. 288; thence southerly along the east line of said Geist property and the southerly extension thereof 185.20 feet a point on the centerline of Maze Boulevard; thence easterly along the centerline of Maze Boulevard 379.05 feet to the point of beginning.

WHEREAS, a public hearing was held on September 15, 1970, at which time the Planning Commission expressed its desire to hear the applicant's proposal based upon a P-D Zone for the construction of an apartment building complex, and

WHEREAS, said public hearing was continued to October 20, 1970, and

WHEREAS, the application was amended to request P-D Zoning, and

WHEREAS, said amended application was heard on October 20, 1970, and

WHEREAS, the Planning Commission found and determined that the Planned Development Zone as requested under the amended application for rezoning is not required by public necessity, convenience, and general welfare for the reasons set forth in Planning Commission Resolution No. 70-132, and

WHEREAS, the Planning Commission denied an amendment to Section 30-3-9 of the Zoning Map to rezone from One-family Residential Zone, R-1, and Two-family Residential Zone, R-2, to P-D(80) for a One-story, 44-unit apartment complex on property located on the north side of Maze Boulevard west of Franklin Street and south of Locust Street, and

WHEREAS, an appeal to the Planning Commission's decision denying the above requested rezoning was filed with the City Council on October 30, 1970, and

WHEREAS, the Council of the City of Modesto held a public hearing in the Council Chambers on November 23, 1970, at 7:40 o'clock P.M. for the purpose of considering the appeal, and

WHEREAS, after the public hearing the Council found and determined that the requested Planned Development Zone should be granted as consonant with public necessity, convenience and general welfare for the following reasons:

1. The dwelling unit density as proposed in this Planned Development Zone application is considerably less than the maximum number of dwelling units permitted in an R-3 Zone.
2. The property is located at the intersection of a major street and a collector street, and such intersections or locations are proper for medium and high density residential zoning according to adopted standards.

3. The proposed rezoning will help to fill a need in the community by providing quality low cost housing facilities, and

WHEREAS, the Council has introduced Ordinance No. 1062-C.S. on the 23rd day of November, 1970, reclassifying the above-described property from One-family Residential Zone, R-1, and Two-family Residential Zone, R-2, to Planned-Development Zone, P-D(80).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the decision of the Planning Commission be and is hereby overruled.

BE IT FURTHER RESOLVED by the Council as follows:

SECTION 1. DEVELOPMENT PLAN. The development plan for Planned Development Zone, P-D(80) is hereby approved in accordance with the plan titled "Site Plan Franklin Square Apartment Complex", dated October 20, 1970, as amended in red on its face and which said plan is on file in the office of the Planning Director, subject to the following conditions:

1. That all development be in accordance with the plan referred to above.
2. That all parking and driveway areas be improved in accordance with the provisions of Sections 10-2.1805 and 10-2.1807 of the Municipal Code. The drainage facilities for the parking area shall be approved by the Director of Public Works. All driveway approaches shall be in accordance with City of Modesto standard specifications.
3. That prior to the issuance of a building permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by both the Director of Planning and the Director of Parks and Recreation. The landscaping and irrigation system shall be installed and maintained in accordance with the approved landscaping and irrigation plan.
4. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
5. That all existing utilities located in the middle of the block shall be relocated in accordance with the requirements of the Director of Public Works. These utilities include, but are not limited to, city water main, sanitary sewer, private sanitary sewer connections, telephone cables, and street lighting circuit. The cost for moving these utilities shall be paid for by the applicant or as otherwise specified by the Director of Public Works.
6. That prior to the issuance of a building permit, the applicant shall pay to the City of Modesto the cost of planting eleven (11) street trees

at the prevailing rate.

7. That right of way for the widening of Maze Boulevard to major street width shall be dedicated and the Maze Boulevard frontage shall be improved to major street standards including concrete curb and gutter, sidewalk and matching street paving in accordance with the requirements of the Director of Public Works. The developer shall submit street improvement plans prepared by a registered civil engineer to the Department of Public Works for approval by the City Engineer.
8. That any sign to be erected as part of this Planned Development Zone shall be governed by that part of the Zoning Regulations of the Municipal Code pertaining to the multiple-family residential (R-3) zone.
9. That all outside lighting shall be shielded from adjacent residential areas, and shall be installed in accordance with the requirements of the City Engineer.
10. That all dedications and public improvements shall be made and installed prior to occupancy of the premises or by October 20, 1972, whichever occurs first.
11. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer, shall be filed with the City clerk to guarantee installation of all public improvements prior to the occupancy of the premises or by October 20, 1972, whichever occurs first.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned Development Zone, P-D(80):

The entire construction be accomplished in one phase, construction to begin on or before October 20, 1971, and to be completed not later than October 20, 1972.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan shall be made in accordance with the provisions of Section 10-2.2708 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 27 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(80) 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 November, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By William J. Nichols
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1163

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF AARON'S
AMBULANCE FOR LICENSE TO OPERATE IN CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 7, 1970 , at 4:20 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 application of Aaron's Ambulance for license to operate in the City of Modesto.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1164

A RESOLUTION GRANTING A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO ROBERT C. WHEELER TO OPERATE AN AMBULANCE SERVICE IN THE CITY OF MODESTO UNDER THE NAME OF DOCTOR'S AMBULANCE.

WHEREAS, Robert C. Wheeler, proposing to do business as Doctor's Ambulance, has filed an application for a permit to operate an ambulance service in the City of Modesto pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and

WHEREAS, a public hearing was set for November 23, 1970, at 7:45 o'clock P. M. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, 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 ambulance service for which application has been made by Robert C. Wheeler, and such service will promote the convenience, safety and welfare of the general public.

2. That the vehicles described in the application and proposed to be used are 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 Robert C. Wheeler to operate an ambulance service in the City of Modesto under the name of Doctor's Ambulance. A total number of three (3) ambulances 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 permit to Robert C. Wheeler, doing business as Doctor's Ambulance, for the three (3) ambulances authorized hereby after the Chief of Police has notified him that his check into the applicant's background has revealed nothing that would indicate that he is not fit to perform ambulance service, and after the applicant has 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 23rd day of November, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70- 1165

A RESOLUTION DENYING THE APPLICATION OF ROY B. HIRSCHKORN FOR A PERMIT TO OPERATE AN AMBULANCE SERVICE IN THE CITY OF MODESTO.

WHEREAS, Roy B. Hirschhorn, proposing to do business as Sentinel Ambulance Service, has filed an application for a permit to operate an ambulance service in the City of Modesto pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and

WHEREAS, a public hearing was set for November 23, 1970, at 7:45 o'clock P. M. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, 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 Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the public convenience and necessity does not require the operation of the ambulance service for which application by Roy B. Hirschhorn has been made, and such service would not promote the convenience, safety and welfare of the general public because there is already an adequate number of ambulances, for which permits have been granted, to meet the public need of the citizens and residents of the City of Modesto.

BE IT FURTHER RESOLVED that the application of Roy B. Hirschhorn for a permit to operate an ambulance service in the City of Modesto is hereby denied for the reason set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

A RESOLUTION DENYING THE APPLICATION OF DONALD L. SCHNEIDER FOR A PERMIT TO OPERATE AN AMBULANCE SERVICE IN THE CITY OF MODESTO.

WHEREAS, Donald L. Schneider, proposing to do business as Valley Ambulance, has filed an application for a permit to operate an ambulance service in the City of Modesto pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and

WHEREAS, a public hearing was set for November 23, 1970, at 7:45 o'clock P. M. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, 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 Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the public convenience and necessity does not require the operation of the ambulance service for which application by Donald L. Schneider has been made, and such service would not promote the convenience, safety and welfare of the general public because there is already an adequate number of ambulances, for which permits have been granted, to meet the public need of the citizens and residents of the City of Modesto.

BE IT FURTHER RESOLVED that the application of Donald L. Schneider for a permit to operate an ambulance service in the City of Modesto is hereby denied for the reason set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1167

A RESOLUTION DENYING THE APPLICATION OF LOUIS V. SIMON, DOING BUSINESS AS MODESTO AMBULANCE COMPANY, FOR A PERMIT TO OPERATE ADDITIONAL AMBULANCE VEHICLES IN THE CITY OF MODESTO.

WHEREAS, Louis V. Simon, doing business as Modesto Ambulance Company, operates an ambulance service in the City of Modesto, and

WHEREAS, Louis V. Simon has filed an application for a permit to operate additional ambulance vehicles in the City of Modesto pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and

WHEREAS, a public hearing was set for November 23, 1970, at 7:45 o'clock P. M. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, 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 Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the public convenience and necessity does not require the operation of the additional ambulance vehicles for which application has been made and such additional service would not promote the convenience, safety and welfare of the general public because there is already an adequate number of ambulances, for which permits have been granted, to meet the public need of the citizens and residents of the City of Modesto.

BE IT FURTHER RESOLVED that the application of Louis V. Simon, doing business as Modesto Ambulance Company, for a permit to operate additional ambulance vehicles in the City of Modesto is hereby denied for the reason set forth above.

BE IT FURTHER RESOLVED that the Council further finds and determines that Louis V. Simon has a Certificate of Public Convenience and Necessity to operate Modesto Ambulance Company in the City of Modesto with a total of three (3) ambulances that may be operated under said Certificate.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the

following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1168

A RESOLUTION ACCEPTING GRANT DEED FROM MODESTO IRRIGATION DISTRICT FOR ALLEY ON THE NORTH SIDE OF LATERAL NO. 4 FROM SYCAMORE TO McHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from Modesto Irrigation District dated November 10, 1970 for alley right of way on the north side of Lateral No. 4 from Sycamore to McHenry Avenue.

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Dixon, Mitchell, Newton, Smith, Robinson, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1169

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STATE OF CALIFORNIA FOR "TOPICS" PROGRAM

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and State of
California
for "Topics" 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 23rd day of
November 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Smith
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1170

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. 69-653.

WHEREAS, the Council finds that by reason of increased costs of maintenance of the Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course, said courses are now being operated at a deficit, and the rates for players using said courses should be increased,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. RATES. The rates for players upon the Modesto Municipal Golf Course and the Dryden Park Municipal Golf Course are hereby established as follows:

Monthly Unlimited Family Ticket, during months of November through January (husband and wife)	\$18.00
Monthly Unlimited Family Ticket, during months of February through October (husband and wife)	\$20.00
Monthly Unlimited Individual Ticket, during months of November through January	\$13.00
Monthly Unlimited Individual Ticket, during months of February through October	\$15.00
Monthly Student Ticket	\$ 5.00
Weekdays, for 18 holes	\$ 2.25
Weekends and holidays	\$ 2.75
Weekdays for 9 holes (applies only to the Modesto Municipal 9 Hole Golf Course)	\$ 1.50

Late Afternoon Rates

After 3 o'clock P.M. any day, during months of November, December, January and February	\$ 1.50
After 4 o'clock P.M. any day, during months of March and April	\$ 1.50
After 5 o'clock P.M. any day, during such time as Pacific Daylight Savings Time is in effect	\$ 1.50

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 tickets 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.

(d) Senior Citizen Tickets. Residents of the City of Modesto, sixty-five years of age or older, may play golf at the Municipal Golf Course without a fee, 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 holidays.

SECTION 3. CHILDREN. No children shall be permitted on the golf course under the age of eight years. Any child from age eight to eleven 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 greens fees.

SECTION 6. EFFECTIVE DATE. Said rates as herein established are to be effective as of December 1, 1970.

SECTION 7. REPEALS. Resolution No. 69-653 adopted on July 14, 1969, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1171

A RESOLUTION ACKNOWLEDGING RECEIPT OF A COPY OF NOTICE OF INTENTION TO CIRCULATE A PETITION FOR THE ANNEXATION OF INHABITED TERRITORY TO THE CITY OF MODESTO (COLLIER-TROMBETTA ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on November 13, 1970, there was filed with the City Clerk of the City of Modesto a copy of Notice of Intention to Circulate a Petition for the Annexation of Inhabited Territory to the City of Modesto (Collier-Trombetta Addition) with accompanying statement, under the Annexation Act of 1913, as amended, together with an affidavit of publication showing that said notice and statement were published on November 12, 1970, in The Modesto Bee, and

WHEREAS, the Annexation Act of 1913, as amended, provides that the legislative body may within fifteen (15) days after such filing adopt a resolution acknowledging receipt of the notice and accompanying statement and approving the circulation of the petitions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the receipt of said notice with accompanying statement and affidavit be, and the same is hereby acknowledged, and that approval be, and is hereby given for the circulation of the petition for annexation of that certain territory designated as the Collier-Trombetta Addition, twenty-one (21) days after the publication of said notice and statement, provided the petition contains a request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether the territory shall be annexed to and incorporated in and made a part of the City of Modesto, and the property therein subjected to taxation after annexation equally with the property within the City, to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: *H. T. Chapman*
City Clerk

(SEAL)

APPROVED AS TO FORM:

By *Elwyn L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1172
AMENDMENT TO LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND MR. A. O. WHITEHEAD TO HARVEST PEACHES ON THE RIVERSIDE PARK SITE TO PROVIDE A 15% INSTEAD OF A 20% RENTAL FEE

BE IT HEREBY RESOLVED by the Council of the City of Modesto amendment to lease that the/agreement between the City of Modesto and Mr. A. O.

Whitehead

for harvesting peaches on the Riverside Park site to provide a 15% instead of a 20% rental fee

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement amendment to lease by the designated city officials be authorized.

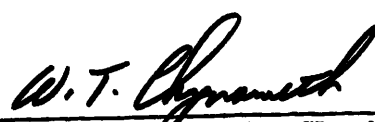
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November 1970 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1173

A RESOLUTION APPROVING LEASE AGREEMENTS FOR LEASING TIE-DOWN AND T-HANGAR SPACES ON A YEAR-TO-YEAR TENANCY AT THE MODESTO CITY-COUNTY AIRPORT, AND AUTHORIZING THE AIRPORT MANAGER TO EXECUTE SAID AGREEMENTS ON BEHALF OF CITY.

WHEREAS, the Council of the City of Modesto desires to establish a procedure whereby lease agreements may be entered into for the leasing of tie-down and T-hangar spaces on a year-to-year tenancy at the Modesto City-County Airport, and

WHEREAS, a form of agreement has been prepared for this purpose and it is proposed that the agreements be signed on behalf of the City of Modesto by its Airport Manager,

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 tie-down and T-hangar spaces on a year-to-year tenancy at the Modesto City-County Airport 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 tie-down and T-hangar spaces on a year-to-year tenancy at the Modesto City-County Airport.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

LEASE AGREEMENT
(Tie-Down or 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 _____, No. _____, on a year-to-year tenancy commencing on the _____ day of _____, 19 ____, for a rental payment of _____ (\$ _____) Dollars per month lawful money of the United States of America, less five (5%) percent discount for annual payment, in advance, to the Director of Finance, City of Modesto, City Hall, Modesto, California, or P.O. Box 642, Modesto, California.

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.

2. REGULATIONS: LESSEE acknowledges receipt of a copy of the Modesto Municipal Code Airport Regulations and agrees to abide by the Code as written. A copy of the regulations herein referred to is attached hereto, marked Exhibit "A" and made a part hereof as though set forth in full herein.

3. ASSIGNMENT: LESSEE shall not assign this lease nor any right hereunder, nor sublet the premises, nor any part thereof, nor suffer any other person to occupy or use the said premises or any portion thereof. In the event of a breach of this condition, CITY shall have the power to immediately declare this lease agreement terminated and will thereupon be entitled to take immediate possession of the premises.

4. INSURANCE: CITY will keep the premises insured against fire and other insurable risks covered within its blanket policy, provided, however, that 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. LESSEE agrees to provide insurance in the amounts set forth in Sections 7-3.108 and 7-3.108.1 of the Modesto Municipal Code, and to file a certificate evidencing such coverage in the Office of the City Clerk of the City of Modesto.

5. INDEMNIFICATION: LESSEE agrees to indemnify and hold CITY harmless from and against all liabilities or injuries to persons or damage to property caused by LESSEE'S use of, occupancy of, or operation of the demised premises.

6. 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.

7. 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.

8. TERMINATION: It is agreed between the parties hereto that this lease may be terminated by either party hereto upon giving thirty (30) days' written notice to the other party. If terminated prior to the end of any year's tenancy, CITY shall refund the balance of the year's rental payment, less five (5%) percent discount allowed for annual payment in advance. The Airport Manager is authorized to terminate this lease on behalf of the CITY.

9. FAILURE TO VACATE: LESSEE agrees to vacate said premises within thirty (30) days after receipt of notice so to do from CITY, and failing to vacate as herein provided, agrees that CITY, or its authorized agents, may enter upon said property 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 on LESSEE'S part of any of the terms or conditions hereof.

10. 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.

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. _____, adopted by the Council of the City of Modesto on the _____ day of _____, 19 ____, and LESSEE has caused this lease agreement to be executed.

CITY OF MODESTO, a municipal corporation,

By _____
AIRPORT MANAGER

LESSEE

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1174

A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT, AND RESCINDING RESOLUTION NOS. 67-505 and 69-331.

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,

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 are hereby established as follows, payable in advance:

(a) T-Hangars:

Hangar No. A	\$30.00 per unit per month.
Hangar No. B	\$32.00 per unit per month.
Hangar No. C	\$32.00 per unit per month.
Hangar No. D	\$32.00 per unit per month.
Hangar No. E	\$35.00 per unit per month.
Hangar No. F	\$35.00 per unit per month.

A five (5%) percent 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 - East half	\$135.00 per month.
Hangar No. 1 - West half	\$135.00 per month.
Hangar No. 2	\$135.00 per month.
Hangar No. 3	\$140.00 per month.
Hangar No. 4	\$165.00 per month.
Hangar No. 5 - East half	\$105.00 per month.
Hangar No. 5 - West half	\$105.00 per month.

SECTION 2. TIE DOWN FEES. Tie down charges and fees at the Modesto City-County Airport are hereby established as follows, payable in advance:

- (a) Tie Downs - Permanent - Single Engine . . . \$12.00 per month.
- (b) Tie Downs - Permanent - Light Twins . . . \$17.00 per month.
- (c) Tie Downs - Permanent - Heavy Twins . . . \$22.00 per month.

- (d) Tie Downs - Permanent - All 4-Engine Aircraft . . . \$27.00 per month.
- (e) Tie Downs - Transient - Single Engine \$ 1.00 per day.
- (f) Tie Downs - Transient - Light Twins \$ 2.00 per day.
- (g) Tie Downs - Transient - Heavy Twins \$ 3.00 per day.
- (h) Tie Downs - Transient - All 4-Engine Aircraft . . . \$ 4.00 per day.

A five (5%) percent discount will be made in the rental charges set forth in subparagraphs (a), (b), (c) and (d) above when a year's lease is entered into and the year's rental charges are paid in advance.

Overnight tie downs of aircraft belonging to or in the custody or possession of lessee 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 is hereby established as follows:

- (a) Office Building No. 1 \$34.00 per month.
- (b) Office Building No. 2 \$34.00 per month.

SECTION 4. NONSCHEDULED TRANSIENT AIRCRAFT CARRYING PASSENGERS AND/OR CARGO FOR HIRE. Aircraft landing at the Modesto City-County Airport shall pay a landing fee as follows:

- (a) All Light Twin Engine Propeller Aircraft . . \$ 5.00 per landing.
- (b) DC-3 \$ 8.50 per landing.
- (c) Convair and C-46 \$11.00 per landing.
- (d) All 4-Engine Propeller Aircraft \$15.00 per landing.
- (e) Jet Aircraft \$ 0.20 per 1,000 pounds of gross weight.
- (f) All Multi-Engine Aircraft, not based at Modesto City-County

Airport, 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 nonscheduled aircraft carrying cargo for hire.

SECTION 5. PERMANENTLY BASED COMMERCIAL SERVICES. Any person engaging in a commercial enterprise permanently based at the Modesto City-County Airport shall pay to the City the sum of Two Hundred and No/100ths (\$200.00) Dollars per year, payable in advance, for the privilege of engaging in business in the City of Modesto and on the Airport. Said sum shall be payable on a fiscal-year basis.

If said business is commenced after the beginning of the fiscal year, the fee provided above shall be prorated as of the date of commencement of said business.

SECTION 6. TEMPORARILY BASED COMMERCIAL SERVICES. Any person engaging in a commercial enterprise, temporarily based at the Modesto City-County Airport, 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 7. EFFECTIVE DATE. The charges and fees established by this resolution shall become effective on and after December 1, 1970.

SECTION 8. REPEALS. Resolution Nos. 67-505 and 69-331 adopted June 19, 1967, and April 21, 1969, respectively, are hereby rescinded, effective December 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1175

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (601 LaLoma, Lot 1 of Block 230 - Mrs. Myrtle Stille)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of LaLoma Ave., Block 230

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lot 1 of Block 230 of LaLoma as per map filed August 8, 1934 in Volume 11, Page 25, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 7th day of December, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized to implement the provisions of this resolution in accordance
with the procedure contained in Chapter 27, Part 3, Division 7 of
the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 23rd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1176

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (El Terino Ave. at 1124 Edison Ave., Lot 7 of Block 1071 - Miss Doreen E. Burke)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of El Terino Ave., Block 1071

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 1071 of Loconte Subdivision as per map filed October 16, 1953 in Volume 17 of Maps, Page 65, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 7th day of December, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized to implement the provisions of this resolution in accordance
with the procedure contained in Chapter 27, Part 3, Division 7 of
the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 23rd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1177

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (1129 E. Fairmont Ave., Lot 5 of Block 1072 - Mrs. S. Jacquelyn Lopez)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of E. Fairmont Ave., Block 1072

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties 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 1072 of Loconte Subdivision as per map filed October 16, 1953 in Volume 17 of Maps, Page 65, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 7th day of December, 1970, at
4:15 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 persons relating to the proposed work.


SECTION 3. The Superintendent of Streets is hereby auth-
orized to implement the provisions of this resolution in accordance
with the procedure contained in Chapter 27, Part 3, Division 7 of
the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 23rd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: 
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1178

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF SIDEWALK ALONG CERTAIN STREETS IN THE CITY OF MODESTO (Smith Ave. at 622 Brady Ave., west 55 feet of Lot 62 of Block 704 - Miss Velma G. Whitaker)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalks have been constructed, or construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Smith Ave., Block 704

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Superintendent of Streets is hereby directed to notify the owners of record of the properties described as follows: All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

The West 55.00 feet of the North 91.12 feet of Lot 62 of Block 704 of the City of Modesto as per maps filed December 21, 1942 in Volume 15 of Maps, Page 704, Stanislaus County Records.

to construct or cause to be constructed sidewalk
along the street frontage of the property/properties hereinabove
described, all of said construction to be in accordance with City
of Modesto standards for such construction work.

SECTION 2. The 7th day of December, 1970, at
4:15 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 persons relating to the proposed work.

SECTION 3. The Superintendent of Streets is hereby auth-
orized to implement the provisions of this resolution in accordance
with the procedure contained in Chapter 27, Part 3, Division 7 of
the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 23rd
day of November, 1970, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1179

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON WESTLAND DRIVE AT 1302 WESTLAND DRIVE, LOT 1, BLOCK 6021 (R.A. Sai - \$154.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 7, 1970 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Westland Drive at 1302 Westland Drive, Lot 1, Block 6021 - \$154.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1180

A RESOLUTION ESTABLISHING THREE ANNUAL INSTALLMENT PAYMENTS FOR THE COST OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER FOR THE AFRICAN METHODIST EPISCOPAL ZION CHURCH (Lots 26, 27, and 28 of Block 18), AMENDING SECTION THREE OF COUNCIL RESOLUTION NO. 69-1129

WHEREAS, Resolution No. 69-1129 adopted by the Council of the City of Modesto December 8, 1969 confirmed the costs of construction of sidewalk, curb and gutter on property (Lots 26, 27 and 28 of Block 18) standing in the name of African Methodist Episcopal Zion Church in the amount of \$272.50; and

WHEREAS, the African Methodist Episcopal Zion Church has requested that the tax roll be amended to permit the costs assessed against the property (Parcel No. 2-01 104-2015-005) be paid in three annual installment payments instead of the entire amount of \$272.50 which presently appears on the tax roll.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. Payment of the \$272.50 assessed against Lots 26, 27 and 28 of Block 18 standing in the name of African Methodist Episcopal Zion Church in three annual installment payments is hereby approved.
2. The staff is hereby authorized to request the Stanislaus County Board of Supervisors to amend the 1970-71 tax roll to permit payment of the assessment in three annual installments.
3. Section 3 of Resolution No. 69-1129 is hereby amended to permit payment of three annual installments.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1181

A RESOLUTION REQUESTING AMENDMENT OF 1970-71 TAX ROLL TO REDISTRIBUTE INSTALLMENT ASSESSMENT EQUALLY TO PARCELS NOS. 2-01-101-0830-001 AND 2-01-101-0831-001 STANDING IN THE NAME OF WILLIE C. STONE

WHEREAS, Modesto City Council Resolution No. 70-358 adopted April 20, 1970 approved assessment of \$350.14 for cost of installation of curb and gutter on Assessor's Parcel No. 002-01-101-0830-001, standing in the name of Willie C. Stone, more particularly described as follows:

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 1 to 4 inclusive of Block 402 of the City of Modesto, as per map filed December 21, 1942 in Volume 15 of Maps, Page 402, Stanislaus County Records

and

WHEREAS, a lien in the amount of \$315.14 against Parcel No. 002-01-101-0830-001 was recorded in the office of the Stanislaus County Recorder on April 29, 1970, Instrument No. 13742, Volume 2326, Page 832, and filed with the Stanislaus County Auditor for placement on the 1970-71 tax roll in six annual installments; and

WHEREAS, the above described property standing in the name of Willie C. Stone bears Parcel Nos. 2-01-101-0830-001 and 2-01 101-0831-001.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto:

1. Request is hereby made that the County Board of Supervisors amend the 1970-71 tax roll to redistribute the installment assessments equally between Parcels Nos. 2-01 101-0830-001 and 2-01-101-0831-001.
2. Section 2 of Resolution No. 70-358 adopted by the Council of the City of Modesto April 20, 1970 is hereby amended to add Assessor's Parcel No. 2-01-101-0831-001 to the property description.

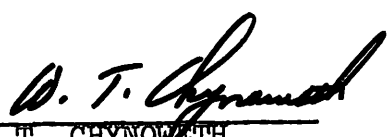
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson
Smith, Mayor Davies.

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1182

A RESOLUTION CONSENTING TO COMMENCEMENT OF
PROCEEDINGS TO ANNEX INHABITED TERRITORY
DESIGNATED AS THE ROUSE NO. 2
ADDITION TO THE CITY OF MODESTO UNDER THE
ANNEXATION ACT OF 1913.

WHEREAS, on September 21, 1970, a request for
consent to commence proceedings to annex certain territory
referred to as the Rouse No. 2

Addition to the City of Modesto was presented to the Council, and

WHEREAS, on September 21, 1970, said request
was referred to the Planning Commission of the City of Modesto for
investigation, report and recommendation, and

WHEREAS, on November 17, 1970, the Modesto
City Planning Commission rendered its report and recommendation
to the City Council, favoring the commencement of annexation pro-
ceedings, and

WHEREAS, it is the desire of the City Council to give
its consent to the commencement of such annexation proceedings
upon the condition that the electors within said territory be
informed at the time the petition for annexation is circulated
that the question to be submitted to said electors shall be
whether said territory shall be annexed to, incorporated in, and
made a part of the City of Modesto and the property therein sub-
jected to taxation after annexation equally with the property
within the City to pay the bonded indebtedness of the City of
Modesto for the acquisition, construction or completion of muni-
cipal improvements outstanding or authorized at the date of the
first publication of the notice of the election,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That said unincorporated territory proposed
to be annexed to the City of Modesto be and it is hereby designated
as the Rouse No. 2 Addition; said
territory is contiguous to the City of Modesto and is shown on

that certain map marked Exhibit "A" entitled, "PROPOSED ROUSE NO. 2
ADDITION (AS REVISED)"

dated November 17, 1970, which is attached hereto and made a part hereof.

SECTION 2. That consent be and it is hereby granted for the commencement of annexation proceedings of said Rouse No. 2 Addition in accordance with the Annexation Act of 1913, as amended, provided the petition for annexation contains the request that the question to be submitted to the electors residing in the territory proposed to be annexed shall be whether said territory shall be annexed to, incorporated in, and made a part of the City of Modesto and the property therein subjected to taxation after annexation equally with the property within the City to pay the bonded indebtedness of the City of Modesto for the acquisition, construction or completion of municipal improvements outstanding or authorized at the date of the first publication of the notice of the election.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

PROPOSED ROUSE No 2 ADDITION

(AS REVISED)

NOVEMBER 17, 1970

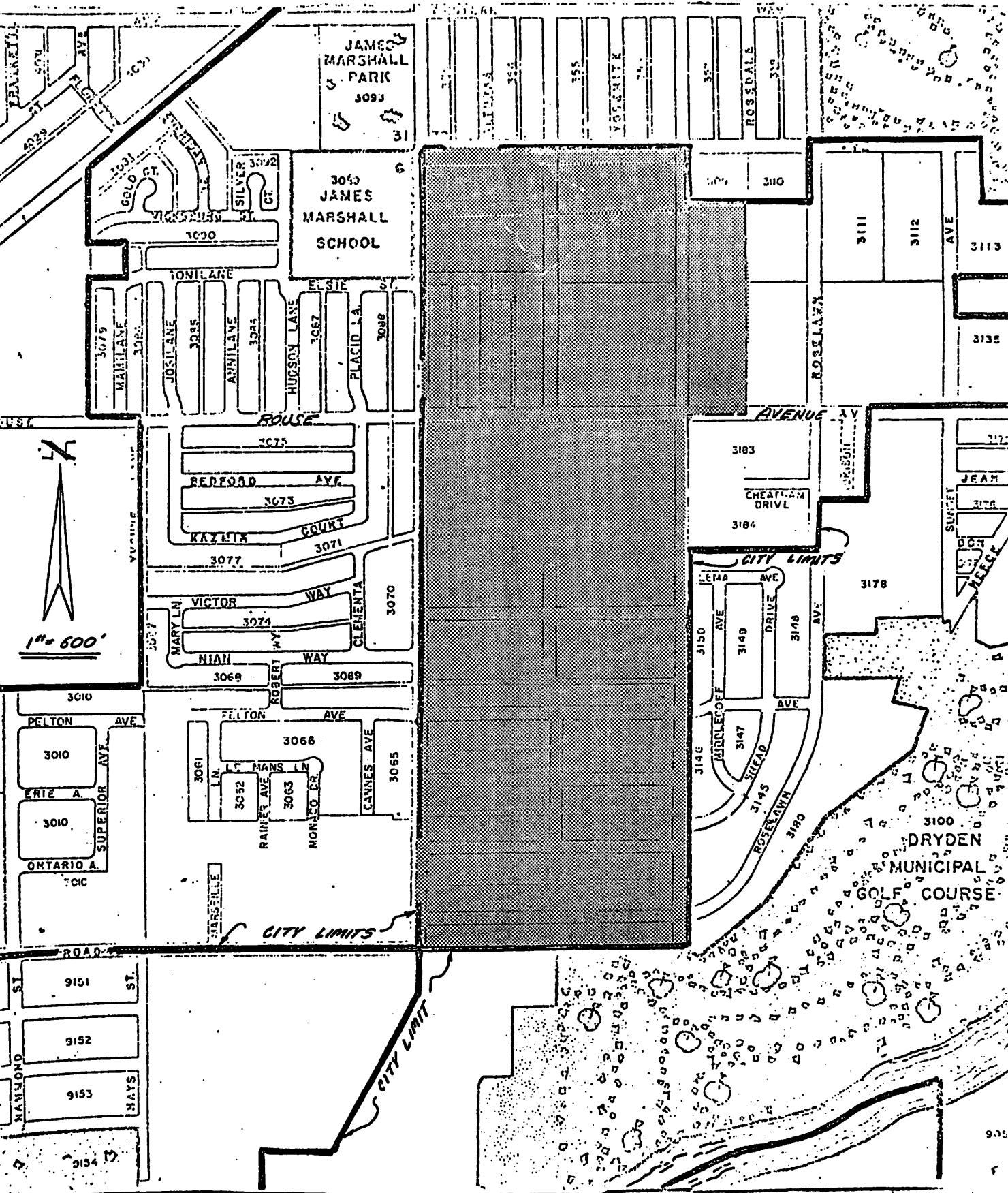


EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1183

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPLICATION FOR
PROPOSED AMENDMENT TO P-P-D (68)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 14, 1970, at 7:35 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of proposed amendments to P-P-D (68) to delete Condition No. 9 from Council Resolution No. 70-251; that the time requirement for annexation commencement be extended to June 30, 1971; that this requirement be made a part of the development schedule which could be acted upon by the Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1184

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTIONS 8-3-9 AND 17-3-9 OF THE ZONING MAP TO PREZONE TO HIGHWAY FRONTAGE ZONE, H-1, PROPERTY LOCATED ON THE NORTH SIDE OF LEVELAND LANE, APPROXIMATELY 425 FEET WEST OF McHENRY AVENUE (RUDDY)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 17, 1970, in the Council Chambers, City Hall, for the purpose of considering ~~xx~~ amendments to Sections 8-3-9 and 17-3-9 of the zoning map to prezone to Highway Frontage Zone, H-1, property located on the north side of Leveland Lane, approximately 425 feet west of McHenry Avenue the following described property:

(See "EXHIBIT A" attached)

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-146 recommending to the Council that pre zoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendments to Sections 8-3-9 / ^{and 17-3-9} of the Zoning Map be set for December 14, 1970 at 7:40 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed pre zoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that certain real property situate in a portion of Section 8 and 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, described as follows:

Commencing at the Section corner common to Sections 8, 9, 16, and 17, said corner being on the center line of McHenry Avenue; thence South $0^{\circ} 47' 40''$ East along the East line of said Section 17 and said center line of McHenry Avenue a distance of 990.35 feet, more or less, to the centerline of Leveland Lane; thence North $88^{\circ} 54' 50''$ West along said center line of Leveland Lane 425.23 feet to a point which is 425.00 feet at right angles from the center line of McHenry Avenue, said point being the point of beginning of this description; thence continuing North $88^{\circ} 54' 50''$ West along said center line of Leveland Lane 101.51 feet; thence North $0^{\circ} 47' 40''$ West along a line parallel with and 526.46 feet at right angles from said center line of McHenry Avenue, a distance of 630.00 feet; thence North $10^{\circ} 12'$ East 364.50 feet, more or less, to a point on the Section line between said Sections 8 and 17 from which the corner common to said Sections 8, 9, 16, and 17 bears South $88^{\circ} 56' 25''$ East 457.25 feet; thence North $0^{\circ} 52' 20''$ West along a line parallel with and 457.00 feet at right angles from the center line of McHenry Avenue a distance of 503.33 feet, more or less, to the Southwest corner of land conveyed to Dorothy B. Wilbur, et al, by Deed dated January 15, 1968, and recorded January 16, 1968, in Volume 2202 of Official Records at Page 625, Instrument Number 1671, Stanislaus County Records; thence South $89^{\circ} 01' 45''$ East along the South line of said Wilbur land 32.02 feet; thence South $0^{\circ} 52' 20''$ East along a line parallel with and 425.00 feet at right angles from said center line of McHenry Avenue a distance of 503.35 feet, more or less, to a point on the Section line between said Sections 8 and 17 from which the corner common to said Sections 8, 9, 16, and 17 bears South $88^{\circ} 56' 25''$ East 425.23 feet; thence South $0^{\circ} 47' 40''$ East along a line parallel with and 425.00 feet at right angles from said center line of McHenry Avenue a distance of 990.15 feet, more or less, to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1185

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16-3-9 OF THE ZONING MAP TO REZONE FROM MULTIPLE-FAMILY RESIDENTIAL ZONE, R-3 TO PROFESSIONAL OFFICE ZONE, P-0, ON PROPERTY LOCATED AT THE NORTHWEST CORNER OF COFFEE ROAD AND NORWEGIAN AVENUE (WAINWRIGHT REALTY)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 17, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 16-3-9 of the zoning map to rezone from Multiple-family Residential Zone, R-3, to Professional Office Zone, P-0, on property located at the northwest corner of Coffee Road and Norwegian Avenue
the following described property:

(See "EXHIBIT A" attached)

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-147 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 16-3-9 of the Zoning Map be set for December 14, 1970 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

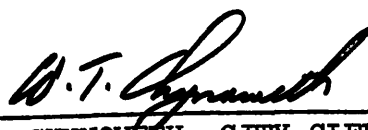
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Parcel A

Parcel 3 as shown on the Parcel Map filed August 15, 1967, in Book 4 of Parcel Maps, at Page 9, Stanislaus County Records, and being a portion of the Southeast quarter of Section 16, Township 3 South, Range 9 East, M.D.B. & M.;

Excepting therefrom all that portion described as follows: Beginning at the Northwest corner of said Parcel 3; thence South $0^{\circ} 53'$ East, 200.00 feet thence $89^{\circ} 31'$ East, 255.64 feet; thence North 200.00 feet, more or less, to a point on the North line of Parcel 3, said point also being the Northwest corner of Parcel 4, as shown on said Parcel Map; thence along the North line, North $89^{\circ} 31'$ West, 256.00 feet to the point of beginning.

Parcel B

Parcel 4, as shown on the Parcel Map filed August 15, 1967, in Book 4 of Parcel Maps, at Page 9, Stanislaus County Records, and being a portion of the Southeast quarter of Section 16, Township 3 South, Range 9 East, M.D.B. & M.

Including that portion of Coffee Road immediately adjacent to Parcel 3 and Parcel 4 lying westerly of the centerline of Coffee Road.

Also including the northerly 30 feet of Norwegian Avenue immediately adjacent to Parcel 3.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1186

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 31-3-9 TO REZONE FROM ONE-FAMILY, R-1, TO RESIDENTIAL AGRICULTURAL ZONE, R-A, FOR DEVELOPMENT OF VINEYARD NURSERY (GALLO GLASS COMPANY)

WHEREAS, the Modesto City Planning Commission held a public hearing on November 17, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 31-3-9/to rezone from one-family, of the zoning map R-1, to Residential Agricultural Zone, R-A, for development of vineyard nursery the following described property:

(See "EXHIBIT A" attached)

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-145 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 31-3-9 of the Zoning Map be set for December 14, 1970 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

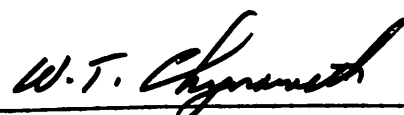
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that certain real property situated in the City of Modesto, County of Stanislaus, State of California described as follows:

Parcel No. 1:

All of Lot 25 of Maze Ranch Subdivision, as per Map filed March 19, 1909, in Volume 4 of Maps, Page 18, Stanislaus County Records.

Including all of Maze Road adjacent to Lot 25 of said Maze Ranch Subdivision.

Excepting therefrom that portion thereof described in Deed to Roy B. Maxey recorded April 12, 1929, in Volume 329 of Official Records, Page 273, as follows:

Beginning at a point that lies south $0^{\circ} 12'$ East 30 feet and North $89^{\circ} 45' 30''$ west 40 feet from quarter section corner between Section 30 and 31, Township 3 South, Range 9 East, M.D.B. & M.; thence continuing North $89^{\circ} 45' 30''$ West 160 feet thence South $0^{\circ} 12'$ East, 200 feet; thence South $89^{\circ} 45' 30''$ East 160 feet; thence North $0^{\circ} 12'$ West 200 feet to the point of beginning.

Also excepting therefrom that portion deeded to the City of Modesto, a municipal corporation, by Deed recorded February 15, 1966, in Volume 2086, page 37 as Instrument No. 5709, Stanislaus County Records.

Parcel No. 2:

All of Lots 26 and 27 of Maze Ranch Subdivision, as per Map filed March 19, 1909, in Volume 4 of Maps, page 18, Stanislaus County Records.

Excepting from said Lot 27, the West 137.10 feet thereof.

Including All of Maze Road immediately adjacent to the above described property.

Parcel No. 3

All of Lots 29, 30 and 31 of Maze Ranch Subdivision, as per map filed March 19, 1909, in Volume 4 of Maps, Page 18, Stanislaus County Records.

Excepting therefrom said Lot 29 and from Lots 30 and 31, that portion described as follows:

Beginning at the Southeast corner of said Lot 31, said corner being also the interior quarter corner of Section 31, Township 3 South, Range 9 East, M.D.B. and M.; thence South $89^{\circ} 53'$ West, along the South line of Lots 31, 30, and 29 and along the East and West quarter section line of said Section 31, a distance of 1554.84 feet to a point on a line which is parallel with and 130.00 feet, measured at right angles, Easterly from the East line of property conveyed to Maze Ranches, Inc., by Deed recorded August 17, 1962, in Volume 1790, of Official Records, page 145, as Instrument No. 31415; thence North $0^{\circ} 50' 55''$ West, along said parallel line, a distance of 784.05 feet to a point on the Westerly extension of the North line of property conveyed to the Modesto Elementary School District by Deed recorded October 28, 1949, as Instrument No. 22512; thence North $89^{\circ} 53'$ East, along the last mentioned line and along the North line of said School District property, a distance of 1563.71 feet to a point on the east line of said Lot 31, said line being also the North and South quarter section line of said Section 31; thence South $0^{\circ} 12'$ East along said East lot line, a distance of 784.00 feet to the point of beginning.

Also excepting all of California Avenue immediately adjacent to Lot 29 of said Maze Ranch Subdivision.

Also excepting from Parcels 1, 2, and 3 above described, that portion lying within the boundaries of Unit No. 1 of Willow Estates, as per Map filed May 15, 1962, in Volume 20 of Maps, page 13, Stanislaus County Records.

Also excepting all of Emerald Avenue immediately adjacent to Lot 25 and Lot 31 of said Maze Ranch Subdivision.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1187

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,800 FOR PUBLIC
WORKS WATER QUALITY CONTROL COMMUNICATIONS

BE IT RESOLVED by the Council of the City of Modesto that the
following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$ 800.00
Communications (204-19-101)	\$1,000.00
TO: Communications (204-53-101)	\$1,800.00

(It is desirable to have all sewer costs charged to the
sewer fund; therefore, communications which has previously
been included in City Hall budget is to be shown in Water
Quality Control Budget.)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 23rd day of November
1970 by Councilman Robinson , who moved its adoption, which motion
being duly seconded by Councilman Smith , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1188

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$530 FOR REVISED SIGNAL WORK AT ORANGEBURG AND SUNRISE

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SPECIAL FUND FOR CAPITAL OUTLAYS (321)

FROM: General Reserve (60-321)	\$530
TO: Orangeburg/Sunrise (6163-56-321)	\$530

(Widening of Orangeburg west of Sunrise necessitates changes costing \$530 in traffic signals being installed at that location)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November 1970 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1189

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,000 TO PROVIDE FUNDS FOR FIRE TRUCK MAINTENANCE FOR THE BALANCE OF FISCAL YEAR 1970-71

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$3,000
TO: M/R Automotive Equipment (222-21-101)	\$3,000

(Emergency repairs to Fire Department pumpers have depleted the funds budgeted for normal maintenance and repair of Fire Department equipment. The transfer of funds is required to provide for continued maintenance of 13 fire trucks for the balance of the current fiscal year)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of November 1970 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1190

A RESOLUTION OF SUPPORT OF PACIFIC SOUTHWEST AIRLINES

WHEREAS, the Stanislaus-San Joaquin County area has recently experienced a severe reduction in commercial air service, and

WHEREAS, remaining commercial air service does not fully meet the needs of the citizens of the area, and

WHEREAS, there exists a definite need for better and more frequent commercial air service to both the Los Angeles and San Francisco gateways, and

WHEREAS, adequate commercial air service is a vital necessity in the business, professional and public community of today, and

WHEREAS, Pacific Southwest Airlines (PSA) has demonstrated its willingness to bring more adequate commercial air service to the Stanislaus-San Joaquin County area, and

WHEREAS, PSA has shown its interest by filing with the California Public Utilities Commission for permission to serve the area with four southbound and four northbound daily flights connecting to the Los Angeles and San Francisco gateways,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto does hereby endorse the efforts of PSA to serve the area with adequate commercial air service and does further urge members of the California Public Utilities Commission to give favorable consideration to the request by Pacific Southwest Airlines.

BE IT FURTHER RESOLVED that Pacific Southwest Airlines is hereby requested to consider serving the Modesto City-County Airport as soon as practical.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,

NOES: Councilmen: None
Mayor Davies

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1190-A

A RESOLUTION ACCEPTING THE CONSTRUCTION OF GENTZ CONSTRUCTION COMPANY'S CONTRACT FOR THE PLACING OF ADDITIONAL RIPRAP ON OXIDATION POND LEVEE, PROJECT UNIT NO. 11, SEWERAGE WORKS IMPROVEMENT

WHEREAS, a report has been filed by the Director of Public Works that the construction of Additional Riprap on Oxidation Pond Levee, Project Unit No. 11, Sewerage Works Improvement

has been completed by Gentz Construction Company

in accordance with the contract agreement dated July 14, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of Additional Riprap on Oxidation Pond Levee, Project Unit No. 11, Sewerage Works Improvement

be accepted from said contractor, Gentz Construction Company

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$186,240.00 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 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1191

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ELRICH CONSTRUCTION COMPANY'S CONTRACT FOR GRADING, PAVING AND DRAINAGE AT MANCINI PARK

WHEREAS, a report has been filed by the Director of Public Works that the construction of grading, paving and drainage at Mancini Park

has been completed by Elrich Construction Company

in accordance with the contract agreement dated October 5, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of grading, paving and drainage at Mancini Park be accepted from said contractor, Elrich Construction Company

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$9,488.00 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 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1192

A RESOLUTION ACCEPTING THE BID OF ASPLUNDH EQUIPMENT SALES & SERVICE
FOR FURNISHING ONE NEW TRAILER-MOUNTED BRUSH CHIPPER

WHEREAS, Resolution No. 70-1110 adopted by the Council of the City
of Modesto on November 9, 1970 approved the plans and specifications
for ~~the~~ furnishing one new Trailer-Mounted Brush Chipper

and authorized the call for bids, and

WHEREAS, the bids received for ~~the~~ furnishing one new Trailer-
Mounted Brush Chipper

were opened at 10:15 A.M. November 24, 1970 and later tabulated by
the Purchasing Agent for the consideration of the Council,
and

WHEREAS, the Purchasing Agent has recommended that the bid
of Asplundh Equipment Sales and Service in the amount of \$4,023.56

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Asplundh Equipment Sales and Service in the amount
of \$4,023.56

be accepted and the execution of a contract for the completion of
the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 7th day of December / 1970
by Councilman Robinson who moved its adoption, which motion being
duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1193

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO
ANNEXING TERRITORY TO THE MODESTO MUNICIPAL SEWER
DISTRICT NO. 1 AND FIXING AND DETERMINING ITS
BOUNDARIES. (MABLE ADDITION)

WHEREAS, the Council (herein called the "Council") of the City of Modesto (herein called the "City") heretofore on August 15, 1966, duly adopted Resolution No. 66-543, which was recorded in the office of the County Recorder of Stanislaus County on August 16, 1966, and which established the Modesto Municipal Sewer District No. 1, and

WHEREAS, the Council heretofore on October 19, 1970, duly adopted Resolution No. 70-1055 (herein called the "resolution") determining that the public interest and convenience require that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 64 be annexed to the Modesto Municipal Sewer District No. 1, setting forth a general description of the area proposed to be annexed, and naming a time and place for hearing on annexation of the territory proposed to be annexed and providing for notice thereof, and

WHEREAS, the resolution, together with the names of the members of the Council voting for and against it, was posted, mailed to property owners in the area proposed to be annexed and published in the time, form and manner required by the resolution and by the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Section 4600, et seq., herein called the "Law") as evidenced by the affidavit of posting and mailing and the affidavit of publication of the resolution on file in the office of the City Clerk, and

WHEREAS, on Monday, December 7, 1970, at the hour of 4:05 P.M., at the Council Chambers, City Hall, 801 11th Street, Modesto, California, said hearing was duly held and no objections were presented to the Council to the annexation of the area proposed to be annexed or to the inclusion of any lands in the District except:

No objections.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 64 to the Modesto Municipal Sewer District No. 1 or to the inclusion of any lands in said annexation are hereby overruled.

SECTION 2. The Council hereby determines that no territory or land is included within the boundaries of the territory proposed to be annexed to said Modesto Municipal Sewer District No. 1 which will not be benefited by said district.

SECTION 3. The Council hereby annexes that certain territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 64 to the Modesto Municipal Sewer District No. 1.

SECTION 4. The boundaries of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 64, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as attached hereto and made a part hereof as though set forth in full herein.

SECTION 5. This resolution is adopted and all proceedings for the annexation of territory to the District shall be taken, pursuant to the Law.

SECTION 6. A certified copy of this resolution shall be recorded in the office of the County Recorder of Stanislaus County. Upon such recordation, the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 64, shall be deemed annexed to the Modesto Municipal Sewer District No. 1. Certified copies of this resolution, certified by the City Clerk, together with a map or plat showing the boundaries of the territory annexed, shall be filed by the City Clerk with the County Assessor of Stanislaus County, the County Clerk of Stanislaus County and the State Board of Equalization, Sacramento, California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the

7th day of December, 1970, by Councilman Simon,
who moved its adoption, which motion being duly seconded by Coun-
cilman Dixon, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

BY R. C. Hasegood
Public Works Department

RML
10-29-70

July 10, 1970
Corrected
September 14, 1970

MABLE ADDITION

All that real property in the State of California, County of Stanislaus, being the West half of the Northeast quarter of the Northeast quarter and the East half of the Northwest quarter of the Northeast quarter 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 Northeast corner of the SYLVAN-COFFEE NO. 2 ADDITION (243), as per description filed October 22, 1969 as Instrument 35372, Stanislaus County Records, said point being the Northwest corner of the East half of the Northwest quarter of the Northeast quarter of Section 10 on the center line of 40 foot Mable Avenue; thence along the existing City Limits on the Eastern line of said Addition (243), South $00^{\circ} 53' 35''$ East, 1320.02 feet, to the East-West quarter quarter line of the North half of Section 10; thence along said quarter quarter line, North $89^{\circ} 23' 40''$ East, 1307.80 feet, to the East line of the West half of the Northeast quarter of the Northeast quarter of Section 10; thence along said East line, North $00^{\circ} 53' 15''$ West, 1320.90 feet, to the North line of Section 10 on the center line of Mable Avenue; thence along said North line and center line, South $89^{\circ} 21' 20''$ West, 1307.90 feet, to the point of beginning, containing 39.646 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1194

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 IMPROVE-
MENT, AND DIRECTING THE METHOD OF COLLECTION
OF SAID LIEN (F Street at 601 - 7th Street, Lots 15
and 16 of Block 31 - Ross O. Tanner - \$1,179.03)
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 construc-
tion of sidewalk may be required, and

WHEREAS, the Council did, on August 10, 1970
adopt its Resolution No. 70-768, directing the Superin-
tendent of Streets to give notice requiring the construction of
sidewalk along certain streets in the City
of Modesto as provided therein, and

WHEREAS, the Superintendent of Streets proceeded to
cause the completion of the construction of sidewalk
as aforesaid, in compliance with the provisions
of Chapter 27 of Part 3 of Division 7 of the Streets and Highways
Code, and

WHEREAS, December 7, 1970, at 4:10 O'clock
P.M. in the Council Chambers, located in the City Hall, 801
Eleventh Street, Modesto, California, was set as the time and place
for a hearing and passing upon the report of the Superintendent of
Streets with respect to the construction of said improvement, and

WHEREAS, upon the completion of said hearing, said
Council confirmed the report of the Superintendent of Streets, as
submitted, and on file in the office of the City Clerk, the cost
of said work specified in Section 1 of this resolution being
determined in the total amount of \$1,179.03.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$1,179.03 Dollars, be assessed in 10 annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

All that real property in the City of Modesto, County of Stanislaus, State of California, described as follows:

Lots 15 and 16 of Block 31 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 31, Stanislaus County Records.

SECTION 2. Said assessment shall bear interest on the unpaid balance at the rate of six (6%) percent per annum, said interest to begin to run on the 31st day after the adoption of this resolution.

SECTION 3. In accordance with the provisions of Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by

Councilman Newton, was upon roll call carried and the resolution adopted by the following vote;

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1195

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (601 LaLoma, Lot 1
of Block 230 - Mrs. Myrtle Stille)

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 sidewalk may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and Highways Code, the Superintendent of Streets finds that sidewalk have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along LaLoma Ave., Block 230, and

WHEREAS, the Council, did, on November 23, 1970, adopt its Resolution No. 70-1175, directing the Superintendent of Streets to give notice requiring the construction of sidewalk along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 7th day of December 1970, at 4:15 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 70-1175, 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1175 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 7th day of December, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1176 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 7th day of December, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1197

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO (1129 E. Fairmont
Ave., Lot 5 of Block 1072 - Mrs. S. Jacquelyn Lopez)

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 sidewalk
may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk
have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along E. Fairmont Ave., Block 1072

, and
WHEREAS, the Council, did, on November 23, 1970,
adopt its Resolution No. 70-1177, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk
along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 7th
day of December 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-1177, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1177 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 7th day of December, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1198

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN

STREETS IN THE CITY OF MODESTO (Smith Ave. at 622
Brady Ave., west 55 feet of Lot 62 of Block 704 -
Miss Velma G. Whitaker)

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 sidewalk

may be required, and

WHEREAS, in accordance with Section 5876 of the Streets and
Highways Code, the Superintendent of Streets finds that sidewalk

_____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Smith Ave., Block 704

_____, and

WHEREAS, the Council, did, on November 23, 1970,
adopt its Resolution No. 70-1178, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk

_____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the 7th
day of December 1970, at 4:15 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may be
raised by the property owners or other interested persons relating to
the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be
given as directed by said Resolution No. 70-1178, and

WHEREAS, at the time set for hearing the protests and
objections, if any, to the proposed work, the said Council pro-
ceeded 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 are hereby overruled or denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 70-1178 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 7th day of December, 1970, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

A RESOLUTION DENYING THE APPLICATION OF GEORGE E. CRABTREE II FOR A PERMIT TO OPERATE AN AMBULANCE SERVICE IN THE CITY OF MODESTO.

WHEREAS, George E. Crabtree II, proposing to do business as Aaron's Ambulance, has filed an application for a permit to operate an ambulance service in the City of Modesto pursuant to the provisions of Chapter 8 of Title III of the Modesto Municipal Code, and

WHEREAS, a public hearing was set for December 7, 1970, at 4:20 o'clock P. M. in the Council Chambers in the City Hall located at 801 11th Street, Modesto, 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 Council on said application,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby finds and determines that the public convenience and necessity does not require the operation of the ambulance service for which application by George E. Crabtree II has been made, and such service would not promote the convenience, safety and welfare of the general public because there is already an adequate number of ambulances, for which permits have been granted, to meet the public need of the citizens and residents of the City of Modesto.

BE IT FURTHER RESOLVED that the application of George E. Crabtree II for a permit to operate an ambulance service in the City of Modesto is hereby denied for the reason set forth above.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1200

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,000 TO PROVIDE FUNDS FOR BUILDING INSPECTOR SALARY BEGINNING MARCH 1, 1971

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

GENERAL FUND

From:	General Reserve (60)	\$3,000
To:	S & W., Regular (110-42-101)	\$3,000

(To provide funds for Building Inspector salary beginning March 1, 1971, four months at Step A (\$750))

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December 19 70 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1201

A RESOLUTION REVISING THE POSITION CLASSIFICATION PLAN FOR THE CITY OF MODESTO.

WHEREAS, a Position Classification Plan was adopted by Resolution No. 67-66 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 an amendment 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 by resolution of the City Council,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Position Classification Plan of the City of Modesto is hereby amended to abolish a certain class of position and create one new position as follows:

CLASSIFICATION ABOLISHED

Water Quality Control Assistant

CLASSIFICATION CREATED

Water Quality Control Foreman

SECTION 2. The specifications for the classification created, as shown on the attached Exhibit "A", which is hereby made a part of this resolution by reference, are hereby approved and made a part of the Position Classification Plan.

SECTION 3. This resolution shall become effective on January 5, 1971.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

WATER QUALITY CONTROL FOREMAN

Definition

Under direction to plan, assign and supervise the work of personnel engaged in the operation and maintenance of the sewage treatment facility and laboratory and to do related work as required.

Typical Tasks

Maintains files of records, acts for superintendent in his absence; trains and evaluates work of subordinate employees; assists in operation and repair work at plant and other facilities; inspects work of others; supervises laboratory and makes calculations to arrive at results of analysis; sets up routines for collection of samples; instructs in proper operation and maintenance methods; fills in for subordinate personnel when necessary; recommends changes in procedures and operations; prepares reports and cost estimates as required.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade, and three years' sewage treatment plant experience including laboratory experience.

Desirable Qualifications

Knowledge of the methods and techniques of sewage collection and disposal and of the equipment used in such work; knowledge of pumps, motors, and similar equipment; knowledge of chemical tests and the ability to make standard chemical and bacteriological tests and other laboratory tests for water quality; ability to make repairs and adjustments to sewage treatment equipment; ability to keep records and prepare reports; ability to supervise others and follow oral and written instructions.

Exhibit "A"

City of Modesto

1970

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1202

A RESOLUTION AMENDING EXHIBIT "B" OF RESOLUTION NO. 70-622 ENTITLED "A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING COMPENSATION FOR POSITIONS IN THE CITY SERVICE", AS AMENDED BY RESOLUTION NO. 70-665.

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. AMENDMENT TO RESOLUTION NO. 70-622 AS AMENDED BY RESOLUTION NO. 70-665. Exhibit "B" entitled "Personnel Office Alphabetical Listing of Classifications in Modesto City Service 1970-71", attached to Resolution No. 70-622 entitled "A Resolution Establishing Salary Schedules and Fixing Compensation for Positions in the City Service" as amended by Resolution No. 70-665, is hereby amended as shown on the Amended Exhibit "B", which is attached hereto and made a part hereof as though set forth in full herein. Said Amended Exhibit "B" adds the position of Water Quality Control Foreman, Range No. 25, and deletes the position of Water Quality Control Assistant, Range No. 23.5,

SECTION 2. EFFECTIVE DATE. This resolution shall become effective on January 5, 1971.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

ALPHABETICAL LISTING

OF

CLASSIFICATIONS IN MODESTO CITY SERVICE

1970-71

(Effective 6/30/70, amended 7/13/70)

<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>
Account Clerk	14.5	Electrician	23.5
Account Clerk, Senior	18.5	Electrician Leadman	24.5
Accountant	26	Engineering Aide	20.5
Accountant, Junior	22.5	Engineering Aide, Junior	17.5
Accountant, Senior	29	Engineering Aide, Princ.	26
Administrative Assistant	26	Engineering Aide, Senior	23.5
Airport Manager	26.5	Equipment Mechanic	21.5
Asst. City Clerk	20.5	Equipment Serviceman	18.5
Asst. City Engineer	34		
Asst. Dir. of Public Works	34	Fire Chief	35.5
Asst. Fire Chief	31.5	Fire Engineer	23.5
Asst. Planner	26	Fire Lieutenant	25.5
Asst. Poundmaster	17.5	Fireman	22.5
Asst. to City Mgr.-Personnel Officer	31.5	Golf Course Maint. Foreman	25
Associate Civil Engineer	32		
Associate Planner	29	Heavy Equipment Operator	20.5
Battalion Chief	28.5	Janitor	14.5
Building Inspector	25	Junior Civil Engineer	26
Building Inspector, Senior	27		
Building Maint. Foreman	22	Key Punch Operator	14.5
Chief Building Official	32	Laboratory Technician	20.5
Chief Electrician	27	Laborer	16.5
Chief of Police	36.5		
City Attorney	N/A	Office Machine Operator	15
City Clerk & Auditor	30.5	Office Machine Supervisor	18.5
City Manager	N/A		
Civil Engineering Asst.	28	Parking Meter Svc. & Reprmn.	18.5
Clerk, Intermediate	13	Parks Foreman	25
Clerk, Junior	10	Parks Leadman	22
Construction Inspector	25	Parks Maintenance Man	18.5
		Parks Maint. Mechanic	19.5
		Parks Superintendent	29
Data Processing Supervisor	22.5	Planning Aide	20.5
Deputy City Manager	39.5	Planning Aide, Junior	17.5
Director of Finance	35.5	Planning Aide, Senior	23.5
Director of Park. & Traffic	36	Police Captain	31
Dir. of Parks & Recreation	35	Police Lieutenant	29
Director of Planning	36	Police Property Clerk	17.5
Dir. of P.W. & City Eng.	39.5		

Title of Classification Range
No.

Police Records Supervisor 24.5
Police Sergeant 27
Policeman 24.5
Policewoman 24.5
Poundmaster 20.5
Public Works Foreman 25
Public Works Leadman 22
Public Works Maint. Man 18.5
Public Works Maint. Mech. 19.5
Public Works Maint. Supt. 27
Purchasing Officer 27.5

Radio-Telephone Operator 19.5
Recreation Supervisor I 23.5
Recreation Supervisor II 25.5

Secretary 18.5
Secretary to City Attorney 20.5
Secretary to City Manager 21.5
Senior Planner 32
Service Division Supt. 27
Shop Foreman 23.5
Stenographer Clerk, Inter. 14.5
Stenographer Clerk, Junior 11
Stores & Equipment Clerk 19.5
Supervisor of Gen. Services 23.5

Telephone Oper.-Receptionist 13
Traffic Painter 20.5
Tree Foreman 25
Tree Leadman 22
Tree Trimmer 20.5
Typist Clerk, Intermediate 13
Typist Clerk, Junior 10

Water Service Foreman 25
Water Quality Control Foreman 25
Water Quality Control Op. I 18.5
Water Quality Control Op. II 21.5
Water Quality Control Supt. 29

Zoning Inspector 25

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1203

A RESOLUTION APPROVING THE FINAL MAP OF THE
APPLEGATE NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, WARD CRUMP DEVELOPMENT, INC., a corporation,

is
~~xxx~~ possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 7.83 acres, known as the
APPLEGATE NO. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 21st day of July,
19 70, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said APPLEGATE NO. 1
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the APPLEGATE NO. 1
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Nine
Hundred Sixty-Seven and 65/100ths (\$1,967.65) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Fifty-One
Thousand, Four Hundred and no/100ths (\$51,400.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the
City Clerk be authorized to execute and attest, respectively, an
agreement with subdividers as required by Section 4-4.604(c) of
the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1204

A RESOLUTION APPROVING THE FINAL MAP OF THE
TOWN AND COUNTRY TERRACE NO. 2 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Daniel Levin, an individual

~~is~~ is possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 6.690 acres, known as the
Town and Country Terrace No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 7th day of July,
1970, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said Town and Country Terrace No. 2
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the Town and Country Terrace No. 2
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Four
Hundred Forty-Four and 5/100ths (\$1,444.05) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Twenty-
Seven Thousand, Three Hundred and no/100ths (\$27,300.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the
City Clerk be authorized to execute and attest, respectively, an
agreement with subdividers as required by Section 4-4.604(c) of
the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: *W. T. Chynoweth*
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By _____
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1205

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (STANDIFORD ADDITION)

WHEREAS, there has been annexed to the City of Modesto on October 19, 1970, certain territory known as Standiford Addition, and

WHEREAS, the inclusion of the area contained in Standiford Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Standiford Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 65.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, January 18, 1971, at the hour of 4:05 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 65.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the South line of Standiford Avenue at the West line of the annexation.
- (2) On the North line of Woodrow Avenue at an East line of the annexation.
- (3) On the South line of Standiford Avenue at the West line of McHenry Avenue.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 65, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, ~~XXXXXXXX~~, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: 
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Public Works Department

JLC
12-3-70

STANDIFORD ADDITION .

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968, as Instrument 25254, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Leveland Addition (221), North $89^{\circ} 35'$ West, 501.60 feet, to the Northwestern corner of the Leveland Addition (221); thence along the existing City Limits on the Western line of the Leveland Addition (221), South $1^{\circ} 20'$ East, 5.18 feet, to the Northeastern corner of the WOODROW NO. 2 ADDITION (202), as per description filed July 26, 1967, as Instrument 23305, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow No. 2 Addition (202), North $89^{\circ} 35'$ West, 251.70 feet, to the Northwestern corner of the Woodrow No. 2 Addition, said point being also the Northeastern corner of the WOODROW ADDITION (174), as per description filed March 23, 1965, as Instrument 11330, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow Addition (174), North $89^{\circ} 35'$ West, 250.80 feet, to the Northwestern corner of the Woodrow Addition (174); thence along the existing City Limits on the Western line of the Woodrow Addition (174), South $01^{\circ} 13'$ East, 735.38 feet to the Northeastern corner of property conveyed to the City of Modesto by Deed recorded August 23, 1961, as Instrument 26556, Stanislaus County Records; thence along the existing City Limits on the Northern line of said City property, North $89^{\circ} 30'$ West, 46.92 feet, to the Northwestern corner of the City property; thence along the existing City Limits on the Western line of the City Property, South $00^{\circ} 30'$ West, 112.95 feet, to a point on the Northern line of the NORTHLAND ESTATES ADDITION (147), as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Northland Estates Addition (147), North $89^{\circ} 30'$ West, 510.12 feet, to a point on the Eastern line of the Tidewater Southern Railway Company right of way, said point being 30.00 feet, measured at right angles, Easterly from the North-South quarter section line of said Section 8, and said point being also on an Easterly line of the GREENWOOD ESTATES ADDITION (173) as per description filed March 17, 1965, as Instrument 10621, Stanislaus County Records; thence along the existing City Limits along said Easterly line of Greenwood Estates Addition (173) and the Eastern line of said right of way, North $01^{\circ} 19'$ West, 1301.23 feet, to a point on the East-West quarter section line and the center line of Standiford Avenue, said point being on a Southerly line of the Greenwood Estates Addition (173); thence along the existing City Limits on the East-West quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1115.77 feet, to a Southeasterly corner of the Greenwood Estates Addition (173); thence continuing along said quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1490.42 feet, to the East quarter corner of Section 8, said point being on the section line common to Section 8 and 9; thence along said section line, South $01^{\circ} 20'$ East, 448.44 feet; thence along a line parallel with that East-West quarter section line, North $89^{\circ} 35'$ West, 1040.34 feet, to the point of beginning, containing 37.738 Acres more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on December 7, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: December 8, 1970



City Clerk of the City of Modesto,
California
W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NQD-1206

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (EAST ORANGEBURG-COFFEE ADDITION)

WHEREAS, there has been annexed to the City of Modesto on October 13, 1970, certain territory known as East
Orangeburg-Coffee Addition, and

WHEREAS, the inclusion of the area contained in East
Orangeburg-Coffee Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as East-Orangeburg-Coffee Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 66.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, January 18, 1971, at the hour of 4:10 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 66.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the North line of East Orangeburg Avenue at the West line of the annexation.
- (2) On the East line of El Vecino Avenue at the South line of the annexation.
- (3) On the South line of East Orangeburg Avenue at the East line of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 66, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newtpn, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Haseyord
Public Works Department

JLC
12-3-70

March 20, 1970
Corrected
October 13, 1970

EAST ORANGEBURG-COFFEE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 21, 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 Northwestern corner of the DOWNEY PARK NO. 2 ADDITION (188), as per description filed May 3, 1966, as Instrument 15774, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Orangeburg Avenue; thence along the existing City Limits on the boundary of said Addition (188), South $00^{\circ} 36' 00''$ East, 461.26 feet; thence South $89^{\circ} 46' 33''$ West, 436.00 feet, to the center line of a 50.00 foot public road known as Coffee Road; thence along said center line and existing City Limits, South $00^{\circ} 36' 00''$ East, 527.83 feet, to the Northeastern corner of the DOWNEY PARK NO. 4 ADDITION (204), as per description filed September 19, 1967, as Instrument 29499, Stanislaus County Records; thence North $89^{\circ} 41' 50''$ West, 660.04 feet, along the existing City Limits on the Boundary of said Addition (204) to the Northwestern corner of said Addition (204); thence along the existing City Limits on the Western boundary of said Addition (204) South $00^{\circ} 40' 00''$ East, 131.67 feet, to the Northeastern corner of the EL VECINO ADDITION (115), as per description filed December 29, 1960, as Instrument 36791, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (115), North $89^{\circ} 35' 30''$ West, 528.87 feet, to the Northeastern corner of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965, as Instrument 37540, Stanislaus County Records; thence continuing North $89^{\circ} 35' 30''$ West 132.52 feet, to the center line of a 60.00 foot road known as El Vecino Avenue; thence along the center line of El Vecino Avenue and existing City Limits, North $00^{\circ} 39' 30''$ West, 476.11 feet to the Southeastern corner of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records; thence along the existing City Limits and Eastern boundary of said Addition (206), North $00^{\circ} 39' 30''$ West, 156.26 feet; thence South $49^{\circ} 30' 00''$ West, 58.10 feet; thence North $39^{\circ} 35' 00''$ West, 113.79 feet; thence North $50^{\circ} 25'$ East, 6.96 feet; thence North $39^{\circ} 35' 00''$ West, 183.20 feet; thence South $51^{\circ} 39' 30''$ West, 90.71 feet, thence South $50^{\circ} 25' 00''$ West, 239.32 feet; thence South $00^{\circ} 40' 20''$ East, 162.62 feet; thence South $89^{\circ} 08' 40''$ West, 177.00 feet along the existing City Limits on the boundary of said Addition (206), to the center line of 60 foot public road known as Sarah Avenue; thence North $00^{\circ} 40' 20''$ West, 8.57 feet along said center line and existing City Limits on the boundary of said Addition (206) to the Southeastern corner of the JOHN SUTTER SCHOOL ADDITION (236), as per description filed July 7, 1969, as Instrument 23267, Stanislaus County Records; thence continuing along the existing City Limits on the Eastern boundary of said Addition (236) North $00^{\circ} 40' 20''$ West, 1584.96 feet to the Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969, as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said Addition (244) North $00^{\circ} 40' 20''$ West 395.73 feet; thence South $89^{\circ} 34' 20''$ East 330.94 feet along the existing City Limits on the boundary of said Addition (244) to the Northerly extension of the Eastern line of a part width 14 foot alley in Block 1221 of GENEVA HEIGHTS as per map filed June 28, 1955, in Volume 18 of Maps, Page 29 Stanislaus County Records; thence leaving the existing City Limits and along said extension of said Eastern alley line, South $00^{\circ} 39' 20''$ East 1319.45 feet to the center line of a 40.00 foot public road known as Orangeburg Avenue which is also the East-West quarter, quarter line of Section 21; thence along said quarter, quarter Section line, South $89^{\circ} 41' 30''$ East, 1652.73 feet to the center line of a 50.00 foot public road known as Coffee Road which is also the North quarter, quarter corner common to Sections 21 and 22; thence along the center line of said Orangeburg Avenue which is also the East-West quarter, quarter line of Section 22, North $89^{\circ} 45' 00''$ East, 436.00 feet to the point of beginning, Containing 53.909 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on December 7, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: December 8, 1970


W. T. Chynoweth
City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1207

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (MC HENRY-RUMBLE ADDITION)

WHEREAS, there has been annexed to the City of Modesto on October 13, 19 70, certain territory known as Mc Henry-Rumble Addition, and

WHEREAS, the inclusion of the area contained in Mc Henry-Rumble Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Mc Henry-Rumble Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 67.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, January 18, 1971, at the hour of 4:15 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 67.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the West line of McHenry Avenue at the North line of the annexation.
- (2) On the West line of McHenry Avenue at the South line of the annexation.
- (3) On the South line of Rumble Road at the West line of the annexation.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 67, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

JCC
12-3-70

McHENRY - RUMBLE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 8, 9, 16 and 17, 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 Western line of the CROCCO ADDITION (171), as per description filed March 17, 1965, as Instrument 10620, Stanislaus County Records, said point being the Section Corner common to Sections 8, 9, 16 and 17, and said point also being on the center line of a public road known as McHenry Avenue; thence along the existing City Limits on the Section Line common to Sections 16 and 17 and the center line of said McHenry Avenue, South $00^{\circ} 47' 40''$ East, 243.23 feet; thence leaving the City Limits, South $89^{\circ} 12' 20''$ West, 255.00 feet; thence North $00^{\circ} 47' 40''$ West, 199.41 feet, to a point on the Southern line of the proposed 60.00 foot public right of way known as West Rumble Road said point being on a curve concave to the South; thence along a radial line of said curve, North $05^{\circ} 19' 17''$ West, 60.00 feet, to a point on the Northern line of said proposed Rumble Road; thence along said Northern line on a tangent curve, concave to the South, having a Radius of 1360.00 feet, a Central Angle of $6^{\circ} 22' 52''$ and an Arc Length of 151.47 feet; thence along a tangent line, South $88^{\circ} 56' 25''$ East, 37.87 feet; thence along a tangent curve, concave to the Northwest, having a Radius of 15.00 feet, a Central Angle of $91^{\circ} 55' 55''$ and an Arc Length of 24.07 feet, to its point of tangency on a line which is parallel with and 55.00 feet, measured at right angles, Westerly from the center line of said McHenry Avenue; thence along a radial line of said curve, North $89^{\circ} 07' 40''$ East, 55.00 feet, to a point on the Western line of the Crocco Addition (171) on the Section Line common to Sections 8 and 9 and the center line of McHenry Avenue; thence along the existing City Limits and said Section Line and center line, South $00^{\circ} 52' 20''$ East, 33.38 feet, to the point of beginning, containing 1.558 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on December 7, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies


NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: December 8, 1970



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1208

A RESOLUTION DETERMINING THAT THE PUBLIC INTEREST AND CONVENIENCE REQUIRE THAT AN AREA BE ANNEXED TO THE MODESTO MUNICIPAL SEWER DISTRICT NO. 1; SETTING FORTH A GENERAL DESCRIPTION OF THE AREA PROPOSED TO BE ANNEXED TO THE DISTRICT; AND NAMING A TIME AND PLACE FOR HEARING ON THE ANNEXATION OF SAID TERRITORY TO SAID DISTRICT AND PROVIDING FOR NOTICE THEREOF. (MEMORIAL HOSPITAL NORTH ADDITION)

WHEREAS, there has been annexed to the City of Modesto on September 21, 1970, certain territory known as _____
Memorial Hospital North Addition, and

WHEREAS, the inclusion of the area contained in _____
Memorial Hospital North Addition to the Modesto Municipal Sewer District No. 1 of the City of Modesto is required by the public interest and convenience,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The public interest and convenience require that that certain area annexed to the City of Modesto and known as Memorial Hospital North Addition (herein called the area proposed to be annexed) be annexed to the Modesto Municipal Sewer District No. 1 (herein called the "district") under the Municipal Sewer and Water Facilities Law of 1911 (California Health and Safety Code Sections 4600, et seq., herein called the "Law") pursuant to Article 6 of the Law.

SECTION 2. A general description of the boundaries of the area proposed to be annexed to the district is attached hereto and made a part hereof as though set forth in full herein.

SECTION 3. The area proposed to be annexed to the Modesto Municipal Sewer District No. 1 is hereby designated as Modesto Municipal Sewer District No. 1 Annexation No. 68.

SECTION 4. The Council hereby declares that the area proposed to be annexed to the district will be benefited by such annexation.

SECTION 5. Monday, January 18, 1971, at the hour of 4:20 P.M., is hereby named as the time and the City

Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby named as the place for the hearing by the Council of the City of objections by any person interested in the annexation of the territory proposed to be annexed. On said day fixed for the hearing, or any day to which the hearing is continued, the Council shall hear and consider all written and oral objections presented to the annexation of the territory proposed to be annexed. At the hearing the Council may exclude from the territory proposed to be annexed any area that in its opinion would not be benefited by inclusion within the Modesto Municipal Sewer District No. 1. The Council will not modify the boundaries of the territory proposed to be annexed so as to exclude from it any land which would in the judgment of the Council be benefited by inclusion within the Modesto Municipal Sewer District No. 1, nor will the Council include in the territory proposed to be annexed any lands which will not in its judgment be so benefited. Upon the final hearing, and after making all necessary and proper changes (if any) in the boundaries of the territory proposed to be annexed, the Council may, by resolution passed by a vote of two-thirds (2/3) of all of its members, annex the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 68.

SECTION 6. The City Clerk is hereby directed, upon the adoption of this resolution, to cause this resolution, together with the names of the members of the Council voting for and against it, to be published once a week for at least two (2) weeks before the day fixed for the hearing in The Modesto Bee, a newspaper of general circulation printed and published in the City. The first of said publications shall be not more than sixty (60) nor less than thirty (30) days prior to the date fixed for the hearing. The City Clerk is hereby further directed to cause copies of this resolution to be posted in three (3) public places within the area proposed to be annexed, which said public places are hereby fixed and determined by the Council as follows:

- (1) On the South line of Norwegian Avenue at the West line of the annexation.
- (2) On the East line of Coffee Road at the North line of the annexation.
- (3) On the North line of East Orangeburg Avenue at the West line of Coffee Road.

Said posting shall be made not earlier than the sixtieth (60th) nor later than the thirtieth (30th) day prior to the date fixed for the hearing. Not earlier than sixty (60) nor later than thirty (30) days prior to the hearing a copy of this resolution, together with a map showing the boundary lines of the territory proposed to be annexed, shall be mailed postage prepaid:

(1) to each person to whom land in the area proposed to be annexed is assessed either (a) as such owner as shown on the last equalized county assessment roll of the County, at his address as shown upon said roll, or in the case of any real property assessed for purposes of general taxation by the State Board of Equalization then to the owner of such property as shown on the last roll of the State Board of Equalization transmitted to the County Auditor of the County at his address as shown upon such roll, or (b) as such owner is otherwise known to the City Clerk at his address as known to the City Clerk (and the City Clerk shall make diligent efforts to ascertain the names and addresses of all persons owning land in the area proposed to be annexed as of a date not more than thirty (30) days prior to the date of the hearing, including inspection by or for him of said last equalized county assessment roll, said roll of said State Board of Equalization, the County Assessor's records, the County Recorder's records, and inquiry at other sources); and

(2) to each person who has any interest in any land in the area proposed to be annexed whose name and address and a designation of the land in which he is interested is on file in the office of the City Clerk.

Any error, omission or mistake in any such mailing or any failure of any person to receive any such printed copy of this

resolution (and such map) shall not invalidate the proceedings hereby initiated. Said publication, posting and mailing shall constitute notice of the hearing and no other notice of the hearing need be given.

SECTION 7. This resolution is adopted, and all proceedings for the annexation of the territory proposed to be annexed and designated as Modesto Municipal Sewer District No. 1 Annexation No. 68, shall be taken pursuant to the Law.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department

JCC
12-3-70

All that real property in the State of California, County of Stanislaus, being portions of the Southwest quarter of Section 15, Southeast quarter of Section 16, Northeast quarter of Section 21, and the Northwest quarter of Section 22, 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 COFFEE NO. 2 ADDITION (205), as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records; said point being the center line of a 40.00 foot public road known as Norwegian Ave; thence along said center line and existing City Limits, South $89^{\circ} 12' 33''$ East, 65.24 feet, to the Northwestern corner of the COFFEE ADDITION (191), as per description filed June 14, 1966, as Instrument 21017, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said ADDITION (191), South $3^{\circ} 47' 10''$ East, 1354.33 feet, to the Southwestern corner of said ADDITION (191); thence along the existing City Limits on the Southern boundary of said ADDITION (191), South $89^{\circ} 54' 40''$ East, 482.73 feet; thence North $00^{\circ} 30' 40''$ West, 20.13 feet; thence North $89^{\circ} 29' 20''$ East, 189.67 feet, to the Southeastern corner of said ADDITION (191) and the section line common to Sections 15 and 16; thence along the Eastern line of said ADDITION (191) and said section line, North $00^{\circ} 59' 40''$ West, 1237.67 feet, to the Southwestern corner of the SHERWOOD MEADOWS ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said ADDITION (178), North $89^{\circ} 47' 15''$ East, 1311.70 feet, to the Southeastern corner of said ADDITION (178); thence leaving the existing City Limits and along the North-South quarter, quarter line of the Southwest quarter of Section 15, South $00^{\circ} 52' 30''$ East, 1320.03 feet, to the section line common to Sections 15 and 22; thence along said section line, South $89^{\circ} 56' 05''$ West, 1311.46 feet, to the center line of a 50 foot public road known as Coffee Road and the section corner common to Sections 15, 16, 21, and 22; thence along the East line of Section 21, South $00^{\circ} 36' 00''$ East, 1320.68 feet, to the center line of a 50.00 foot public road known as East Orangeburg Avenue which is also the East-West quarter, quarter line of the Northeast quarter of Section 21; thence along said quarter, quarter Section line, North $89^{\circ} 41' 30''$ West, 1652.73 feet, to the Eastern line of Geneva Heights as per map filed June 28, 1955 in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said Eastern line, North $00^{\circ} 39' 20''$ West, 1319.45 feet, to the most Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969 as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said ADDITION (244), North $00^{\circ} 39' 20''$ West, 25.82 feet, to the most Northeastern corner of said ADDITION (244); thence along the existing City Limits on the Northeastern boundary of said ADDITION (244), North $69^{\circ} 35' 00''$ West, 376.75 feet, to the Southerly extension of the Eastern line of Regina Heights as per map filed January 20, 1953 in Volume 17 of Maps, Page 48, Stanislaus County Records; thence along said extension and Eastern line, North $00^{\circ} 34' 28''$ West, 1261.69 feet, to the center line of Norwegian Avenue; thence along said center line, South $89^{\circ} 12' 33''$ East, 1194.37 feet, to the point of beginning, containing 132.049 Acres, more or less.

CLERK'S CERTIFICATE

I, W. T. CHYNOWETH, City Clerk of the City of Modesto, California, do hereby certify as follows:

The foregoing is a full, true and correct copy of a resolution duly adopted by at least a two-thirds (2/3) vote of all members of the Council at a regular meeting of said Council duly and regularly and legally called and held on due notice on December 7, 1970, of which meeting all of the members of said Council had due notice, and at which two-thirds (2/3) thereof were present and acting;

At said meeting said resolution was introduced upon motion of Councilman Robinson, seconded by Councilman Newton, and adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

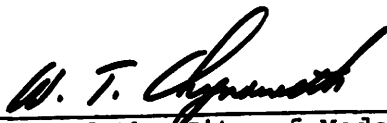
NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

I have carefully compared the same with the original minutes of said meeting on file and of record in my office and the foregoing is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes; and

Said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

DATED: December 8, 1970



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1209
LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND ORRICK, HERRINGTON, ROWLEY & SUTCLIFFE TO ACT AS BOND COUNSEL FOR ASSESSMENT PROCEEDINGS FOR IMPROVEMENT DISTRICT NO. 18

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the agreement between the City of Modesto and Orrick, Herrington,
Rowley & Sutcliffe to act as bond counsel
for assessment proceedings for Improvement District No. 18,

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
December 1970, by Councilman Robinson, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO, 70-1210

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES SPENCER ET UX FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 916 HOUSER LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Charles Spencer et ux for sewer service to property outside the city limits at 916 Houser Lane be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1211

A RESOLUTION APPROVING THE FINAL MAP OF THE
RENEE MANOR NO. 3 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, GEORGE KLEMM and MOLLIE KLEMM, husband and
wife, and MODESTO TITLE GUARANTY COMPANY, a corporation,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 5.76 acres, known as the
RENEE MANOR NO. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 4th day of February,
1969, and

WHEREAS, the final map of said tract has been approved
by the Secretary of the City Planning Commission, and

WHEREAS, the City Engineer of the City of Modesto has
certified that the final map of said RENEE MANOR NO. 3
Subdivision meets all of the provisions of the California Subdivi-
sion 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 of the RENEE MANOR NO. 3
Subdivision be approved; that the streets, alleys and easements as
shown thereon within the boundaries of said tract be accepted on
behalf of the public for public use; and that the City Clerk be
authorized to certify the map of said tract on behalf of the City
of Modesto after the fees in the amount of One Thousand, Three
Hundred Nine and 70/100ths (\$1,309.70) Dollars,
as required by the Modesto Municipal Code, for checking, copies of
maps and recording have been paid, and subdividers have furnished
a bond acceptable to the City Attorney, or, in lieu, thereof, have
posted a cash deposit with the City Clerk in the sum of Seventeen
Thousand, One Hundred and no/100ths (\$17,100.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the
City Clerk be authorized to execute and attest, respectively, an
agreement with subdividers as required by Section 4-4.604(c) of
the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simoh, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1212

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE EMPIRE
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Empire

Fire Protection District in Stanislaus County was annexed to the City of Modesto during the year 1970, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY
SANTA ANA ADDITION	Ord. 1009-C.S.	3/9/70	3/18/70
GLENDALE NO. 1 ADDITION	Ord. 1021-C.S.	6/1/70	6/15/70
GLENDALE NO. 2 ADDITION	Ord. 1022-C.S.	6/1/70	6/15/70
RIVERSIDE NO. 3 ADDITION	Res. 70-744	8/3/70	8/12/70

WHEREAS, the Health and Safety Code of the State of California provides that whenever any portion of such a District is included within a city by reason of annexation, such portion may be withdrawn from the District by the filing with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District, a copy of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire Protection District which has been

annexed to the City that the area be withdrawn from said Fire Protection District and provided fire prevention and fire fighting services by the City, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the territory, the descriptions of which are attached hereto and made a part hereof as though set forth in full herein, be withdrawn from the boundaries of the Empire Fire Protection District in Stanislaus County.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to file a certified copy of this resolution with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department

JLC
12-2-70

SANTA ANA ADDITION

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of the Northeast quarter of Section 33, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9, 10, 11, 12, 13 and 14 of Block 1 of DEL ESTE SUBDIVISION as per map filed April 14, 1914, in Volume 8 of Maps, Page 12, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Southern line of the LA LOMA - YOSEMITE ADDITION (55), said point being on the center line of a 60.00 foot public road known as Santa Ana Avenue; thence along the existing City Limits and Northern line of Lot 14 of said Block 1, East 238.34 feet, to the Western line of the 20.00 foot Alley in said Block 1; thence along said Western line, South $00^{\circ} 54'$ East, 326.69 feet, to the Southern line of Lot 9 in said Block 1; thence along said Southern line and its Westerly extension, West, 238.34 feet, to the center line of Santa Ana Avenue; thence along said center line, North $00^{\circ} 54'$ West, 326.69 feet, to the point of beginning, containing 1.787 Acres, more or less.

GLENDALE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 9-12 of Block 2196 and Lots 13-24 of Block 2224 of ALTA VISTA TRACT as per map filed September 12, 1946, in volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959, Stanislaus County Records, said point being on the Westerly extension of the center line of a 60.00 foot public road known as Glendale Avenue; thence along the existing City Limits and along the Western line of Phoenix Avenue, North $0^{\circ} 35' 40''$ West, 17.50 Feet, to the Southern line of Lot 12 of Block 2196 of the ALTA VISTA TRACT; thence along said Southern line and existing City Limits, North $89^{\circ} 50'$ West, 127.63 feet, to a point on the existing City Limits as established by the LA LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being on the Eastern line of a 10 foot alley; thence along said Eastern line and existing City Limits, North $0^{\circ} 34' 40''$ West, 240.00 feet, to the Northern line of Lot 9 of Block 2196 of the ALTA VISTA TRACT; thence along the existing City Limits and said Northern Line and its Easterly extension, North $89^{\circ} 50'$ East, 187.56 feet, to the Eastern line of Phoenix Avenue; thence along said Eastern line and existing City Limits, South to the Southern line of a 20 foot alley in Block 2224; thence along said Southern line and the existing City Limits, South $89^{\circ} 50'$ East, 791.47 feet, to the center line of a 60.00 foot public road known as Parry Avenue; thence leaving the existing City Limits and along said center line, South $0^{\circ} 36'$ East, 137.50 feet, to the center line of Glendale Avenue; thence along said center line and its Westerly extension, North $89^{\circ} 50'$ West, 851.49 feet, to the point of beginning, containing 3.556 Acres more or less.

GLENDALE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being Lots 1-12 of Block 2223 of ALTA VISTA TRACT as per map filed September 12, 1946, in Volume 14 of Maps, Page 75, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northern line of the La LOMA-YOSEMITE ADDITION (55) as per description filed December 4, 1953, as Instrument 30045, Stanislaus County Records, said point being at the intersection of the center line of a 60.00 foot public road known as Parry Avenue and the Easterly extension of the Northern line of a 20 foot alley in Block 2223; thence along the existing City Limits on said extension and Northern line, North 89° 50' West, 851.50 feet, to the Western line of a 60.00 foot public road known as Phoenix Avenue; thence along said Western line and existing City limits, North 00° 35' 40" West, 35.00 feet, to the Southeastern corner of the RUFFINO ADDITION (135) as per description filed July 31, 1962, as Instrument 28934, Stanislaus County Records; thence along the Eastern line of said Addition (135), North 00° 35' 40" West, 60.00 feet, to the Southeastern corner of the PHOENIX STATION ADDITION (88) as per description filed March 11, 1959, as Instrument 6959 Stanislaus County Records; thence along the Eastern line of said Addition (88), North 00° 35' 40" West, 42.50 feet, to the Westerly extension of the center line of Glendale Avenue; thence along said Westerly extension and center line, South 89° 50' East, 851.49 feet, to the center of Parry Avenue; thence along said center line, South 0° 36' East, 137.50 feet, to the point of beginning, Containing 2.689 Acres, more or less.

May 11, 1970

RIVERSIDE NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, in the Southeast quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being all of that parcel shown on the map recorded December 7, 1965 in Book 10 of Surveys, Page 93, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the RIVERSIDE ADDITION (228) , as per description filed May 2, 1969 as Instrument 15075, Stanislaus County Records, which is also the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Southwestern corner of the RIVERSIDE NO. 2 ADDITION (234), as per description filed June 12, 1969 as Instrument 20321, Stanislaus County Records; thence along the Southern line of said Addition (234) and existing City Limits, North $79^{\circ} 13' 21''$ East, 1627.91 feet, to the Southeastern corner of said Addition (234) thence leaving the existing City Limits South $0^{\circ} 32' 50''$ East, 1262.03 feet; thence North $89^{\circ} 53' 24''$ West, 1601.95 feet, to the Eastern line of Riverside Addition (228); thence along said Eastern line, North $00^{\circ} 33' 30''$ West, 954.53 feet, to the point of beginning, containing 40.758 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1213

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE WOODLAND
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Woodland

Fire Protection District in Stanislaus County was annexed to the City of Modesto during the year 1970, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY
MONTCLAIR NO. 2 ADDITION	Res. 70-103	1/26/70	2/5/70
VINE ADDITION	Res. 70-710	7/27/70	8/6/70

WHEREAS, the Health and Safety Code of the State of California provides that whenever any portion of such a District is included within a city by reason of annexation, such portion may be withdrawn from the District by the filing with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District, a copy of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire Protection District which has been

annexed to the City that the area be withdrawn from said Fire Protection District and provided fire prevention and fire fighting services by the City, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the territory, the descriptions of which are attached hereto and made a part hereof as though set forth in full herein, be withdrawn from the boundaries of the Woodland Fire Protection District in Stanislaus County.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to file a certified copy of this resolution with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

BY R. A. Haseyond
Public Works Department

JCC
12-2-70

December 12, 1969

MONTCLAIR #2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the South half of Section 7, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the MONTCLAIR ADDITION(233), as per description filed June 2, 1969, as Instrument 19185, Stanislaus County Records, said point being on the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963, as Instrument 5121, Stanislaus County Records, said point being also on the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Southeastern corner of property conveyed to DAVID V. SWITZER, et ux, by Deed recorded January 5, 1956, as Instrument 235, Stanislaus County Records; thence along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Switzer property, North 01° 02' 40" West, 281.97 feet to the Northeastern corner of said Switzer property and the Southeastern corner of property conveyed to CLARENCE N. NUNN, et ux, by Deed recorded March 28, 1947 as Instrument 8973, Stanislaus County Records; thence continuing along the existing City Limits on the Western line of the Francek Addition (150) and the Eastern line of said Nunn property, North 01° 02' 40" West, 115.06 feet to a point on a line which is parallel with and 115.00 feet, measured at right angles, Northerly from the Southern line of the Nunn property; thence along said parallel line, North 89° 09' 44" West, 772.78 feet to a point on the Northerly projection of the Western line of property, conveyed to DONALD E. LANDES, et ux, by Deed recorded May 13, 1961, as Instrument 15860, Stanislaus County Records; thence along said Northerly projection, South 01° 02' 40" East, 115.06 feet, to the Northwestern corner of said Landes property; thence along the Western line of the Landes property, South 01° 02' 40" East, 281.97 feet to the Northern line of the Montclair Addition (233); thence along the existing City Limits on the Northern line of the Montclair Addition (233), South 89° 09' 44" East, 772.78 feet, to the point of beginning, containing 7.040 Acres, more or less.

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of the Northeast quarter of Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being a portion of Lot 9 of the SPENCER COLONY as per map filed December 16, 1904 in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the CALIFORNIA-FRANKLIN ADDITION (108), as per description filed May 25, 1960, as Instrument 14995, Stanislaus County Records, said point also being the Southeastern corner of Lot 9 of the Spencer Colony and also being on the Section line common to Section 31 and 32; thence along the existing City Limits on the Northern line of said Addition (108) and Southern line of said Lot 9, South $89^{\circ} 59'$ West, 186.00 feet, to the Southwestern corner of the property conveyed to the City of Modesto by deed recorded February 4, 1969, as Instrument 3796, Stanislaus County Records; thence along the Western line of said City property, North $00^{\circ} 10'$ East, 130.00 feet, to the Northwestern corner of property conveyed to the City of Modesto by deed recorded November 21, 1969, as Instrument 38655, Stanislaus County Records, and a point on the Southern line of property conveyed to Mary A. Webb by deed recorded January 12, 1962, as instrument 1581, Stanislaus County Records; thence along said Southern line, South $89^{\circ} 59'$ West, 165.00 feet, to the Southwestern corner of said Webb property; thence along the Western line of said Webb property, North $00^{\circ} 10'$ East, 140.00 feet, to the Northwestern corner of said Webb property; thence along the Northern line of said Webb property, North $89^{\circ} 59'$ East, 351.00 feet, to the Eastern line of Lot 9 and the Section line common to Sections 31 and 32; thence along said Eastern line of said Lot 9, South $00^{\circ} 10'$ West, 270.00 feet, to the point of beginning, containing 1.683 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1214

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE SALIDA
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Salida

Fire Protection District in Stanislaus County was annexed to the City of Modesto during the year 1970, and officially became part of the City, as hereinafter set forth:

<u>NAME OF ANNEXATION</u>	<u>ADOPTED BY</u>	<u>DATE ADOPTED</u>	<u>DATE OFFI- CIALLY BECAME PART OF CITY</u>
<u>HIGHWAY VILLAGE ADDITION</u>	Ord. 1020-C.S.	6/1/70	7/1/70

WHEREAS, the Health and Safety Code of the State of California provides that whenever any portion of such a District is included within a city by reason of annexation, such portion may be withdrawn from the District by the filing with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District, a copy of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire Protection District which has been

annexed to the City that the area be withdrawn from said Fire Protection District and provided fire prevention and fire fighting services by the City, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the territory, the descriptions of which are attached hereto and made a part hereof as though set forth in full herein, be withdrawn from the boundaries of the Salida Fire Protection District in Stanislaus County.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to file a certified copy of this resolution with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department

JLC
12-2-70

HIGHWAY VILLAGE ADDITION

All that real property in the State of California, County of Stanislaus being a portion of Section 13, 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 SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records, said point being on the Eastern line of a 40.00 foot public road known as Conant Avenue; thence along the existing City Limits on the boundary of said Addition (130), North 0° 46' West, 396.00 feet, to the Southwestern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (123), North 0° 46' West, 338.13 feet to the Southwestern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962, as Instrument 27723, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (133), North 0° 46' West, 320.68 feet, to a point on the Southern line of the PRESCOTT No. 2 ADDITION (231), as per description filed May 16, 1969, as Instrument 17227, Stanislaus County Records; thence along the existing City Limits on the boundary of said Addition (231), South 88° 42' West, 20.00 feet, to the Southwestern corner of said Addition (231), said point being on the center line of Conant Avenue, said line being 20.00 feet, measured at right angles, Easterly from the North-South quarter section line of Section 13; thence along said center line and the existing City Limits, North 0° 46' West, 1659.80 feet, to its intersection with the Easterly extension of the Northern boundary of HIGHWAY VILLAGE, as per map filed April 25, 1947, in Volume 16 of Maps, Page 41, Stanislaus County Records; thence along said extension and Northern boundary of said Highway Village the following bearings and distances: South 88° 52' West, 959.82 feet; South 46° 51' West, 798.57 feet; South 25° 11' 30" West, 107.00 feet; South 46° 27' 15" West, 653.84 feet, to the most Westerly corner of said Highway Village, said point being on the Northeastern line of California State Highway U. S. 99; thence South 46° 27' 15" West, 110.00 feet, to a point on the Southwestern line of said Highway; thence along said Southwestern line the following bearings and distances: South 43° 31' East, 1171.56 feet; South 43° 32' 30" East, 1975.91 feet, to its intersection with the North-South quarter section line of Section 13, said line also being the Southerly extension of the Western line of 40.00 foot Conant Avenue; thence along said quarter section line, North 0° 46' West, 755.69 feet; thence North 89° 14' East, 40.00 feet, to the point of beginning containing 99.293 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1215

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE RIVERBANK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Riverbank

Fire Protection District in Stanislaus County was annexed to the City of Modesto during the year 1970, and officially became part of the City, as hereinafter set forth:

<u>NAME OF ANNEXATION</u>	<u>ADOPTED BY</u>	<u>DATE ADOPTED</u>	<u>DATE OFFI- CIALLY BECAME PART OF CITY</u>
SYLVAN SCHOOL ADDITION	Res. 70-388	4/20/70	5/8/70
MABLE ADDITION	Res. 70-882	9/8/70	9/18/70

WHEREAS, the Health and Safety Code of the State of California provides that whenever any portion of such a District is included within a city by reason of annexation, such portion may be withdrawn from the District by the filing with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District, a copy of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire Protection District which has been

annexed to the City that the area be withdrawn from said Fire Protection District and provided fire prevention and fire fighting services by the City, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the territory, the descriptions of which are attached hereto and made a part hereof as though set forth in full herein, be withdrawn from the boundaries of the Riverbank Fire Protection District in Stanislaus County.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to file a certified copy of this resolution with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

BY Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

BY R. A. Keaygood
Public Works Department

JLC
12-2-70

February 25, 1970
Corrected and Revised
March 10, 1970

SYLVAN SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 9, 10, and 15, 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 South-eastern corner of the WALNUT ACRES ADDITION (157) as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being on the intersection of the South line of Section 9, which is also the center line of a 60 foot public road known as Rumble Road, and the Western line of a 40 foot public road known as Coffee Road; thence along said Western line and existing City Limits, North $00^{\circ} 47' 20''$ West, 25.01 feet, to a Northern line of said Addition (157); thence South $89^{\circ} 33' 50''$ East, 20.00 feet to the center line of Coffee Road which is also the section line common to Sections 9 and 10; thence along said section line, North $00^{\circ} 47' 20''$ West, 386.04 feet; thence North $89^{\circ} 35' 10''$ East, 2624.88 feet, to the North-South quarter section line of Section 10; thence along said quarter section line, South $00^{\circ} 53' 20''$ East, 412.22 feet, to the South quarter corner of said Section 10; thence along the South line of Section 10, South $89^{\circ} 36' 50''$ West, 1435.60 feet, to the Northeastern corner of the property conveyed to the City of Modesto by deed recorded June 27, 1968, as Instrument 19786, Stanislaus County Records; thence along the Eastern line of said City property, South $00^{\circ} 58' 50''$ East, 660.00 feet, to the Southeastern corner of said City property; thence along the Southern line of said City property, South $89^{\circ} 36' 50''$ West, 1190.00 feet, to the center line of Coffee Road which is also the section line common to Sections 15 and 16; thence along said section line, North $00^{\circ} 58' 50''$ West, 660.00 feet, to the section corner common to Section 9, 10, 15 and 16; thence along the South line of Section 9, North $89^{\circ} 33' 50''$ West, 20.00 feet, to the point of beginning, containing 43.074 Acres, more or less.

MABLE ADDITION

All that real property in the State of California, County of Stanislaus, being the West half of the Northeast quarter of the Northeast quarter and the East half of the Northwest quarter of the Northeast quarter 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 Northeast corner of the SYLVAN-COFFEE NO. 2 ADDITION (243), as per description filed October 22, 1969 as Instrument 35372, Stanislaus County Records, said point being the Northwest corner of the East half of the Northwest quarter of the Northeast quarter of Section 10 on the center line of 40 foot Mable Avenue; thence along the existing City Limits on the Eastern line of said Addition (243), South $00^{\circ} 53' 35''$ East, 1320.02 feet, to the East-West quarter quarter line of the North half of Section 10; thence along said quarter quarter line, North $89^{\circ} 23' 40''$ East, 1307.80 feet, to the East line of the West half of the Northeast quarter of the Northeast quarter of Section 10; thence along said East line, North $00^{\circ} 53' 15''$ West, 1320.90 feet, to the North line of Section 10 on the center line of Mable Avenue; thence along said North line and center line, South $89^{\circ} 21' 20''$ West, 1307.90 feet, to the point of beginning, containing 39.646 Acres, more or less.

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE MC HENRY-DRY CREEK
FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY.

WHEREAS, a portion of the Mc Henry-Dry Creek

Fire Protection District in Stanislaus County was annexed to the City of Modesto during the year 1970, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY
OLD OAKDALE ADDITION	Res. 70-104	1/26/70	2/5/70
CELESTE NO. 1 ADDITION	Res. 70-195	3/2/70	3/12/70
GREENFIELD ADDITION	Res. 70-317	4/6/70	4/17/70
NORWEGIAN NO. 3 ADDITION	Ord. 1034-C.S.	7/13/70	7/23/70
MEMORIAL HOSPITAL NORTH ADDITION	Ord. 1049-C.S.	9/21/70	11/4/70
FLOYD ADDITION	Res. 70-773	8/10/70	8/17/70
MC HENRY-RUMBLE ADDITION	Res. 70-1021	10/13/70	11/3/70
STANDIFORD ADDITION	Ord. 1055-C.S.	10/19/70	11/15/70
EAST ORANGEBURG-COFFEE ADDITION	Ord. 1053-C.S.	10/13/70	11/15/70
SYLVAN SCHOOL ADDITION	Res. 70-388	4/20/70	5/8/70

WHEREAS, the Health and Safety Code of the State of California provides that whenever any portion of such a District is included within a city by reason of annexation, such portion may be withdrawn from the District by the filing with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District, a copy of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire Protection District which has been

annexed to the City that the area be withdrawn from said Fire Protection District and provided fire prevention and fire fighting services by the City, and

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the territory, the descriptions of which are attached hereto and made a part hereof as though set forth in full herein, be withdrawn from the boundaries of the Mc Henry-Dry Creek Fire Protection District in Stanislaus County.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to file a certified copy of this resolution with the governing body of the District and the Stanislaus County Board of Supervisors, the tax levying authority of the District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department

JLC
12-2-70

OLD OAKDALE ADDITION

All that real property in the State of California, County of Stanislaus, in the Southwest quarter of Section 23, 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 Eastern line of MORNINGSIDE HEIGHTS ADDITION (192) as per description filed June 14, 1966, as Instrument 21018, Stanislaus County Records, said point being on the East-West quarter section line and North $89^{\circ} 59'$ East, 16.50 feet from the West quarter corner of Section 23; thence along said East-West quarter line North $89^{\circ} 59'$ East, 1422.96 feet; thence South $00^{\circ} 45'$ East, 612.15 feet; thence South $89^{\circ} 59'$ West, 1422.96 feet, to a point on the existing City Limits on the Eastern line of Addition (192); thence along said existing City Limits, North $00^{\circ} 45'$ West, 612.15 feet to the point of beginning, containing 19.997 Acres, more or less.

CELESTE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of the Southwest quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City limits as established by the Northeastern corner of the SHERWOOD MEADOWS NO. 2 ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records, said point being the Northwest corner of the Northeast quarter of the Southeast quarter of Section 15; thence along the East-West quarter section line, North $89^{\circ} 45' 50''$ East, 653.02 feet; thence South $0^{\circ} 52' 30''$ East, 587.83 feet to a point on the existing City limits as established by the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records, said point being on a curve, the center of which bears, South $10^{\circ} 28' 54''$ West; thence along the existing City limits on the Northern boundary of the Rose Acres Addition (181), along a curve concave to the South, having a Radius of 2130.00 feet, a Central Angle of $17^{\circ} 39' 06''$, and an Arc Length of 656.21 feet, to a point on the Eastern line of the Sherwood Meadows No. 2 Addition (178), thence along said Eastern line and the existing City limits, North $0^{\circ} 52' 30''$ West, 566.25 feet to the point of beginning, containing 8.397 Acres, more or less.

Greenfield Addition

All that real property in the State of California, County of Stanislaus, in the Northeast quarter of Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lots 7, 10, 15 and 18 of the BROUGHTON COLONY TRACT as per map filed March 17, 1904 in Volume 1, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 30, 1965 as Instrument 12390, Stanislaus County Records; thence along the existing City Limits on the Northern boundry of said Addition (176), South 89° 59' West, 1335.52 feet, to a point on the Eastern line of the LORENZEN ADDITION (121), as per description filed June 27, 1961 as Instrument 20145, Stanislaus County Records, said point also being the Western line of a 40 foot public road known as Rose Avenue; thence along the Easterly lines of said Addition (121) and the CRESTVIEW NO. 3 ADDITION (154), as per description filed May 14, 1963 as Instrument 18495, Stanislaus County Records, North 00° 37' West, 480.25 feet, to the Northeast corner of said Addition (154); thence along the Southern line of the LIBERINI ADDITION (170), as per description filed January 15, 1965 as Instrument 1768, Stanislaus County Records, South 89° 45' 23" East, 20.00 feet, to the Southwest corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965 as Instrument 28973, Stanislaus County Records, said corner also being on the center line of Rose Avenue which is also the North-South quarter line of Section 22; thence along a Southern line of said Addition (179), South 89° 45' 23" East, 20.00 feet, to a Southeast corner of said Addition (179); thence along the Eastern line of Rose Avenue and Eastern line of said Addition (179), North 00° 37' West, 1153.35 feet, to a point on the Southern line of said Addition (179); thence along a Southern line of said Addition (179), North 89° 52' 45" East, 1292.88 feet, to the Southeastern corner of said Addition (179); thence along the Eastern lines of Lots 7, 10, 15 and 18 of the Broughton Colony Tract, South 00° 42' 30" East, 1635.80 feet to the Northeastern corner of the Rose Avenue School Addition (176), to the point of beginning, containing 49.004 Acres, more or less.

April 8, 1970

NORWEGIAN NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, 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 ATHENS ADDITION (141), as per description filed November 19, 1962, as Instrument 43543, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said Athens Addition (141) South $89^{\circ} 31' 00''$ East, 636.87 feet to the Northwestern corner of the COFFEE NO. 2 ADDITION (205) as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (205), South $00^{\circ} 53' 30''$ East, 615.90 feet to the Southwestern corner of said Addition (205) and center line of a 40.00 foot public road known as Norwegian Avenue; thence leaving the existing City Limits and along said center line North $89^{\circ} 32' 00''$ West, 636.87 feet to a point on the Southerly extension of the Eastern line of REVARD MANOR, as per map filed June 23, 1952, in Volume 17 of Maps, Page 38, Stanislaus County Records; thence along said extension and the Eastern line of said Revard Manor, North $00^{\circ} 53' 30''$ West, 616.06 feet to the point of beginning, containing 9.003 Acres, more or less.

All that real property in the State of California, County of Stanislaus, being portions of the Southwest quarter of Section 15, Southeast quarter of Section 16, Northeast quarter of Section 21, and the Northwest quarter of Section 22, 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 COFFEE NO. 2 ADDITION (205), as per description filed September 15, 1967, as Instrument 29181, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Norwegian Ave; thence along said center line and existing City Limits, South $89^{\circ} 12' 33''$ East, 65.24 feet, to the Northwestern corner of the COFFEE ADDITION (191), as per description filed June 14, 1966, as Instrument 21017, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said ADDITION (191), South $3^{\circ} 47' 10''$ East, 1354.33 feet, to the Southwestern corner of said ADDITION (191); thence along the existing City Limits on the Southern boundary of said ADDITION (191), South $89^{\circ} 54' 40''$ East, 482.73 feet; thence North $00^{\circ} 30' 40''$ West, 20.13 feet; thence North $89^{\circ} 29' 20''$ East, 189.67 feet, to the Southeastern corner of said ADDITION (191) and the section line common to Sections 15 and 16; thence along the Eastern line of said ADDITION (191) and said section line, North $00^{\circ} 59' 40''$ West, 1237.67 feet, to the Southwestern corner of the SHERWOOD MEADOWS ADDITION (178), as per description filed July 13, 1965, as Instrument 27284, Stanislaus County Records; thence along the existing City Limits on the Southern boundary of said ADDITION (178), North $89^{\circ} 47' 15''$ East, 1311.70 feet, to the Southeastern corner of said ADDITION (178); thence leaving the existing City Limits and along the North-South quarter, quarter line of the Southwest quarter of Section 15, South $00^{\circ} 52' 30''$ East, 1320.03 feet, to the section line common to Sections 15 and 22; thence along said section line, South $89^{\circ} 56' 05''$ West, 1311.46 feet, to the center line of a 50 foot public road known as Coffee Road and the section corner common to Sections 15, 16, 21, and 22; thence along the East line of Section 21, South $00^{\circ} 36' 00''$ East, 1320.68 feet, to the center line of a 50.00 foot public road known as East Orangeburg Avenue which is also the East-West quarter, quarter line of the Northeast quarter of Section 21; thence along said quarter, quarter Section line, North $89^{\circ} 41' 30''$ West, 1652.73 feet, to the Eastern line of Geneva Heights as per map filed June 28, 1955 in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said Eastern line, North $00^{\circ} 39' 20''$ West, 1319.45 feet, to the most Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969 as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said ADDITION (244), North $00^{\circ} 39' 20''$ West, 25.82 feet, to the most Northeastern corner of said ADDITION (244); thence along the existing City Limits on the Northeastern boundary of said ADDITION (244), North $69^{\circ} 35' 00''$ West, 376.75 feet, to the Southerly extension of the Eastern line of Regina Heights as per map filed January 20, 1953 in Volume 17 of Maps, Page 48, Stanislaus County Records; thence along said extension and Eastern line, North $00^{\circ} 34' 28''$ West, 1261.69 feet, to the center line of Norwegian Avenue; thence along said center line, South $89^{\circ} 12' 33''$ East, 1194.37 feet, to the point of beginning, containing 132.049 Acres, more or less.

FLOYD ADDITION

All that real property in the State of California, County of Stanislaus, being the Northwest quarter of the Southwest quarter of the Northeast quarter of Section 15, and the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter of Section 15, 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 Northwestern corner of the ROSE ACRES ADDITION (222), as per description filed September 27, 1965 as Instrument 37370, Stanislaus County Records, said point also being the interior quarter corner of Section 15, which is also on the center line of a 40.00 foot public road known as Rose Avenue; thence leaving the existing City Limits and along the center line of said Rose Avenue and the North-South quarter line of Section 15, North, 1320.00 feet, to the center line of a 40.00 public road known as Floyd Avenue; thence along the center line of said Floyd Avenue South $89^{\circ} 44' 00''$ East, 984.49 feet, to the East line of the West half of the Northeast quarter of the Southwest quarter of the Northeast quarter; thence South, 660.00 feet, along said East line; thence North $89^{\circ} 44' 00''$ West 964.49 feet, to the Eastern line of said Rose Avenue; thence along the Eastern line of Rose Avenue South, 660.00 feet, to a point on the Northern line of the Rose Acres Addition (222); thence along said Northern line, North $89^{\circ} 44' 00''$ West, 20.00 feet to the point of beginning, containing 15.219 Acres, more or less.

McHENRY - RUMBLE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 8, 9, 16 and 17, 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 Western line of the CROCCO ADDITION (171), as per description filed March 17, 1965, as Instrument 10620, Stanislaus County Records, said point being the Section Corner common to Sections 8, 9, 16 and 17, and said point also being on the center line of a public road known as McHenry Avenue; thence along the existing City Limits on the Section Line common to Sections 16 and 17 and the center line of said McHenry Avenue, South $00^{\circ} 47' 40''$ East, 243.23 feet; thence leaving the City Limits, South $89^{\circ} 12' 20''$ West, 255.00 feet; thence North $00^{\circ} 47' 40''$ West, 199.41 feet, to a point on the Southern line of the proposed 60.00 foot public right of way known as West Rumble Road said point being on a curve concave to the South; thence along a radial line of said curve, North $05^{\circ} 19' 17''$ West, 60.00 feet, to a point on the Northern line of said proposed Rumble Road; thence along said Northern line on a tangent curve, concave to the South, having a Radius of 1360.00 feet, a Central Angle of $6^{\circ} 22' 52''$ and an Arc Length of 151.47 feet; thence along a tangent line, South $88^{\circ} 56' 25''$ East, 37.87 feet; thence along a tangent curve, concave to the Northwest, having a Radius of 15.00 feet, a Central Angle of $91^{\circ} 55' 55''$ and an Arc Length of 24.07 feet, to its point of tangency on a line which is parallel with and 55.00 feet, measured at right angles, Westerly from the center line of said McHenry Avenue; thence along a radial line of said curve, North $89^{\circ} 07' 40''$ East, 55.00 feet, to a point on the Western line of the Crocco Addition (171) on the Section Line common to Sections 8 and 9 and the center line of McHenry Avenue; thence along the existing City Limits and said Section Line and center line, South $00^{\circ} 52' 20''$ East, 33.38 feet, to the point of beginning, containing 1.558 Acres, more or less.

STANDIFORD ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968, as Instrument 25254, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Leveland Addition (221), North $89^{\circ} 35'$ West, 501.60 feet, to the Northwestern corner of the Leveland Addition (221); thence along the existing City Limits on the Western line of the Leveland Addition (221), South $1^{\circ} 20'$ East, 5.18 feet, to the Northeastern corner of the WOODROW NO. 2 ADDITION (202), as per description filed July 26, 1967, as Instrument 23305, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow No. 2 Addition (202), North $89^{\circ} 35'$ West, 251.70 feet, to the Northwestern corner of the Woodrow No. 2 Addition, said point being also the Northeastern corner of the WOODROW ADDITION (174), as per description filed March 23, 1965, as Instrument 11330, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Woodrow Addition (174), North $89^{\circ} 35'$ West, 250.80 feet, to the Northwestern corner of the Woodrow Addition (174); thence along the existing City Limits on the Western line of the Woodrow Addition (174), South $01^{\circ} 13'$ East, 735.38 feet to the Northeastern corner of property conveyed to the City of Modesto by Deed recorded August 23, 1961, as Instrument 26556, Stanislaus County Records; thence along the existing City Limits on the Northern line of said City property, North $89^{\circ} 30'$ West, 46.92 feet, to the Northwestern corner of the City property; thence along the existing City Limits on the Western line of the City Property, South $00^{\circ} 30'$ West, 112.95 feet, to a point on the Northern line of the NORTHLAND ESTATES ADDITION (147), as per description filed February 5, 1963, as Instrument 4469, Stanislaus County Records; thence along the existing City Limits on the Northern line of the Northland Estates Addition (147), North $89^{\circ} 30'$ West, 510.12 feet, to a point on the Eastern line of the Tidewater Southern Railway Company right of way, said point being 30.00 feet, measured at right angles, Easterly from the North-South quarter section line of said Section 8, and said point being also on an Easterly line of the GREENWOOD ESTATES ADDITION (173) as per description filed March 17, 1965, as Instrument 10621, Stanislaus County Records; thence along the existing City Limits along said Easterly line of Greenwood Estates Addition (173) and the Eastern line of said right of way, North $01^{\circ} 19'$ West, 1301.23 feet, to a point on the East-West quarter section line and the center line of Standiford Avenue, said point being on a Southerly line of the Greenwood Estates Addition (173); thence along the existing City Limits on the East-West quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1115.77 feet, to a Southeasterly corner of the Greenwood Estates Addition (173); thence continuing along said quarter section line and center line of Standiford Avenue, South $89^{\circ} 35'$ East, 1490.42 feet, to the East quarter corner of Section 8, said point being on the section line common to Section 8 and 9; thence along said section line, South $01^{\circ} 20'$ East, 448.44 feet; thence along a line parallel with that East-West quarter section line, North $89^{\circ} 35'$ West, 1040.34 feet, to the point of beginning, containing 37.738 Acres more or less.

EAST ORANGEBURG-COFFEE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 21, 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 Northwestern corner of the DOWNEY PARK NO. 2 ADDITION (188), as per description filed May 3, 1966, as Instrument 15774, Stanislaus County Records, said point being the center line of a 40.00 foot public road known as Orangeburg Avenue; thence along the existing City Limits on the boundary of said Addition (188), South $00^{\circ} 36' 00''$ East, 461.26 feet; thence South $89^{\circ} 46' 33''$ West, 436.00 feet, to the center line of a 50.00 foot public road known as Coffee Road; thence along said center line and existing City Limits, South $00^{\circ} 36' 00''$ East, 527.83 feet, to the Northeastern corner of the DOWNEY PARK NO. 4 ADDITION (204), as per description filed September 19, 1967, as Instrument 29499, Stanislaus County Records; thence North $89^{\circ} 41' 50''$ West, 660.04 feet, along the existing City Limits on the Boundary of said Addition (204) to the Northwestern corner of said Addition (204); thence along the existing City Limits on the Western boundary of said Addition (204) South $00^{\circ} 40' 00''$ East, 131.67 feet, to the Northeastern corner of the EL VECINO ADDITION (115), as per description filed December 29, 1960, as Instrument 36791, Stanislaus County Records; thence along the existing City Limits on the Northern boundary of said Addition (115), North $89^{\circ} 35' 30''$ West, 528.87 feet, to the Northeastern corner of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965, as Instrument 37540, Stanislaus County Records; thence continuing North $89^{\circ} 35' 30''$ West 132.52 feet, to the center line of a 60.00 foot road known as El Vecino Avenue; thence along the center line of El Vecino Avenue and existing City Limits, North $00^{\circ} 39' 30''$ West, 476.11 feet to the Southeastern corner of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records; thence along the existing City Limits and Eastern boundary of said Addition (206), North $00^{\circ} 39' 30''$ West, 156.26 feet; thence South $49^{\circ} 30' 00''$ West, 58.10 feet; thence North $39^{\circ} 35' 00''$ West, 113.79 feet; thence North $50^{\circ} 25'$ East, 6.96 feet; thence North $39^{\circ} 35' 00''$ West, 183.20 feet; thence South $51^{\circ} 39' 30''$ West, 90.71 feet, thence South $50^{\circ} 25' 00''$ West, 239.32 feet; thence South $00^{\circ} 40' 20''$ East, 162.62 feet; thence South $89^{\circ} 08' 40''$ West, 177.00 feet along the existing City Limits on the boundary of said Addition (206), to the center line of 60 foot public road known as Sarah Avenue; thence North $00^{\circ} 40' 20''$ West, 8.57 feet along said center line and existing City Limits on the boundary of said Addition (206) to the Southeastern corner of the JOHN SUTTER SCHOOL ADDITION (236), as per description filed July 7, 1969, as Instrument 23267, Stanislaus County Records; thence continuing along the existing City Limits on the Eastern boundary of said Addition (236) North $00^{\circ} 40' 20''$ West, 1584.96 feet to the Southeastern corner of the EAST COOLIDGE ADDITION (244), as per description filed December 1, 1969, as Instrument 39360, Stanislaus County Records; thence along the existing City Limits on the Eastern boundary of said Addition (244) North $00^{\circ} 40' 20''$ West 395.73 feet; thence South $89^{\circ} 34' 20''$ East 330.94 feet along the existing City Limits on the boundary of said Addition (244) to the Northerly extension of the Eastern line of a part width 14 foot alley in Block 1221 of GENEVA HEIGHTS as per map filed June 28, 1955, in Volume 18 of Maps, Page 29 Stanislaus County Records; thence leaving the existing City Limits and along said extension of said Eastern alley line, South $00^{\circ} 39' 20''$ East 1319.45 feet to the center line of a 40.00 foot public road known as Orangeburg Avenue which is also the East-West quarter, quarter line of Section 21; thence along said quarter, quarter Section line, South $89^{\circ} 41' 30''$ East, 1652.73 feet to the center line of a 50.00 foot public road known as Coffee Road which is also the North quarter, quarter corner common to Sections 21 and 22; thence along the center line of said Orangeburg Avenue which is also the East-West quarter, quarter line of Section 22, North $89^{\circ} 45' 00''$ East, 436.00 feet to the point of beginning, Containing 53.909 Acres, more or less.

SYLVAN SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 9, 10, and 15, 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 Southeastern corner of the WALNUT ACRES ADDITION (157) as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being on the intersection of the South line of Section 9, which is also the center line of a 60 foot public road known as Rumble Road, and the Western line of a 40 foot public road known as Coffee Road; thence along said Western line and existing City Limits, North $00^{\circ} 47' 20''$ West, 25.01 feet, to a Northern line of said Addition (157); thence South $89^{\circ} 33' 50''$ East, 20.00 feet to the center line of Coffee Road which is also the section line common to Sections 9 and 10; thence along said section line, North $00^{\circ} 47' 20''$ West, 386.04 feet; thence North $89^{\circ} 35' 10''$ East, 2624.88 feet, to the North-South quarter section line of Section 10; thence along said quarter section line, South $00^{\circ} 53' 20''$ East, 412.22 feet, to the South quarter corner of said Section 10; thence along the South line of Section 10, South $89^{\circ} 36' 50''$ West, 1435.60 feet, to the Northeastern corner of the property conveyed to the City of Modesto by deed recorded June 27, 1968, as Instrument 19786, Stanislaus County Records; thence along the Eastern line of said City property, South $00^{\circ} 58' 50''$ East, 660.00 feet, to the Southeastern corner of said City property; thence along the Southern line of said City property, South $89^{\circ} 36' 50''$ West, 1190.00 feet, to the center line of Coffee Road which is also the section line common to Sections 15 and 16; thence along said section line, North $00^{\circ} 58' 50''$ West, 660.00 feet, to the section corner common to Section 9, 10, 15 and 16; thence along the South line of Section 9, North $89^{\circ} 33' 50''$ West, 20.00 feet, to the point of beginning, containing 43.074 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1217

A RESOLUTION ACCEPTING AVIGATION EASEMENT FROM BEARD LAND IMPROVE-
MENT CO. OFF END OF RUNWAY 28R

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that it does hereby accept an avigation easement from Beard Land
Improvement Co. off the end of Runway 28R, said easement dated
December 1, 1970

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto
is hereby authorized to record said easement with the Recorder of
Stanislaus County.

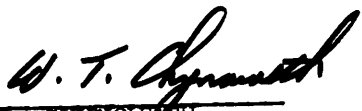
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
December, 1970 by Councilman Robinson , who moved its adoption,
which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1218

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED AMENDMENT TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE TO PROVIDE FOR MONTHLY RATHER THAN QUARTERLY REZONING HEARINGS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 21, 1970 at 4:05 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 proposed amendment to Chapter 2 of Title X of the Modesto Municipal Code to provide for monthly rather than quarterly rezoning hearings.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December, 1970 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1219

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,381.00 FOR
VARIOUS AIRPORT BUDGET ACCOUNTS

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

AIRPORT FUND - 230	
From: Apron Overlay, Stage I (6507-46-230)	\$5,381.00
To: Conference Expense (207-46-230)	20.00
Utilities (210-46-230)	3,350.00
M & R Bldgs. & Grounds (224-46-230)	800.00
Equipment Rental Charges (228-46-230)	200.00
Custodial Supplies (304-46-230)	450.00
Memberships and Dues (401-46-230)	15.00
Services, Prof. & Other (235-46-230)	336.00
Fire Insurance (413-46-230)	162.00
Taxes (430-46-230)	48.00

(See memo from Director of Public Works to City Manager dated December 1, 1970, subject, "Airport Budget", for justification)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of December 19 70 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Newton , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1220

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,024 FOR PURCHASE OF
NEW DICTAPHONE RECORDING MACHINE FOR COUNCIL CHAMBERS

BE IT RESOLVED by the Council of the City of Modesto that the
following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM:	General Fund, General Reserve (101-60)	\$1,024.00
TO:	Recording Machine (5501-14-101)	\$1,024.00

(Replacement of worn out recorder in Council Chambers)

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 7th day of December,
19 70 by Councilman Robinson , who moved its adoption, which motion
being duly seconded by Councilman Newton , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1221

A RESOLUTION APPOINTING MEMBER OF THE D.I.D. ADVISORY BOARD (AREA G)
FOR A TERM EXPIRING MARCH 28, 1974 (Jan E. Nelson)

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
D.I.D. Advisory Board (Area G) for the respective
term as indicated: Term expires March 28, 1974

Jan E. Nelson
2305 Monte Vista Ave.
Modesto, California 95350

SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly appointed member of the D.I.D.
Advisory Board (Area G) and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 7th day of
December 1970, by Councilman Dixon, who moved its
adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Newton, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1222

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WESTERN PIPELINES CONTRACT TO REPLACE ESGAR SEWER AND EXTEND THE MORRIS STORM DRAIN

WHEREAS, a report has been filed by the Director of Public Works that the construction ~~of~~ to replace Esgar Sewer and extend the Morris Storm Drain has been completed by Western Pipeline Company

in accordance with the contract agreement dated October 19, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction ~~of~~ to replace Esgar Sewer and extend the Morris Storm Drain be accepted from said contractor, Western Pipeline Company

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$24,245.32 as provided in the contract, be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1223

A RESOLUTION AMENDING RESOLUTION NO. 70-251 ENTITLED "A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PREZONED PLANNED DEVELOPMENT ZONE, P-PD(68). (ALBERT LANDINI - DONALD SANDY APARTMENTS).

WHEREAS, an application has been made to amend P-PD(68) to either extend the time or delete completely, the requirement for initiating annexation proceedings, and

WHEREAS, after a public hearing regarding this matter held by the Planning Commission on November 17, 1970, the Commission recommended to the City Council that the requirement for annexation as a condition in P-PD(68) be deleted, and that the time requirement for annexation commencement be extended to June 30, 1971, and that this requirement be made a part of the development schedule of P-PD(68) which could be acted upon by the Planning Commission.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. Section 1 entitled "Development Plan" set forth in Resolution No. 70-251 entitled "A Resolution Approving A Development Plan For Prezoned Planned Development Zone, P-PD(68). (Albert Landini - Donald Sandy Apartments)", is hereby amended to delete condition No. 9.

SECTION 2. Section 2 entitled "Development Schedule" set forth in the above referred to Resolution No. 70-251 is hereby amended to read as follows:

"SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(68):

That on or before June 30, 1971, the applicant shall institute and follow through with proceedings to annex the subject property to the City of Modesto.

The entire construction program be accomplished in one phase; construction to begin on or before January 31, 1972, and to be completed on or before January 31, 1974."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th

day of December, 1970, by Councilman Dixon,
who moved its adoption, which motion being duly seconded by Coun-
cilman Robinson, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1224
AMENDMENT TO

A RESOLUTION APPROVING /AGREEMENT BETWEEN THE CITY OF MODESTO AND
MONROE TAYLOR FOR SALARY INCREASE AS COORDINATOR OF WESTSIDE
NEIGHBORHOOD CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that the /agreement between the City of Modesto and Monroe Taylor
dated May 12, 1969 increasing the salary of Monroe Taylor
~~for~~ from \$605 per month to \$715 per month effective December 16,
1970
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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
December 1970 , by Councilman Smith , who moved its
adoption, which motion being duly seconded by Councilman Dixon
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1225

A RESOLUTION ACCEPTING GRANT DEED FROM DR. GEORGE VALENTINE AND APPROVING RIGHT OF WAY AGREEMENT FOR LAND NEEDED FOR THE WIDENING OF NEEDHAM STREET (518 Needham Street)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it does hereby accept a grant deed from Dr. George Valentine and approve right-of-way agreement dated December 2, 1970 for land needed for the widening of Needham Street

BE IT FURTHER RESOLVED that the City Clerk of the City of Modesto is hereby authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1226

A RESOLUTION OPPOSING DIVERSION OF AVIATION USERS' TAXES

WHEREAS, the Council of the City of Modesto has been informed that an attempt is being made to divert \$245 million in FY'71 aviation user taxes from airport development and planning grant appropriations to pay FAA operating and administrative expenses, and

WHEREAS, this attempted diversion of funds is contrary to the intent of the Airport and Airway Development Act of 1970 (P.L. 91-258), and

WHEREAS, the proposed diversion could result in the loss of \$38,700 in authorized airport development funds in FY 1971 for projects at the Modesto City-County Airport.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that this diversion of funds is strongly opposed.

BE IT FURTHER RESOLVED that copies of this resolution be sent to the Honorable George Murphy, the Honorable Alan Cranston, the Honorable John Tunney and the Honorable John McFall.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1227

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD SHORMAN FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 3312 AND 3308 DARRYL LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Richard Shorman for sewer service to property outside the City at 3312 and 3308 Darryl Lane be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December 1970 , by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1228

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING LOTS IN THE CITY OF MODESTO, PROVIDING FOR CONTROL THEREON, AND RESCINDING RESOLUTION NO. 70-472.

BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. PARKING METER LOTS. (a) The following municipal off-street parking lots shall be controlled by parking meters:

- (1) PML-1 11th and G Street parking lot (PM-5 Zone)
- (2) PML-3 12th and I Street parking lot (southeast corner) (PM-9 Zone)
- (3) PML-4b 11th Street between H and I Streets (lower level) parking lot (PM-7 Zone)
- (4) PML-7 12th and I Street parking lot (northeast corner) (PM-6 Zone)
- (5) PML-9 13th Street between J and K Street parking lot (PM-3 Zone)
- (6) PML-11 10th and H Street parking lot (PM-8 Zone)
- (7) PML-12 9th Street between J and K Street parking lot (PM-2 Zone)
- (8) PML-21 11th and K Street parking lot (PM-11 Zone)
- (9) PML-24 9th and J Street parking lot (PM-2 Zone)
- (10) PML-25 9th and I Street parking lot (Claremont Hotel Property) (PM-2 Zone)
- (11) PML-26 East side of 10th Street between K and L Streets (PM-2 Zone)
- (12) PML-27 Southern Pacific Depot between I and K Streets (PM-4 Zone)
- (13) PML-28 11th Street between I and J Street parking lot (PM-2 Zone)

(b) The municipal off-street parking lots which are controlled by meters are shown on the Parking Meter Zoning Map adopted by Section 3-2.1501 of the Modesto Municipal Code. The time limits and rates of fees for parking in said parking meter zones are as set forth in Section 3-2.1504 of said Code.

SECTION 2. ATTENDANT LOTS. (a) The following municipal off-street parking lots are hereby established as attendant lots:

- (1) PAL-2 9th Street between I and J Street parking lot
- (2) PAL-4a 11th Street between H and I Street (street level) parking lot
- (3) PAL-5 10th Street between K and L Street parking lot
- (4) PAL-17 Bank of California parking lot at 12th and J Streets
- (5) PAL-18 Seely Tower parking lot at 12th and J Streets
- (6) PAL-22 Sears parking lot, 11th Street between K and L Streets

be controlled and regulated by parking attendants as follows:

- (1) PAL-2, PAL-4a, PAL-5 and PAL-18.

From 9:00 A. M. to 9:00 P. M. , Monday through Saturday

- (2) PAL-17

From 9:00 A. M. to 9:00 P. M. on Saturdays and bank holidays only. Attendant parking may be used on any such additional special occasions as may be deemed appropriate by the City Manager

- (3) PAL-22

From 9:00 A. M. to 6:00 P. M. on Tuesdays, Wednesdays and Saturdays, and from 9:00 A. M. to 9:00 P. M. on Mondays, Thursdays and Fridays, and on such special days as may be mutually agreed upon by the Director of Parking and Traffic of the City of Modesto and Sears Roebuck and Company.

(c) The rate of ten (10¢) cents 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 attendant parking lots PAL-2, PAL-4a, PAL-5, PAL-17, PAL-18 and PAL-22.

(d) The price for validation stamps to be used with the validation system on attendant parking lots as provided by Section 3-2.1604 of the Modesto Municipal Code shall be ten (10¢) cents per stamp.

(e) The rate of five (5¢) cents per hour, or fraction thereof, when validated by the Stanislaus County Clerk for parking by persons serving on trial juries, is hereby established for said attendant parking lot PAL-2.

SECTION 3. PARKING TICKET LOTS. (a) The following municipal off-street parking lots shall be controlled by ticket dispensing devices:

- (1) PTL-20 10th Street between G and H Street parking lot (Old City Hall)
- (2) PTL-23 10th Street between G and H Street parking lot (Brack-Griffin)

(b) Vehicular parking on said municipal off-street parking lots PTL-20 and PTL-23, shall be controlled by means of ticket dispensing devices from 9:00 A. M. to 4:30 P. M. , Monday through Saturday.

(c) The rate of twenty-five (25¢) cents per day or fraction thereof is hereby established for said parking ticket lots, PTL-20 and PTL-23.

SECTION 4. FREE LOTS. The following municipal off-street parking lots shall be free lots:

- (a) PL-10 8th Street between I and K Streets
- (b) PL-15 Fire Station parking lot (north side)
- (c) PL-16 Fire Station parking lot (south side)

SECTION 5. MONTHLY PARKING PASSES. Monthly parking passes may be authorized by the Director of Parking and Traffic on any attendant or metered

lot when it does not encroach on the needs of shopper parking. The monthly charges for such passes shall be as follows:

PML-25	9th and I Streets Parking Lot (Claremont Hotel Property)	\$ 5.00
PML-27	Southern Pacific Depot Parking Lot between I and K Streets	\$ 4.00
	All other attendant or metered lots	\$10.00

Monthly parking passes may be authorized by the Director of Parking and Traffic on any parking ticket lot. The charge for such passes shall be at the rate of Five and no/100ths (\$5.00) Dollars per month.

SECTION 6. REPEALS. Resolution No. 70-472 is hereby rescinded as of January 1, 1971, at which time this resolution shall go into full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1229

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN GULLATT FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY AT 835 CALIFORNIA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John Gullatt for sewer service to property outside the city at 835 California 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 14th day of December 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1230

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE OAKDALE-FLOYD ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on September 25, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Oakdale-Floyd Addition,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

That the annexation of said uninhabited territory designated as Oakdale-Floyd Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as Oakdale-Floyd Addition;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

That the annexation of said uninhabited territory designated as Oakdale-Floyd Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December, 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by

Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By R. A. Roszard
Public Works Department

RAM
12-9-70

OAKDALE - FLOYD ADDITION

All that real property in the State of California, County of Stanislaus, being the North half of the Northeast quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, also being all of the Robinson Tract as per map filed September 30, 1910, in Volume 5 of Maps, Page 15, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Southeast corner of the SYLVAN SCHOOL ADDITION (252), as per description filed May 8, 1970, as Instrument 14743, Stanislaus County Records, said point being the North quarter corner of Section 15; thence along the North line of Section 15, North $89^{\circ} 36' 50''$ East, 2625.60 feet, to the Northeast corner of Section 15 which is also on the center line of a public road known as Old Oakdale Road; thence along said center line, South $0^{\circ} 53' 48''$ East, 1321.53 feet, to the South line of the North half of the Northeast quarter of Section 15, said line also being on the center line of a public road known as Floyd Avenue; thence along said center line, South $89^{\circ} 38' 20''$ West, 2624.12 feet, to the West line of the Northeast quarter of Section 15; thence along said quarter section line, North $0^{\circ} 57' 40''$ West, 1320.40 feet, to the point of beginning, containing 79.596 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1231

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$118 FOR ADDITIONAL TAXES ON PARK PROPERTY

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$118
TO: Taxes (430-35-101)	\$118

(We did not estimate sufficient funds for payment of all taxes on park property at the time the budget was prepared. An additional \$77 is needed for Stanislaus County taxes, and \$41 for Turlock Irrigation District taxes, making a total of \$118.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of December 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1232

A RESOLUTION APPOINTING MEMBER OF THE CITIZENS' ENVIRONMENTAL COMMITTEE
FOR A TERM ENDING JANUARY 1, 1974 (Dave Sinclear)

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
Citizens' Environmental Committee for the respective
term as indicated: Term ending January 1, 1974.

Dave Sinclear
1744 Woodland 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 Citizens'
Environmental 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 14th day of
December 1970, by Councilman Dixon, who moved its
adoption, which motion being duly seconded by Councilman Robinson
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1233

A RESOLUTION APPOINTING MEMBER OF THE HUMAN RIGHTS COMMISSION FOR A TERM ENDING MAY 1, 1973 (Keith Thurston)

WHEREAS, Section 1102 of the Charter of the City of Modesto authorizes the City Council to appoint members to various Boards and Commissions;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The following person is hereby appointed to the Human Rights Commission for the respective term as indicated: Term ending May 1, 1973

Keith Thurston
632 Colfax 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 Human Rights 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 14th day of December 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1234

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF ROBERT C. WHEELER, dba DOCTORS AMBULANCE, FOR LICENSE TO OPERATE A LIMITED AMBULANCE IN MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of request of Robert C. Wheeler, dba Doctors Ambulance, for license to operate a limited ambulance in Modesto

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1235

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT BRIGGSMORE AND CARVER

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for construction of traffic signals and street lighting at Briggsmore and Carver

copies of which are on file, are hereby accepted and approved.


SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 26, 1971 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December 1970, by Councilman Mitchell who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1236

A RESOLUTION ACCEPTING THE CONSTRUCTION OF B. J. ROMMEL'S
CONTRACT FOR RESTROOM FACILITIES AT MANCINI PARK

WHEREAS, a report has been filed by the Director of
Public Works that the construction of restroom facilities
at Mancini Park

has been completed by B. J. Rommel

in accordance with the contract agreement dated September 28, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of
restroom facilities at Mancini Park

be accepted from said contractor, B. J. Rommel

that notice of completion be filed with the Recorder of Stan-
islaus County and that payment of amounts due in the amount
of \$25,182.05 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 December, 1970, by Councilman
Mitchell, who moved its adoption, which motion being
duly seconded by Councilman Dixon, was upon roll
call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1237

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ELRICH CONSTRUCTION COMPANY'S CONTRACT FOR LANDSCAPING AT MANCINI PARK

WHEREAS, a report has been filed by the Director of Public Works that the construction of landscaping at Mancini Park

has been completed by Elrich Construction Company

in accordance with the contract agreement dated October 19, 1970

NOW, THEREFORE, BE IT RESOLVED that the construction of landscaping at Mancini Park

be accepted from said contractor, Elrich Construction Company

that notice of completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$25,675.00 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 21st day of December, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1238

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER AT 531 MELROSE AVENUE, LOTS 9 AND 10 OF BLOCK 584 (Mr. Samuel C. Bailey - \$142.50)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation' of curb and gutter at 531 Melrose Avenue, Lots 9 and 10 of Block 584 - \$142.50


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970, by Councilman Mitchell , who moved its adoption; which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO., 70-1239

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 1442 COLLEGE AVENUE, LOT 15 OF BLOCK 6670 (Mr. John A. Carvalho - \$160.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 1442 College Avenue, Lot 15 of Block 6670 - \$160.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption; which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1240

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON CRESCENT DRIVE AT 1402 OAKWOOD DRIVE, LOT 1 OF BLOCK 6035 (Mr. Howard C. Coffee - \$175.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Crescent Drive at 1402 Oakwood Drive, Lot 1 of Block 6035 - \$175.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1241


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 434 SMITH AVENUE, PORTION OF LOT 62 OF BLOCK 704 (Mr. A. Dale Dunkel - \$111.75)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 434 Smith Avenue, portion of Lot 62 of Block 704 \$111.75

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1242

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON WILDWOOD DRIVE AND SANSOME COURT AT 2008 WILDWOOD DRIVE, LOT 19 OF BLOCK 6715 (Mr. Frederick R. Entriken - \$268.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Wildwood Drive and Sansome Court at 2008 Wildwood Drive, Lot 19 of Block 6715-\$268.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1243

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 1429 PEARL STREET, LOT 3 OF BLOCK 6113 (Mrs. Torrwayne A. Graf - \$89.20)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 1429 Pearl Street, Lot 3 of Block 6113 - \$89.20

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1244

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON GRISWOLD AVENUE AT 825 ENSLEN AVENUE, LOT 1 OF BLOCK 715 (Mr. C. Dexter Hogin - \$431.25)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on Griswold Avenue at 825 Enslen Avenue, Lot 1 of Block 715 - \$431.25

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1245

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER AND SIDEWALK ON "E" STREET AT 427 7th STREET, LOTS 1 THROUGH 4, INCLUSIVE, OF BLOCK 29 (Mr. Tony Isola - \$1,332.10)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter and sidewalk on "E" Street at 427 7th Street, Lots 1 through 4, inclusive, of Block 29 - \$1,332.10

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1246

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK AT 1538 MAPLEWOOD DRIVE, LOT 2 OF BLOCK 6023 (Mr. John D. Loflin - \$114.50)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1970 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk at 1538 Maplewood Drive, Lot 2 of Block 6023 - \$114.50

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1247

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON LUCERNE AVENUE AND RAMONA AVENUE AT 601 RAMONA AVENUE, LOT 4 OF BLOCK 608 (Mr. Raymond J. Lucchesi - \$500.25)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on Lucerne Avenue and Ramona Avenue at 601 Ramona Avenue, Lot 4 of Block 608 - \$500.25


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1248

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON ULRICH AVENUE AT 1125 ULRICH AVENUE, LOT 8 of BLOCK 6031 (Mr. Robert W. Pearson - \$159.60)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Ulrich Avenue at 1125 Ulrich Avenue, Lot 8 of Block 6031 -- \$159.60

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1249

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON BODEM STREET AT 621 E. MORRIS AVENUE, E. 90 FEET OF LOTS 23 AND 24 OF BLOCK 592 (Mr. Vernon N. Reed - \$169.50)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on Bodem Street at 621 E. Morris Avenue, E. 90 feet of Lots 23 and 24 of Block 592 - \$169.50

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1250

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON MELROSE AVENUE AT 519 E. MORRIS AVENUE, E. 100 FEET OF LOTS 23 AND 24 OF BLOCK 584 (Mr. James Anthony Rocha - \$166.75)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on Melrose Avenue at 519 E. Morris Avenue, E. 100 feet of Lots 23 and 24 of Block 584 -- \$166.75

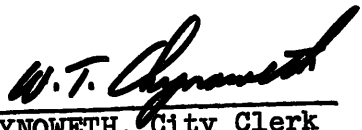
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1251

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF CURB AND GUTTER ON LUCERN AVENUE AT 1011 LUCERN AVENUE, LOT 11 OF BLOCK 607 (Mr. Keary E. Stafford - \$142.50)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of curb and gutter on Lucern Avenue at 1011 Lucern Avenue, Lot 11 of Block 607 -- \$142.50

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption; which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1252

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK ON DEL VALE AVENUE AT 1537 W. ROSEBURG AVENUE, PORTION OF BLOCK 6018 (Mr. Ottavio Trombetta - \$208.00)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 4, 1971 , at 4:05 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California is hereby set as the time and place for consideration of report of Superintendent of Streets on the cost of installation of sidewalk on Del Vale Avenue at 1537 W. Roseburg Avenue, portion of Block 6018 -- \$208.00


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1253

A RESOLUTION AUTHORIZING THE MODESTO CITY-COUNTY AIRPORT MANAGER TO APPROVE INSTALLATION OF COURTESY PHONES AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, the Airport Manager has received a request from a local motel for permission to install a courtesy phone at the MODESTO CITY-COUNTY AIRPORT TERMINAL lounge, and possibly the pilots' lounge in the Administration Building; and

WHEREAS, at present there is no authorization for the Airport Manager to grant this request; and

WHEREAS, it is believed that this request and possibly others in the future, will make available a service which will be appreciated by those using the Airport.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Airport Manager is hereby authorized to grant permission to a local motel to install a courtesy phone at the Modesto City-County Airport terminal lounge, and possibly the pilots' lounge in the Administration Building.

BE IT FURTHER RESOLVED that authorization is hereby granted the Airport Manager to approve similar requests in the future.

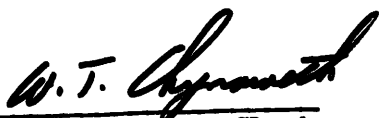
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1254

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS, FOR MAINTENANCE OF STATE HIGHWAYS WITHIN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and State of California, Department of Public Works, Division of Highways for maintenance of State Highways within the City of Modesto effective as of December 1, 1970 and to remain in effect until amended or terminated. be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 December 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1255

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND ANTASONS, INC. AND ACCEPTING GRANT DEED (Needham Street Widening Project 56-10)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Antasons, Inc. for the widening of Needham Street is hereby approved.

BE IT FURTHER RESOLVED that the City Manager and City Clerk are hereby authorized and directed to execute said right of way agreement on behalf of the City of Modesto and the City Clerk authorized to record said Grant Deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1256

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$14,800 FOR NEEDHAM STREET WIDENING PROJECT 56-10

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SPECIAL GAS TAX (207)

FROM: General Reserve (60)	\$14,800
TO: Miscellaneous Right of Way (6647-207)	\$14,800

(To provide additional funds for the purchase of right of way on Needham Avenue at Block 110, Lots 1 - 5, Project 56-10. Total project \$41,850)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December 19 70 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1257

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 22-3-9 OF THE ZONING MAP (CHARLES GARGOTTO)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 15, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 22-3-9 of the zoning map to prezone to Two-Family Residential Zone, P-R-2, the following described property:

SEE EXHIBIT A ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-159 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 22-3-9 of the Zoning Map be set for Monday, January 11, 1971, 7:35 PM in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, CITY CLERK

Commencing at the Southeast corner of the Wright-Mineni Tract, according to the amended map thereof, recorded in Volume 16 of Maps, at Page 71-A, Stanislaus County Records: thence South $89^{\circ} 55' 35''$ West along the South line of said Wright-Mineni Tract 839.67 feet to the East line of alley in Block 1178 of said Wright-Mineni Tract, being the point of beginning of this description; thence continuing South $89^{\circ} 55' 35''$ West along said South line 225.49 feet to the West line of Water Street as shown on Map of said Wright-Mineni Tract; thence South $0^{\circ} 27' 45''$ East 329.79 feet to the centerline of Orangeburg Avenue; thence North $89^{\circ} 54'$ East along said centerline of Orangeburg Avenue 1065.97 feet; thence North $0^{\circ} 36' 14''$ West 120.00 feet; thence South $89^{\circ} 54'$ West 390.75 feet; thence North $0^{\circ} 27'$ West 5.00 feet; thence South $89^{\circ} 54'$ West 449.48 feet; thence North $0^{\circ} 27'$ West 204.69 feet to the point of beginning.

Containing 4.07 Acres

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19-3-9 OF THE ZONING MAP (REBECCA TURNER)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 15, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 19-3-9 of the zoning map to rezone from One-Family Residential Zone, R-1, to Two-Family Residential Zone, R-2, the following described property:

SEE EXHIBIT A ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-160 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 19-3-9 of the Zoning Map be set for January 11, 1971 at 7:40 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

All that portion of Section 19, 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:

All of Lots 1 through 8 inclusive of Dunham Tract, according to the map thereof filed in the office of the County Recorder of Stanislaus County, State of California, in Volume 16 at Page 15.

Including also the southerly 30 feet of Evergreen Avenue, the westerly 30 feet of Carver Road, and the northerly 25 feet of Pearl Street, all being immediately adjacent to the above described property.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1259

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTIONS 5-4-9 AND 8-4-9 OF THE ZONING MAP (COMMISSION INITIATED)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 15, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Sections 5-4-9 and 8-4-9 of the zoning map to rezone from Planned Development Zone, P-D (33) to Single-Family Residential Zone, R-1, the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-156 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Sections 5-4-9 and ⁸⁻⁴⁻⁹ of the Zoning Map be set for January 11, 1971 at 7:45 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December, 1970, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

All that portion of Sections 5 and 8 Township 4 South, Range 9 East, Mount Diablo Base and Meridian, in the County of Stanislaus, State of California, and more particularly described as follows: Lots 1 to 5, inclusive, and the East 0.057 chains of Lot 8 of the Rio Grande Colony, according to the map thereof, filed in the office of the County Recorder of Stanislaus County, California, on July 5, 1912 in Volume 6 of Maps, at page 47.

Except that portion of said Lots 1 and 2 described as commencing at the Southeast corner of said Lot 1; thence North $0^{\circ} 18'$ West, 7.782 chains; thence North $88^{\circ} 53'$ West, 6.047 chains; thence South $0^{\circ} 26'$ West; 10.002 chains; thence North $46^{\circ} 45'$ East, 3.183 chains; thence South $88^{\circ} 51'$ East, 3.846 chains to the point of beginning.

Also excepting that portion of Lots 3, 4, 5, and 8 of said Rio Grande Colony described as follows: Beginning at the southwest corner of Lot 5, thence North $88^{\circ} 51' 48''$ West, 3.76 feet; thence North $0^{\circ} 26'$ East, 81.065 feet; thence North $71^{\circ} 14' 42''$ East, 510.82 feet; thence along a curve concave to the south, having a central angle of $8^{\circ} 06' 39''$ and a Radius of 1000 feet a distance of 141.56 feet to the east line of lot 3; thence South $0^{\circ} 26'$ West, 100.365 feet; thence South $46^{\circ} 46' 52''$ West, 276.27 feet; thence North $88^{\circ} 51' 48''$ West, 415.75 feet to the point of beginning.

EXHIBIT "A"

5-4-9 and 8-4-9
(Commission Initiated)

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 31-3-9 OF THE ZONING MAP (COMMISSION INITIATED)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 15, 1970 , in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 31-3-9 of the zoning map to rezone from Planned Development Zone, P-D (13) to One-Family Residential Zone, R-1 the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-157 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 31-3-9 of the Zoning Map be set for January 11, 1971 at 7:50 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December , 1970 , by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

Beginning at a point 160 feet east of the northwest corner of Lot 5 of the Spencer Colony; thence South $0^{\circ} 30'$ East a distance of 100 feet; thence South $89^{\circ} 55' 37''$ West a distance of 160 feet to the center line of Emerald Avenue; thence South $0^{\circ} 30'$ East along said center line of Emerald Avenue a distance of 6.50 feet; thence North $89^{\circ} 30'$ East a distance of 158.00 feet; thence South $0^{\circ} 30'$ East a distance of 95.60 feet; thence South $89^{\circ} 55' 37''$ West a distance of 158 feet to the center line of Emerald Avenue; thence South $0^{\circ} 30'$ East along said center line of Emerald Avenue a distance of 60.00 feet; thence North $89^{\circ} 55' 37''$ East a distance of 260 feet; thence South $0^{\circ} 30'$ East a distance of 163.55 feet; thence North $89^{\circ} 55' 37''$ East a distance of 495.73 feet to the west right-of-way line of Modesto Irrigation District Lateral Number 5; thence North $3^{\circ} 34' 23''$ West along said west right-of-way line a distance of 361.03 feet; thence continuing along said west right-of-way line along a curve concave to the east having a radius of 420.00 feet, through a central angle of $8^{\circ} 46' 31''$, a curve distance of 64.33 feet to the north line of Lot 5 of said Spencer Colony; thence south $89^{\circ} 55' 37''$ West along the north line of said Lot 5 a distance of 577.85 feet to the point of beginning, being located east of Emerald Avenue south of Franklin School.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1261

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$71.00 FOR MODIFICATION OF WASHINGTON AND I STREETS TRAFFIC SIGNAL

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SPECIAL FUND - CAPITAL OUTLAY (321)

FROM: General Reserve (60)	\$71.00
TO: Modify Signals, Washington and I (7901-56-321)	\$71.00

(Actual labor costs were less than estimated by \$221.26. Overhead charges were also less than estimated by \$259.38. However, actual materials costs were \$551.03 more than estimated.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December 1970 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1262

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,569.00 FOR POLICE SEDAN NECESSARY FOR ADDITIONAL POLICE OFFICERS

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SERVICE DIV. WORKING CAPITAL (512)

FROM: General Reserve (60)	\$2,569.00
TO: Police Sedan (5435-48-512)	\$2,569.00

(To appropriate money for police sedan necessary for additional four position approved by the Council 12-7-70)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1263

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,078.00 TO PROVIDE FUNDS FOR EQUIPMENT, SUPPLIES AND OTHER COSTS RESULTING FROM THE FOUR NEW POLICE DEPARTMENT POSITIONS

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

GENERAL FUND (101)

FROM: General Reserve (60)	\$6,078
TO: P.E.R.S. Contribution (425-64-101)	\$2,036
Compensation Insurance (411-64-101)	671
Group Life Insurance (423-64-101)	21
Group Health Insurance (426-64-101)	169
Equipment Rental Charges (218-22-101)	630
M&R, Bldgs. & Grounds (224-22-101)	7
Office Supplies (301-22-101)	55
Tool, Shop & Field Supplies (308-22-101)	498
Uniform Allowance (339-22-101)	360
Revolvers (5409-22-101)	331
Radio (5410-22-101)	1,300

(To provide funds for equipment, supplies and other costs resulting from the four Police Department positions authorized by the City Council December 7, 1970.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December 1970 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1264

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,145.00 FOR MANCINI PARK DEVELOPMENT, STAGE 2

BE IT RESOLVED by the Council of the City of Modesto that the following appropriation transfer(s) are approved:

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60)	\$2,145
TO: Mancini Park Development, Stage 2 (6331-31-321)	\$2,145

(The construction costs for Mancini Park are running higher than anticipated. This amount is set up to provide sufficient funds to cover the balance of contract costs.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of December 19 70 by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Newton

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1265

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN APPELATE NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The plans and specifications for installation of water lines in Applegate No. 1 Subdivision

copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 12, 1971 at 10:00 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 at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of December 1970, by Councilman Smith who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1266

A RESOLUTION APPROVING OIL AND GAS LEASE AND MEMORANDUM OF OIL
AND GAS LEASE WITH MOBIL OIL CORPORATION FOR CITY OWNED PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Oil and Gas Lease and Memorandum of Oil and Gas Lease with Mobil Oil Corporation for city owned property be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said lease by the designated city officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of December 1970, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1267

A RESOLUTION APPROVING SALE OF SHEDS AT 101 HACKBERRY AVENUE TO CHARLEY LYNDS

WHEREAS, Charley Lynds has offered to pay the City of Modesto \$10.00 for sheds located on city owned property at 101 Hackberry Avenue, and has agreed to remove all debris and to leave the premises in a clean condition; and

WHEREAS, no other offers have been received for these buildings;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the offer of Charley Lynds to purchase and remove these sheds located at 101 Hackberry Avenue 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 28th day of December, 1970 by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1268

LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND ORRICK, HERRINGTON, ROWLEY & SUTCLIFFE WHEREBY THEY AGREE TO ACT AS BOND COUNSEL FOR THE CITY FOR ASSESSMENT PROCEEDINGS FOR IMPROVEMENT DISTRICT NO. 17 (Street Lighting in some of the remaining unlit areas of the City)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and Orrick,
Herrington, Rowley & Sutcliffe whereby they agree to act as bond
~~for~~ counsel for the city for assessment proceedings for Improve-
ment District No. 17 (Street Lighting in some of the remaining
unlit areas of the city)
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
letter
by the designated 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
December 1970, by Councilman Smith, who moved its
adoption, which motion being duly seconded by Councilman Robinson
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE RIVERSIDE NO. 4 ADDITION
TO THE CITY OF MODESTO.

WHEREAS, a written petition was filed under the "Annexation of Uninhabited Territory Act of 1939" and amendments thereto, with the City Council as the Legislative Body of the City of Modesto, a municipal corporation, containing a description of uninhabited territory contiguous to land lying within the boundary of said City of Modesto, and requesting therein that said territory be included in such municipal corporation, and

WHEREAS, said petition was signed by or written consent was filed by the owners of all of the land in the territory to be annexed, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on September 25, 1970, authorize the annexation of said uninhabited territory to the City of Modesto, without notice and hearing by the Legislative Body, pursuant to the Government Code, and

WHEREAS, owners of all of the territory to be annexed have heretofore filed with the Clerk of the Legislative Body, their written consent to have the property to be annexed subjected to taxation after annexation equally with property within the City of Modesto to pay any indebtedness or liability of the City of Modesto outstanding or authorized at the time said territory is annexed, for the acquisition, construction, or completion of municipal improvements, and

WHEREAS, said territory so proposed to be annexed to the City of Modesto is designated as RIVERSIDE NO. 4 Addition,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

That the annexation of said uninhabited territory designated as RIVERSIDE NO. 4 Addition and hereinafter mentioned and described, as requested by said petition so filed with said City Council as the Legislative Body of said City of Modesto be and the same is hereby approved and said property be and the same is hereby subjected to

taxation after annexation equally with property within the City of Modesto to pay any indebtedness of the City of Modesto, outstanding or authorized at the time said territory is annexed, for the acquisition, construction or completion of municipal improvements, and said territory is hereby annexed to, incorporated and included in said City of Modesto, a municipal corporation.

BE IT FURTHER RESOLVED, that the specific description of the boundaries of the territory, the annexation of which is hereby approved is attached hereto and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED, that no change in school district boundaries shall be effected by reason of the annexation of the hereinafter described area to the City of Modesto.

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, and transmit to the Secretary of State of California, a certified copy of this resolution, stating the date of its passage.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of December _____, 19 70, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Robinson, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: W. F. Chynoweth
W. F. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By W. F. Chynoweth
Public Works Department

RIVERSIDE NO. 4 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 26, and the North-east quarter of Section 35, 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 Southeastern corner of the RIVERSIDE ADDITION (228), as per description filed March 24, 1969, as Instrument 9772, Stanislaus County Records, said point being on the South line of a 66.00 foot public road known as Yosemite Boulevard; thence along the Eastern boundary of said Addition (228) and the Eastern line of a 40.00 foot public road known as Riverside Drive and its Southerly extension, North $00^{\circ} 33' 30''$ West, 1323.33 feet; thence South $89^{\circ} 53' 24''$ East, 1601.95 feet, to the East line of the West half of the West half of the East half of the Southeast quarter of Section 26; thence along said line, and its Southerly extension, South $00^{\circ} 32' 50''$ East, 1323.33 feet, to the Southern line of Yosemite Boulevard; thence along said Southern line, North $89^{\circ} 53' 24''$ West, 1601.69 feet, to the point of beginning, containing 48.659 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 70-1270

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 28-3-9 OF THE ZONING MAP (Modesto Affiliated Church Housing Corporation)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 15, 1970, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 28-3-9 of the zoning map to re-zone from Multiple-family Residential Zone, R-3, to Planned Development Zone, P-D to permit a 200-dwelling unit, 11-story retirement structure on property at the northern corner of the intersection of 17th & I Sts. the following described property:

SEE EXHIBIT "A" ATTACHED

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 70-161 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 28-3-9 of the Zoning Map be set for January 25, 1971 at 7:35 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the proposed rezoning as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of December, 1970, by Councilman Dixon, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Mitchell, Newton, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

All that portion of Section 28, 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: Lots 17 through 24 inclusive in Block 131 of the City of Modesto, of Stanislaus County, State of California.

Including also the northeasterly 40 feet of 17th Street, the northwesterly 50 feet of I Street and the southerly 40 feet of Downey Avenue, all being immediately adjacent to the above described property.

EXHIBIT "A"

Section 28-3-9
(Modesto Affiliated Church
Housing Corporation)