

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER LINE ON McHENRY AVENUE BETWEEN BOWEN AND LEVELAND

WHEREAS, the Council of the City of Modesto adopted Resolution No. 68-1078, on December 2, 1968 , approving the plans and specifications for the installation of water line on west side of McHenry between Bowen and Leveland, and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on or before the 17th day of December, 1968 , and

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 Electrical Co. , in the sum of \$4,598.50, and

WHEREAS, the Director of Public Works estimates that the cost of such work may be performed by city forces for the sum of \$3,650.00, thus effecting a savings to the taxpayers of approximately \$948.50 , 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 6th day of January , 1969
~~1964~~, 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: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST: _____

W. T. Chynoweth
City Clerk

W. T. CHYNOWETH

MODESTO CITY COUNCIL
RESOLUTION NO. 69-2

A RESOLUTION ACCEPTING THE CONSTRUCTION OF EAST TRUNK SEWER, PROJECT UNIT NO. 8 OF THE SEWERAGE WORKS IMPROVEMENT PROGRAM FROM CONTRACTOR, ROBERT G. CASTONGIA, INC.

WHEREAS, a report has been filed by the Director of Public Works that the construction of East Trunk Sewer, Project Unit No. 8 of the Sewerage Works Improvement Program

has been completed by Robert G. Castongia, Inc.

in accordance with the contract agreement dated May 28, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of East Trunk Sewer, Project Unit No. 8 of the Sewerage Works Improvement Program be accepted from said contractor, Robert G. Castongia, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$269,337.96 , as provided in the contract, be authorized.

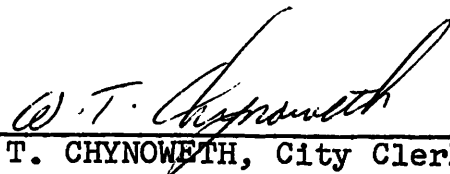
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-3

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR STAGE 2 INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AT DEL WEBB FIELD

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

SECTION 1. The plans and specifications for Stage 2 installation of automatic sprinkler system at Del Webb 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 January 21, 1969 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 January , 1969 , 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: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-4

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(59).
(JAMES FUDENNA)

WHEREAS, a verified application for an amendment to Section 13-3-8 of the Zoning Map was filed by James Fudenna on November 4, 1968, to prezone to Planned Development Zone, P-PD, the following described property:

That portion of the northeast quarter of the southeast quarter of Section 13, Township 3 South, Range 8 East, M.D.B. & M. described as follows:

Commencing at the east quarter corner of said Section 13; thence south $89^{\circ} 36' 30''$ West along the east-west quarter section line a distance of 20 feet to a point on the westline of Prescott Road and being the true point of beginning of this description; thence continuing south $89^{\circ} 36' 30''$ west 1306.67 feet to the northwest corner of the northeast quarter of the southeast quarter of said Section 13; thence south $0^{\circ} 01' 30''$ east along the west line of the northeast quarter of the southeast quarter of said Section 13, 396 feet to the southwest corner of the property conveyed to Perry L. McCoy, et ux, by deed recorded February 5, 1937, as Instrument No. 1548; thence north $89^{\circ} 36' 30''$ east along the south line of the said McCoy property a distance of 962.31 feet; thence north $0^{\circ} 23' 30''$ west a distance of 192.00 feet; thence north $89^{\circ} 36' 30''$ east 345.51 feet to a point on the west line of Prescott Road; thence northerly along the west line of Prescott Road 204.00 feet more or less to the true point of beginning,

and

WHEREAS, after public hearing held on November 19, 1968, it was found and determined by the Planning Commission that pre zoning of the entire area as requested was not required by public necessity, convenience and general welfare, and

WHEREAS, after public hearing held on November 19, 1968, the Planning Commission found and determined that pre zoning of that portion of the applicant's property proposed for multiple-family residential development, duplex and fourplex development and a recreational area is required by public necessity, convenience and general welfare for the following reasons:

1. The proposed multiple-family residential development does meet the established criteria for location of higher density residential zoning in that it fronts on a major street, provides a transition, and offers varied housing.

2. The proposed recreational area will help serve the recreational needs of the residents of the development.

3. Said property proposed for multiple-family residential development and recreational development, is described as follows:

That portion of the Northeast quarter of the Southeast quarter of Section 13, Township 3 South, Range 8 East, M. D. B. & M. described as follows:

Commencing at the East quarter corner of said Section 13; thence South $89^{\circ} 36' 30''$ West along the East and West quarter section lines a distance of 20 feet to a point on the West line of a 40-foot County Road (Prescott Road) and being the true point of beginning of this description; thence continuing South $89^{\circ} 36' 30''$ West 613.08 feet to the Northwest corner; thence South 132.50 feet; thence East 17.57 feet; thence South 263.50 feet to the Southwest corner; thence North $89^{\circ} 36' 30''$ East 250.00 feet; thence North $0^{\circ} 23' 30''$ East 192 feet; thence North $89^{\circ} 36' 30''$ East 345.51 feet to a point on the west line of Prescott Road; thence northerly along the west line of Prescott Road 204.00 feet to the true point of beginning.

Contains 3.944 acres.

WHEREAS, after a public hearing held on January 6, 1969, the Council found and determined that rezoning of that portion of the applicant's property proposed for multiple-family residential development, duplex and fourplex development and a recreational area 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. 948 -C.S. on the 6th day of January, 1969, rezoning the above-described property to Planned Development Zone, P-PD(59),

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(59), is hereby approved in accordance with the plan titled "100-unit Apartment Complex Fudenna Properties, Modesto, California", dated November 1, 1968, as amended on its face, 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 titled, "100-unit Apartment Complex Fudenna Properties, Modesto, California", dated November 1, 1968, 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 the provisions of Section 10-2.1807 of the Municipal Code. The drainage facilities of the parking area shall be approved by the Director of Public Works.

3. That prior to issuance of a building permit, the developer shall submit a landscaping and irrigation plan for approval by the Planning Director. Planting shall be done in accordance with the approved landscaping 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 the development shall be connected to the City's sanitary sewer facilities in accordance with the requirements of the Director of Public Works.

6. That prior to the issuance of a building permit, a subdivision map of the subject property, including the P-D portion as well as the single-family portion, shall be approved and recorded in accordance with Chapter 4 of Title IV of the Modesto Municipal Code.

7. That any sign accessory to the multiple-family residential development, shall comply with the R-3 zone sign provisions.

8. That within one month after the effective date of the rezoning, the applicant shall initiate proceedings to annex the subject property to the City of Modesto.

9. That prior to the issuance of a building permit for the twenty-four dwelling units in Group F and the duplex and four-plex units having access to the street system of the single-family subdivision, as shown on the plan, all streets required to furnish street and/or fire service access to these dwelling units shall be constructed to City standards.

10. That prior to the issuance of a building permit, the applicant shall submit for approval by the Planning Director, four (4) 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. A line describing the westerly boundary of the Planned Development Zone shall be included along with this information.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(59):

The entire construction program be accomplished in one phase; construction to begin within one year from date of annexation, and be completed no later than four (4) years from the date of annexation.

Failure of the applicant to comply with any of the conditions set forth in the time prescribed above, will constitute grounds for denial of the issuance of a building permit to develop or construct any improvements to the subject property.

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(59) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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

Bewyn L. Johnson
BEWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By

Planning Department
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-5

RE-

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 (WILBUR GRANT)

WHEREAS, the Modesto City Planning Commission held a public hearing on December 3, 1968, 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 Planned Development Zone, P-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. 68-160 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 26-3-9 of the Zoning Map be^{re-}/set for January 20, 1969 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 6th day of January, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

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

All that portion of the southeast quarter of the southwest quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian as follows:

COMMENCING at the intersection of the centerline of Miller Avenue, a 60.00 foot wide public street, and the east boundary of the Los Altos Tract, as shown on the map filed in Volume 17 of Maps at Page 45, Stanislaus County Records; thence South $89^{\circ} 56' 20''$ East along the easterly prolongation of said centerline of Miller Avenue a distance of 109.01 feet to the true point of beginning of this description; thence North $0^{\circ} 34' 20''$ West parallel to and 109.00 feet distant easterly at right angles from the aforementioned east boundary of the Los Altos Tract a distance of 617.80 feet to the intersection with the south line of said east half of the south half of the northeast quarter of the southwest quarter of Section 26; thence South $89^{\circ} 56' 20''$ East along said south line a distance of 547.72 feet to the centerline of Riverside Drive, a 40.00 foot wide public street; thence South $0^{\circ} 33' 20''$ East parallel to and 20.00 feet distant easterly from the north-south quarter section line of the aforementioned Section 26 a distance of 617.80 feet to the centerline intersection with the aforementioned easterly prolongation of the centerline of Miller Avenue; thence North $89^{\circ} 56' 20''$ West along said easterly prolongations of the centerline of Miller Avenue a distance of 547.59 feet to the point of beginning.

CONTAINING: 7.85 acres.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 69-6

A RESOLUTION APPROVING MASTER PLANS FOR SHERWOOD AND MOOSE PARKS

WHEREAS, the firm of Ribera and Sue has submitted plans for development of Moose and Sherwood Parks.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the plans for the development of Moose and Sherwood Parks submitted by Ribera and Sue be, and they are hereby approved.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-7

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO OWNERS OF OLD MODESTO TRIBUNE BUILDING AT 910 12TH STREET TO ENCROACH APPROXIMATELY EIGHT INCHES INTO THE STREET PLANTING AREA AT THE GROUND AND APPROXIMATELY FOUR INCHES ON THE WALL.

WHEREAS, Ralph Morgan, Civil Engineer, has requested an encroachment permit, on behalf of the owners of property located at 910 12th Street, to encroach approximately eight inches into the street planting area at the ground and approximately four inches on the wall; and

WHEREAS, the Director of Public Works in a memorandum dated January 2, 1969 has recommended that the encroachment permit requested be issued in order to allow the modification be made to the building as requested;

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

SECTION 1. An encroachment permit is hereby granted to said applicant to remodel the building at 910 12th Street to permit encroachment approximately eight inches into the street planting area at the ground and approximately four inches on the wall, in accordance with sketch on file in the office of the Director of Public Works.

SECTION 2. Said encroachment permit is granted subject to the conditions set forth herein, which conditions permittee agrees, by acceptance of this permit, to faithfully perform:

(a) 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.

(b) That permittee, his successors and assigns, at his own cost and expense, shall defend any and all law suits, if any, rising/^{out} of or in any way connected with the exercise of the rights granted by this permit.

SECTION 3. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this 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 6th day of January, 1969 by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-8

A RESOLUTION APPROVING EASEMENT CONTRACT FROM AMERICAN TRANSIT MIX COMPANY, INC. FOR DEDICATION OF EASEMENT ALONG McHENRY AVENUE FOR PUBLIC SEWER PIPELINE PURPOSES TO THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the easement contract from American Transit Mix Company, Inc. dedicating easement to the City of Modesto along McHenry Avenue for sewer pipeline purposes, be and it is hereby approved.

BE IT FURTHER RESOLVED that the requirements for a sanitary sewer connection in respect to Grantor's subject property are hereby waived until such time as the subject property or portions thereof are developed for uses other than the now existing use.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, 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: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-9

A RESOLUTION RESCINDING RESOLUTION NO. 68-1084 ENTITLED, "A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE AN EASEMENT IN CERTAIN REAL PROPERTY TO BE USED FOR A RIGHT OF WAY FOR PIPELINE PURPOSES (FLOYD R. STANLEY, ET AL - PARCEL 33-02-5)", RESOLUTION NO. 68-1085 ENTITLED, "A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE AN EASEMENT IN CERTAIN REAL PROPERTY TO BE USED FOR A RIGHT OF WAY FOR PIPELINE PURPOSES (ALBERT L. SCHMIDT, ET AL - PARCEL 13-01-10)", RESOLUTION NO. 68-1086 ENTITLED, "A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE AN EASEMENT IN CERTAIN REAL PROPERTY TO BE USED FOR A RIGHT OF WAY FOR PIPELINE PURPOSES (JAMES LUTHER WELCH, ET AL - PARCEL 33-11-4)", AND RESOLUTION NO. 68-1087 ENTITLED, "A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE AN EASEMENT IN CERTAIN REAL PROPERTY TO BE USED FOR A RIGHT OF WAY FOR PIPELINE PURPOSES (GALLO VINEYARDS, INC. - PARCEL 35-16-9)".

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

SECTION 1. Resolution No. 68-1084 entitled, "A Resolution Authorizing the Institution of Condemnation Proceedings to Acquire an Easement in Certain Real Property to be used for a Right of Way for Pipeline Purposes (Floyd R. Stanley, et al. - Parcel 33-02-5)", Resolution No. 68-1085 entitled, "A Resolution Authorizing the Institution of Condemnation Proceedings to Acquire an Easement in Certain Real Property to be used for a Right of Way for Pipeline Purposes (Albert L. Schmidt, et al. - Parcel 13-01-10)", Resolution No. 68-1086 entitled, "A Resolution Authorizing the Institution of Condemnation Proceedings to Acquire an Easement in Certain Real Property to be used for a Right of Way for Pipeline Purposes (James Luther Welch, et al. - Parcel 33-11-4)", and Resolution No. 68-1087 entitled, "A Resolution Authorizing the Institution of Condemnation Proceedings to Acquire an Easement in Certain Real Property to be used for a Right of Way for Pipeline Purposes (Gallo Vineyards, Inc. - Parcel 35-16-9)", 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 January, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and

the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid, 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. 69-10

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. (MORRIS ADDITION)

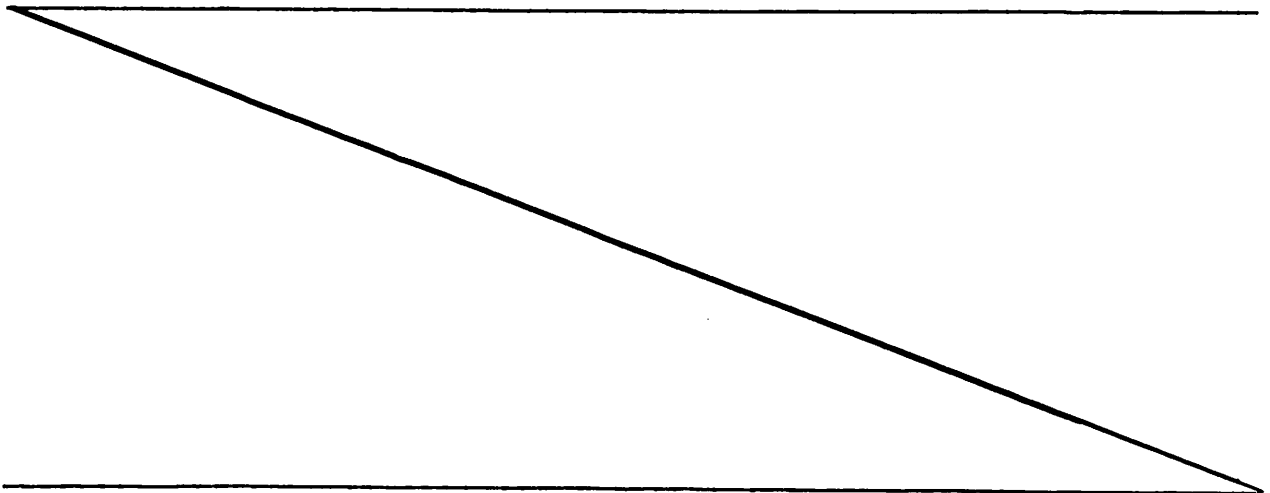
WHEREAS, there has been annexed to the City of Modesto on October 28, 1968, certain territory known as Morris Addition, and

WHEREAS, the inclusion of the area contained in Morris 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 Morris 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 as follows:



July 12, 1968

MORRIS ADDITION

All taht real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, 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 GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, and the Southeastern corner of the TSCHANTZ-VAN HORN ADDITION (48), as per description filed June 12, 1953 as Instrument 14774, Stanislaus County Records, said point being on the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of the Tschantz-Van Horn Addition, North 0° 04' West, 30.00 feet, to the center line of said East Morris Avenue; thence leaving the existing City Limits and along said center line, South 89° 15' East, 308.00 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said point also being on the East line of Section 28; thence along said center line and the East line of Section 28, South 0° 04' East, 99.00 feet, to its intersection with the Easterly extension of the Southern line of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet, to the Southwestern corner of said property and a point on the existing City Limits on the Eastern line of the Grant Addition; thence along the existing City Limits on said Eastern line, North 0° 04' West, 69.00 feet to the point of beginning, containing 0.700 Acres, more or less.

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. 28.

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, February 17, 1969, 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 judgement 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. 28.

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 southwestern corner of Coffee Road and E. Morris Avenue.
- (2) On the western side of Coffee Road at the southern boundary of the annexation.
- (3) On the southern side of E. Morris Avenue at the western 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. 28, 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 January, 1969, 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: Hughes, Mitchell, Shastid, 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 [Signature]
Public Works Department
6-12-31-6

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 6, 1969, 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 Simon, and adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon,
Mayor Davies

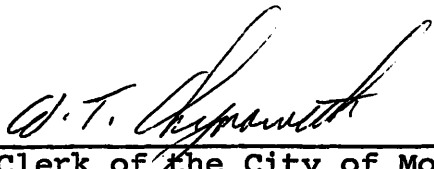
NOES: Councilmen: None

ABSENT: Councilmen: Robinson, 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: January 7, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-11

A RESOLUTION APPROVING PIPE LINE LICENSE FROM TIDEWATER SOUTHERN RAILWAY COMPANY FOR SEWER PROJECT UNIT NO. 6, EAST INTERCEPTING SEWER CROSSING BENEATH TIDEWATER SOUTHERN RAILWAY COMPANY'S TUOLUMNE RIVER TRESTLE NEAR 9TH STREET AND MORTON BOULEVARD

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

(1) That the pipe line license issued by Tidewater Southern Railway Company to City of Modesto for the East Intercepting Sewer Crossing (Sewer Project Unit No. 6) beneath Tidewater Southern Railway Company's Tuolumne River trestle near 9th Street and Morton Boulevard, be and it is hereby approved.

(2) That payment of \$25.00 to Tidewater Southern Railway Company upon execution of said license is hereby authorized.

(3) That the execution of said license by the City Manager is hereby authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, 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: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-12

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS PRESCOTT NO. 3 ADDITION

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Prescott No. 3
Addition was approved by the Local Agency Formation Commission
by resolution adopted December 20, 1968,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 6th
day of January, 1969, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by Coun-
cilman Simon, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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 Public Works Department
Public Works Department
6-1-2-69

PRESCOTT NO. 3 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 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and also being all of the property conveyed to Prescott Road Joint Venture, as per deed recorded March 17, 1967, as Instrument 8189, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary of the PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being South $89^{\circ} 21' 30''$ West, 20.00 feet from the Northeast corner of the Northeast quarter of the Southeast quarter of Section 13 and the center line of Prescott Road; thence along the existing City Limits on a Southern line of said Addition (109), South $89^{\circ} 21' 30''$ West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of Section 13, said point being the Southeastern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, and the Northeastern corner of the SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Scott Manor Addition (130) and the Western line of the Northeast quarter of Southeast quarter of Section 13, South $0^{\circ} 16' 30''$ East, 396.00 feet, to the Southeastern corner of said Addition (130); thence leaving the City Limits and along the Southern and Eastern lines of the Prescott Road Joint Venture property the following bearings and distances: North $89^{\circ} 21' 30''$ East, 962.31 feet; North $0^{\circ} 38' 30''$ West, 192.00 feet; and North $89^{\circ} 21' 30''$ East, 345.51 feet, to a point on a line which is 20.00 feet Westerly from the center line of Prescott Road, said point also being on the existing City Limits on a Western line of the Park Manor Addition (109); thence along the existing City Limits on the Western line of said Addition (109), North $0^{\circ} 15'$ West, 204.00 feet to the point of beginning, containing 10.358 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-13

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS RIVERSIDE ADDITION

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Riverside
Addition was approved by the Local Agency Formation Commission
by resolution adopted December 20, 1968,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 6th
day of January, 1969, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by Coun-
cilman Simon, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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 Paul M. ...
Public Works Department

6-1-2-69

RIVERSIDE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 26 and 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 Yosemite Lanes Addition (163), as per description filed May 19, 1964, as Instrument 19735, Stanislaus County Records, said point being at the intersection of the Southern line of Yosemite Boulevard and the Southerly extension of the Western line of Trask Lane, as said streets are shown on the map of Yosemite Villa subdivision, filed in Volume 17 of Maps, Page 1, Stanislaus County Records; thence along the existing City Limits on the Southerly extension of the Western line of Trask Lane, North $0^{\circ} 35' 20''$ West, 83.00 feet, to a point on the Northern line of Yosemite Boulevard; thence leaving the City Limits and along the Northern line of Yosemite Boulevard, said line being parallel with and 50.00 feet, measured at right angles, Northerly from the South line of Section 26, South $89^{\circ} 54' 15''$ East, 886.51 feet, to the Southeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded January 25, 1962, as Instrument 3211, Stanislaus County Records; thence along the Eastern and Northern lines of said Wilson property, North $0^{\circ} 34' 20''$ West, 358.66 feet, and North $89^{\circ} 56' 20''$ West, 100.00 feet, to the Northeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded December 28, 1961, as Instrument 43440, Stanislaus County Records; thence along the Northern line of said Wilson property, North $89^{\circ} 56' 20''$ West, 100.00 feet, to the Southeastern corner of the Los Altos Tract, as per map filed in Volume 17 of Maps, Page 45, Stanislaus County Records; thence along the eastern line of said subdivision, North $0^{\circ} 34' 20''$ West, 912.30 feet, to the Northeastern corner of said subdivision and the Southeastern corner of the Lynndale Park Subdivision, as per map filed in Volume 17 of Maps, Page 51, Stanislaus County Records; thence along the Eastern line of said subdivision, North $0^{\circ} 34' 50''$ West, 660.37 feet, to the Northeastern corner of said subdivision; thence along the Easterly extension of the Northern line of said subdivision, said line being the Northern line of property conveyed to Arthur F. Althoff, et ux, by Deed recorded December 24, 1951, as Instrument 29501, Stanislaus County Records, South $89^{\circ} 55' 45''$ East, 657.00 feet, to a point on the Western line of 40 foot North Riverside Drive, said line also being the East line of the West half of Section 26; thence along said Western line of North Riverside Drive and the East line of the West half of Section 26, North $0^{\circ} 33' 30''$ West, 623.27 feet, to a point on the Southern line of the Modesto Irrigation District Lateral Number 2; thence along said Southern line of Lateral Number 2, North $89^{\circ} 58' 05''$ West, 1313.85 feet, to the Northeastern corner of the Yosemite Villa subdivision and the center line of Trask Lane as shown on the map of said subdivision; thence along the center line of Trask Lane, North $0^{\circ} 35'$ West, 75.00 feet across Lateral Number 2 to the Northern line of Lateral Number 2 and the Southeastern corner of the Palo Verde Tract, as per map filed in Volume 17 of Maps, Page 22, Stanislaus County Records; thence along the Eastern line of said tract, North $0^{\circ} 35'$ West, 357.02 feet, to the Southwestern corner of the Edgebrook Manor subdivision, as per map filed in Volume 19 of Maps, Page 16, Stanislaus County Records; thence along the Southern line of said subdivision, South $89^{\circ} 58'$ East, 425.00 feet; thence along the Eastern line of said subdivision, North $0^{\circ} 35' 35''$ West, 265.18 feet, and North $0^{\circ} 51' 55''$ West, 746.09 feet to the Northeastern corner of said subdivision; thence along the Northern line of property conveyed to Arthur J. Wylie, et ux, by Deed recorded November 10, 1967, as Instrument 36770, Stanislaus County Records, the following bearings and distances: South $59^{\circ} 06' 20''$ East, 159.70 feet; North $89^{\circ} 57' 25''$ East, 527.52 feet, to the center line of Dry Creek; and along the center line of Dry Creek, South $56^{\circ} 49' 35''$ East, 299.55 feet, to the Northerly extension of the Eastern line of 40 foot North Riverside Drive; thence along the Eastern line of North Riverside Drive, said line being 20.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South $0^{\circ} 34' 45''$ East, 1123.15 feet, to a point on the Northern line of Lateral Number 2;

thence along the Northern line of Lateral Number 2, South $89^{\circ} 58' 05''$ East, 20.00 feet, to a point on the Northerly extension of the Eastern line of that portion of North Riverside Drive lying South of Lateral Number 2; thence along said Eastern line, said line being 40.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South $0^{\circ} 33' 30''$ East, 2712.86 feet, to a point on the Southern line of Yosemite Boulevard; thence along the Southern line of Yosemite Boulevard, said line being parallel with and 33.00 feet, measured at right angles, Southerly from the South line of Section 26, North $89^{\circ} 54' 15''$ West, 1383.02 feet, to the point of beginning, containing 64.805 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-14

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS ROSE ACRES NO.3 ADDITION

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Rose Acres No. 3
Addition was approved by the Local Agency Formation Commission
by resolution adopted December 20, 1968,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 6th
day of January, 1969, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by Coun-
cilman Simon, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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 Public Works Department
Public Works Department
1-2-69

October 24, 1968

ROSE ACRES NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 2 of the BROUGHTON COLONY TRACT, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965, as Instrument 28973, Stanislaus County Records, said point being on the center line of Rose Avenue; thence along the center line of Rose Avenue, said line also being the Western line of the Northeast quarter of Section 22 and the Western line of Lot 2 of the Broughton Colony Tract, North $0^{\circ} 37'$ West, 643.78 feet to a point on the Northern line of Section 22; thence along said Northern line of Section 22, North $89^{\circ} 50' 35''$ East, 1311.54 feet to the Northeastern corner of Lot 2; thence along the Eastern line of said Lot 2, South $0^{\circ} 41' 30''$ East, 644.62 feet to the Northeastern corner of the Kienetz Addition (179); thence along the existing City Limits on the Northern line of said Addition (179), South $89^{\circ} 52' 45''$ West, 1312.39 feet to the point of beginning, containing 19.402 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-15

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$25,000 TO COMPLETE FIRST STAGE OF DEVELOPMENT OF MARSHALL PARK

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 (321)


FROM: General Reserve (60-35)	\$25,000
TO: Marshall Park Development (6274-31)	\$25,000

(The additional amount is necessary to complete phase I of Marshall Park development.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-16

A RESOLUTION APPOINTING MEMBERS OF BOARDS OR COMMISSIONS

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:

(1) J. Arland DeHart is hereby appointed to the Board of Plumbing Examiners for a term expiring January 1, 1973;

(2) Tony Ramirez, Jr. is hereby appointed to the Board of Electrical Examiners for a term expiring January 1, 1973;

(3) William Scheuber is hereby reappointed to the Board of Heating and Cooling Examiners for a term expiring January 1, 1973.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Shastid, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-17

A RESOLUTION APPROVING APPOINTMENT OF COUNCILMAN WILLIAM B. HUGHES AS LIAISON OFFICER TO THE GOVERNOR'S COUNCIL ON AGING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the appointment of Councilman William B. Hughes as liaison officer to the Governor's Council on Aging, be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of January, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-18

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR IMPROVEMENTS IN DAVIS PARK - GRADING AND DRAINAGE

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

SECTION 1. The plans and specifications for improvements in Davis Park - grading and drainage,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 28, 1969 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 January , 1969 , 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-19

A RESOLUTION ACCEPTING THE BID OF CENTRAL BUILDING WRECKERS FOR DEMOLITION OF WHERRY FURNITURE BUILDING AND THE PENNEY ANNEX ON LOTS 5, 6, 7 & 8 OF BLOCK 68 AND WAIVING IRREGULARITY OF IMPROPER BID DEPOSIT

WHEREAS, Resolution No. 68-1139, adopted by the Council of the City of Modesto on December 16, 1968, approved the plans and specifications for the demolition of the existing Penney Annex and Wherry Furniture Building and construction of a vehicular parking lot, and authorized the calling for bids, and

WHEREAS, the bids received for the demolition of Wherry Furniture Building and the Penney Annex were opened at 2:00 P.M. on January 8, 1969, and later tabulated by the Parking & Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffic has recommended that the bid of Central Building Wreckers for demolition of Wherry Furniture Building and the Penney Annex on Lots 5, 6, 7 & 8 of Block 68 in the amount of \$8,900 be accepted as the lowest responsible bid, and has recommended that the improper bid deposit of the lowest bidder be waived.

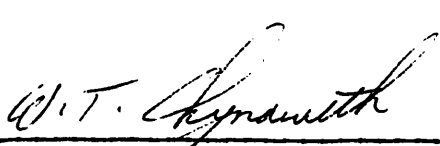
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the irregularity of improper bid deposit by Central Building Wreckers be waived inasmuch as a proper bid deposit has been made.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the bid of Central Building Wreckers for demolition of Wherry Furniture Building and the Penney Annex on Lots 5, 6, 7 & 8 of Block 68 in the amount of \$8,900 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-20

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR FILL AND CONSTRUCTION OF PARKING LOT #28 (FOLLOWING DEMOLITION OF WHERRY FURNITURE BUILDING AND THE PENNEY ANNEX) ON LOTS 5, 6, 7 & 8 OF BLOCK 68

WHEREAS, Resolution No. 68-1139 , adopted by the Council of the City of Modesto on December 16, 1968 , approved the plans and specifications for the demolition of the existing Penney Annex and Wherry Furniture Building and construction of a vehicular parking lot, and authorized the calling for bids, and

WHEREAS, the bids received for the demolition of the existing Penney Annex and Wherry Furniture Building and construction of a vehicular parking lot / were opened at 2:00 P.M. on January 8, 1969, and later tabulated by the Parking & Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffic has recommended that the bid of George Reed, Inc. for fill and construction of Parking Lot #28 on Lots 5, 6, 7 & 8 of Block 68, in the amount of \$21,188.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. for fill and construction of Parking Lot #28 on Lots 5, 6, 7 & 8 of Block 68, in the amount of \$21,188.00 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 January, 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-21

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$7,500 FOR DEMOLITION OF WHERRY FURNITURE AND PENNEY ANNEX BUILDINGS AND CONSTRUCTION OF PARKING LOT # 28

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 (60-57)	\$7,500
TO: Parking Lot #28 (6230-57)	\$7,500

(Funds needed for demolition of Wherry Furniture and Penney Annex Buildings and construction of parking lot.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-22

A RESOLUTION AGREEING TO COOPERATE WITH THE UNIVERSITY OF CALIFORNIA, DAVIS, EXTENSION, IN THE PRESENTATION OF A PROGRAM ENTITLED "THE ROLE OF THE HUMANITIES IN THE MODERN WORLD X 426".

WHEREAS, the University of California, Davis, Extension, will present a program entitled "The Role of the Humanities in the Modern World X 426" in Modesto on February 28th and March 1st and 2nd, 1969, and

WHEREAS, this program will explore the problems faced by Central California cities in reconciling agrarian patterns of life with modern industrial technology, and

WHEREAS, the City of Modesto has been asked to cooperate in presenting this program,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it agrees to cooperate with the University of California, Davis, Extension, in presenting the program "The Role of the Humanities in the Modern World X 426" in Modesto on February 28th and March 1st and 2nd, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, by Councilman Shastid, 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, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST: 
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-23

RENEWAL OF LEASE
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
ALBERT, ELMO AND LINDO LANDINI FOR CITY PROPERTY KNOWN AS ROSE AVENUE
PARK SITE (One year - 10/15/68 to 10/15/69)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
renewal of lease
that the/agreement between the City of Modesto and Albert, Elmo and
Lindo Landini
for the city property known as Rose Avenue park site for one year,
October 15, 1968 to October 15, 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 13th day of
January , 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W, T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-24

A RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT OF BUSINESS LICENSE TAX TO TRAVELON TRAILER CO. FOR THE PERIOD MARCH 31, 1967 THROUGH JUNE 30, 1968 (\$372.30)

WHEREAS, Travelon Trailer Co. has submitted a request for refund of the overpayment of business license tax in the sum of \$372.30 for tax erroneously paid for the period March 31, 1967 through June 30, 1968, and

WHEREAS, Section 6-1.130(c) of the Municipal Code states a refund may be made under the following conditions: "Where the amount paid was in excess of the amount required by law," and

WHEREAS, an audit performed by the Finance Department verifies overpayment by Travelon Trailer Co. in the amount of \$372.30 and recommendation made that the overpayment be refunded.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the refund of business license tax to Travelon Trailer Co. in the sum of \$372.30 for the period March 31, 1967 through June 30, 1968 be, and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-25

A RESOLUTION AUTHORIZING EXERCISE OF OPTION TO EXTEND LEASE OF
PREMISES OCCUPIED BY SILVERTHORN LIBRARY

BE IT HEREBY 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 503 Chicago Avenue, Modesto, California, Silverthorn Library, for a period of one year, beginning May 1, 1969 and ending April 30, 1970, on the same terms and conditions as set forth in the agreement between the City of Modesto and Dana Development Association, dated April 19, 1965.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-26

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MINNIE C. HIATT FOR SEWER SERVICE TO PROPERTY AT 1001 NORWEGIAN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Minnie C. Hiatt for sewer service to property at 1001 Norwegian Avenue, located on ~~for~~ the north side of Norwegian Avenue between Gordon Avenue and Coffee Road,
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January , 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-27

A RESOLUTION APPROVING OPERATING BUDGET FOR WESTSIDE NEIGHBORHOOD CENTER AND APPROVING APPROPRIATION TRANSFER OF \$12,490 THEREFOR (February 1, 1969 through June 30, 1969)

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of Modesto that the operating budget for the Westside Neighborhood Center for the period February 1, 1969 through June 30, 1969 be, and it is hereby approved.

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

FUND 101

FROM: General Reserve (60)	\$12,490
TO: Parks & Recreation Westside Neighborhood Center (30) as follows:	
Salaries (110)	6,055
Communications (204)	295
Business Expense (208)	100
Utilities (210)	1,530
Maintenance and Repair, Equipment Other (223)	100
Maintenance and Repair, Buildings and Grounds (224)	100
Laundry and Cleaning (226)	20
Office Supplies (301)	40
Custodial Supplies (304)	500
Tools, Shop, Field Supplies (308)	50
Gardening Supplies (310)	200
Vocational and Recreational Supplies (315)	400
Vacuum (5401)	145
Floor polisher (5402)	355
Folding chairs and chair trucks (5501)	1,200
Folding tables and table trucks (5502)	1,100
Public Address System (One) (5403)	300

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, 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, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-28

A RESOLUTION AMENDING RESOLUTION NO. 68-646 ENTITLED
"A RESOLUTION ESTABLISHING SALARY SCHEDULES AND FIXING
THE 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. 68-646. Exhibit
"B" entitled "City of Modesto Salary Ranges and Rates for Classes of Positions
in the City Service" attached to Resolution No. 68-646 entitled "A Resolution
Establishing Salary Schedules and Fixing the Compensation for Positions in
the City Service" is hereby amended to create the position of Neighborhood Center
Director under Range 23.5.

SECTION 2. SALARIES FOR CLASSES OF POSITIONS. Salary
Range 23.5 of Exhibit "B" established by Section 2 of Resolution No. 68-646 is
hereby amended to read as follows:

RANGE 23.5 \$611-641-674-707-743
Electrician
Engineering Aide, Senior
Neighborhood Center Director
Planning Aide, Senior
Recreation Supervisor I
Shop Foreman
Water Quality Control Assistant


The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 13th 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 Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-29
SUPPLEMENTAL

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
WESTSIDE NEIGHBORHOOD CENTER, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto
supplemental
that the agreement between the City of Modesto and Westside Neighborhood
Center, Inc.

for operation of Westside Neighborhood Center, Inc. by 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 13th day of
January , 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-30

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

Neighborhood Center Director

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 13th 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:

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

(SEAL)

APPROVED AS TO FORM:

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

NEIGHBORHOOD CENTER DIRECTOR

Definition

Under direction to assist in the development, carrying out programs, supervises, and coordinates various recreational and community programs to serve the needs of the area as related to the human and physical environment.

Typical Tasks

Plans, organizes, coordinates, and supervises approved programs consistent with the Neighborhood Facilities Grant Program of the Department of Housing and Urban Development; plans activities that will assure the maximum use of available facilities and meets the needs of disadvantaged persons; coordinates and promotes all programs whether private, federal, state, or local funded; assists in recruiting and selecting personnel, trains, supervises, and evaluates the work of the assigned staff; maintains required records, prepares reports, assists in preparing a budget; obtains persons to appear at the various programs; maintains good relations with individuals, business, and public agencies; assists and participates in other related tasks and phases of operations as assigned.

Employment Standards

Any combination of training and experience equivalent to completion of college with specialization in group work or allied fields, and successful experience as a paid or volunteer group leader. Knowledge of principles and techniques of recreational activities for a well rounded program; ability to plan, schedule and coordinate a variety of activities; ability to prepare reports; ability to work cooperatively with others and deal effectively with the public; experience in a leadership capacity in community organizational assignments is desirable.

EXHIBIT "A"

City of Modesto

1968

MODESTO CITY COUNCIL
RESOLUTION NO. 69-31

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON LUCERN AVE.
AT 601 EL CAJON COURT, LOT 4, BLOCK 607 - Joe Nicolodi)

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 per cent (50%) of the street frontage of
Block 607, El Cajon Court

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, 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 27th day of January 19,69, 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 13th
day of January, 1969, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by
Councilman ~~XXXXXX~~ Simon, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By Ross Campbell
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-32

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON SIERRA DRIVE
AT 704-706 SIERRA AND 102 SUNSET AVENUE, LOTS 41,
42, 43, 44, BLOCK 326 (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 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 per cent (50%) of the street frontage of
Block 326, Sierra Drive and Sunset 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 41, 42, 43 and 44, Block 326 in the CITY OF
MODESTO, as per map filed December 21, 1942 in
Volume 15 of Maps, 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 27th day of January 19,69, 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 13th
day of January, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By W. Campbell
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-33

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE ROSE ACRES 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 Planning Commission of the City of Modesto has reviewed said annexation and on January 7, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said Municipal Corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on December 29, 1968, 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 Rose Acres 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 Rose Acres 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, to be effective upon the filing with the Secretary of State of the State of California of a certified copy of this resolution.

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 13th day of January, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

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 W. [Signature]
Public Works Department
6-1-9-69

ROSE ACRES NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 2 of the BROUGHTON COLONY TRACT, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965, as Instrument 28973, Stanislaus County Records, said point being on the center line of Rose Avenue; thence along the center line of Rose Avenue, said line also being the Western line of the Northeast quarter of Section 22 and the Western line of Lot 2 of the Broughton Colony Tract, North $0^{\circ} 37'$ West, 643.78 feet to a point on the Northern line of Section 22; thence along said Northern line of Section 22, North $89^{\circ} 50' 35''$ East, 1311.54 feet to the Northeastern corner of Lot 2; thence along the Eastern line of said Lot 2, South $0^{\circ} 41' 30''$ East, 644.62 feet to the Northeastern corner of the Kienetz Addition (179); thence along the existing City Limits on the Northern line of said Addition (179), South $89^{\circ} 52' 45''$ West, 1312.39 feet to the point of beginning, containing 19.402 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-34

A RESOLUTION AUTHORIZING THE TRANSFER OF ONE HUNDRED FIFTY THOUSAND AND NO/100THS (\$150,000.00) DOLLARS FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SPECIAL FUND FOR CAPITAL OUTLAYS (FUND NO. 321).

WHEREAS, the sum of One Hundred Fifty Thousand and no/100ths (\$150,000.00) 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 1968-69 fiscal year, and

WHEREAS, the Council desires to transfer said sum to the Special Fund for Capital Outlays (Fund No. 321) to establish a contingency reserve to be utilized for the acquisition of a Sanitary Landfill Site,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of One Hundred Fifty Thousand and no/100ths (\$150,000.00) Dollars be and is hereby transferred from the General Reserve (Account No. 60) of the General Fund (Fund No. 101) to the Contingency Reserve (Account No. 61) 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 January, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST: _____
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO FORM: _____


ELWYN L. JOHNSON, CITY ATTORNEY

MODESTO CITY COUNCIL
RESOLUTION NO. 69-35

A RESOLUTION TRANSFERRING TWENTY-NINE THOUSAND AND NO/100THS (\$29,000.00) DOLLARS FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SPECIAL FUND FOR CAPITAL OUTLAY (FUND NO. 321).

WHEREAS, the sum of Twenty-Nine Thousand and no/100ths (\$29,000.00) 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 1968-69 fiscal year, and

WHEREAS, the Council desires to transfer said sum to the Special Fund for Capital Outlay (Fund No. 321) and appropriate it for Capital Improvement Program Projects as follows:

Account No. 6250-31		
Dryden Golf Course Parking Lot		\$15,000.00
Account No. 6303-31		
Modesto Community Service Center		\$ 8,000.00
Account No. 6350-31		
Del Webb Field Parking Lot		\$ 6,000.00

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of Twenty-Nine Thousand and no/100ths (\$29,000.00) Dollars be and is hereby transferred from the Unappropriated Fund Balance of the General Fund (Fund No. 101) to the Special Fund for Capital Outlays (Fund No. 321), and is appropriated to the following accounts:

Account No. 6250-31		
Dryden Golf Course Parking Lot		\$15,000.00
Account No. 6303-31		
Modesto Community Service Center		\$ 8,000.00
Account No. 6350-31		
Del Webb Field Parking Lot		\$ 6,000.00

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 January, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

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. 69-36

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$6,000 FOR
SATURDAY FREE PARKING PROGRAM: AUGUST 1968 THROUGH DECEMBER 1968

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

FUND 218

FROM: Downtown Improvement District - General Reserve	(60)	\$6,000
TO: Downtown Improvement District - Business Promotion	(237)	\$6,000

For reimbursement to the City of Modesto for Saturday free parking
program: August 1968 through December 1968. Also expense of advertis-
ing the free parking program.

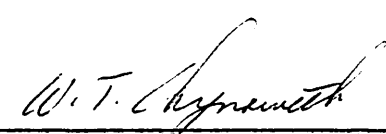
The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 13th day of January, 1969,
by Councilman Mitchell , who moved its adoption, which motion being
duly seconded by Councilman Simon , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-37

RE-
A RESOLUTION/APPOINTING MEMBER OF THE PLANNING COMMISSION
(John Sutton) FOR A FOUR-YEAR TERM EXPIRING JANUARY 1, 1973

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

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

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

John Sutton for a term expiring January 1, 1973

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, by Councilman Shastid, 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, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:


City Clerk

W. T. CHYNOWETH

MODESTO CITY COUNCIL
RESOLUTION NO. 69-38

A RESOLUTION APPROVING APPOINTMENT OF RAYMOND C. SIMON, COUNCILMAN OF THE CITY OF MODESTO, AS A MEMBER OF THE REGIONAL ADVISORY BOARD ON CRIMINAL JUSTICE

WHEREAS, a Regional Advisory Board on Criminal Justice has been formed by representatives of cities and counties from Mariposa, Merced, San Joaquin, and Stanislaus Counties.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the appointment of Councilman Raymond C. Simon as a member of the Regional Advisory Board on Criminal Justice is hereby approved.

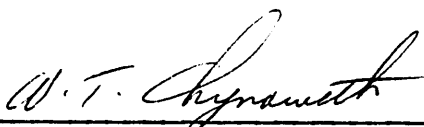
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-39

A RESOLUTION APPROVING APPOINTMENT OF JEROME P. AMMERMAN AS A MEMBER OF THE REGIONAL ADVISORY BOARD ON CRIMINAL JUSTICE

WHEREAS, a Regional Advisory Board on Criminal Justice has been formed by representatives of cities and counties from Mariposa, Merced, San Joaquin, and Stanislaus Counties.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the appointment of Jerome P. Ammerman, Chief of Police, City of Modesto, as a member of the Regional Advisory Board on Criminal Justice is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-40

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR AUTOMOTIVE EQUIPMENT (17 4-DOOR SEDANS (16 POLICE, 1 GENERAL PURPOSE); 11 PICKUPS, 1/2 and 3/4 TON; 7 TRUCKS, 2 and 3 TONS)

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

SECTION 1. The plans and specifications for automotive equipment (17 4-door sedans (16 Police, 1 General Purpose); 11 pickups, 1/2 and 3/4 ton; 7 trucks, 2 and 3 tons, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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, 1969 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 January , 1969 , 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, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:

W. T. Chynoweth
W. T. CHYNOWETH

City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-41

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ONE 150 CFM STATIONARY AIR COMPRESSOR FOR INSTALLATION ON WATER LINE CONSTRUCTION TRUCK

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

SECTION 1. The plans and specifications for one 150 CFM stationary air compressor for installation on water line construction truck, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 3, 1969 at 3:00 P.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council 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 January, 1969, 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, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-42

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN CARVER TERRACE 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 Carver Terrace 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 February 4, 1969 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 January , 1969 , 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, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-43

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF "G" STREET FROM 16TH TO BURNEY AND RECONSTRUCTION OF RETURN AT FIRST STREET AND "G" STREET: CONTRACTOR, B. G. CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvement of "G" Street from 16th to Burney and reconstruction of return at First Street and "G" Street,
has been completed by B. G. Construction Company

in accordance with the contract agreement dated December 9, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of improvement of "G" Street from 16th to Burney and reconstruction of return at First Street and "G" Street 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 \$12,247.60 , 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 January, 1969, 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, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-44

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PREZONED PLANNED DEVELOPMENT ZONE, P-PD(60).
(WILBUR GRANT)

WHEREAS, a verified application for an amendment to Section 26-3-9 of the Zoning Map was filed by Wilbur Grant on November 21, 1968, to prezone to Planned Development Zone, P-PD, the following described property: All that portion of the southeast quarter of the southwest quarter of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian as follows:

Commencing at the intersection of the centerline of Miller Avenue, a 60.00 foot wide public street, and the east boundary of the Los Altos Tract, as shown on the map filed in Volume 17 of Maps at Page 45, Stanislaus County Records; thence South 89° 56' 20" East along the easterly prolongation of said centerline of Miller Avenue a distance of 109.01 feet to the true point of beginning of this description; thence North 0° 34' 20" West parallel to and 109.00 feet distant easterly at right angles from the aforementioned east boundary of the Los Altos Tract a distance of 617.80 feet to the intersection with the south line of said east half of the south half of the northeast quarter of the southwest quarter of Section 26; thence South 89° 56' 20" East along said south line a distance of 547.72 feet to the centerline of Riverside Drive, a 40.00 foot wide public street; thence South 0° 33' 20" East parallel to and 20.00 feet distant easterly from the north-south quarter section line of the aforementioned Section 26 a distance of 617.80 feet to the centerline intersection with the aforementioned easterly prolongation of the centerline of Miller Avenue; thence North 89° 56' 20" West along said easterly prolongations of the centerline of Miller Avenue a distance of 547.59 feet to the point of beginning.

Containing: 7.85 acres.

WHEREAS, after public hearing held on December 3, 1968, 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. A substantial portion of the property is already zoned County R-3.
2. Planned Development pre zoning, as proposed by the applicant, would limit the dwelling unit density to approximately twenty-seven (27) units per acre, substantially less than the approximately forty (40) units per acre permitted in the R-3 zone.
3. Need for additional apartment uses in this eastern

area of the community adjacent to the industrial area south of
Yosemite Boulevard.

WHEREAS, after a public hearing held on January 20, 1969, the Council found and determined that the application of Wilbur Grant

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. 949-C.S. on the 20th day of January, 1969, rezoning the above-described property to Planned Development Zone, P-PD(60).

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(60), is hereby approved in accordance with the plan titled "Plot Plan of a Portion of the Southeast 1/4 of the Southwest 1/4, Section 26, Township 3 S, Range 9 East, M.D.B. & M.", dated November, 1968, as amended on its face, 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 titled "Plot Plan of a Portion of the Southeast 1/4 of the Southwest 1/4, Section 26, Township 3 S, Range 9 East, M. D. B. & M.", dated November, 1968, 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 the 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.

3. That prior to the issuance of a building permit for any structure containing more than four (4) dwelling units, a landscaping and irrigation plan for the parcel containing said structure shall be submitted by the applicant for approval by the Planning Director. Planting shall be done in accordance with the approved landscaping 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 dwelling units shall be connected to the City's sanitary sewer facilities in accordance with the requirements of the Director of Public Works prior to ~~the~~ occupancy of the premises for the proposed use.

6. 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.

7. That prior to the issuance of a building permit, water main installation plans shall be submitted to the Director of Public Works for approval.

8. That with the exception of the maximum number of dwelling units permitted on each lot, which is specified on the plot plan, all development shall be subject to the provisions of the multiple-family residential (R-3) zone section of the Municipal Code.

9. That prior to the issuance of a building permit, the location of any necessary fire hydrants on private property and the pipeline system therefor shall be approved by the Fire Chief.

10. That prior to the issuance of a building permit, the applicant shall submit for approval by the Planning Director, four (4) 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.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(60):

The entire construction program be accomplished in one phase, with construction to begin on or before January 1, 1970, and be completed not later than January 1, 1974.

Failure of the applicant to comply with any of the conditions set forth within the time prescribed will constitute grounds for denial of the issuance of a building permit to develop or construct any improvements for the use of the subject property.

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(60) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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 Russell L. Fey
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-45

A RESOLUTION OPPOSING THE CLOSURE OF THE MODESTO STATE HOSPITAL.

WHEREAS, the State of California has announced that it will close the Modesto State Hospital on June 30, 1970, and

WHEREAS, the City of Modesto and its citizens had no advance warning of the closure, and

WHEREAS, representatives of the community were not consulted regarding the closure's impact on the community's economy, and

WHEREAS, Modesto has a high unemployment rate and is considered by the Federal Government as an economically depressed area, and

WHEREAS, the Modesto State Hospital is a major employer in the Modesto area, and

WHEREAS, the closure of Modesto State Hospital will adversely affect the community's economy, and

WHEREAS, this Council feels that adequate reasons for the closure of Modesto State Hospital have not been given, and

WHEREAS, the alleged economics resulting from the closure have not been documented,

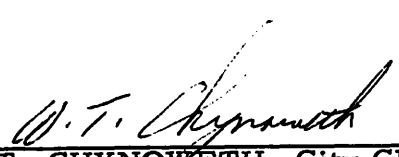
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

1. This City Council hereby goes on record as being opposed to the closure of the Modesto State Hospital.
2. The State of California is hereby requested to furnish to this City Council and to the community, the State's reasons and justifications for the closure and the ways and means proposed by the State to alleviate the closure's adverse economic effect on the community.
3. The appropriate State officials are hereby requested to furnish the above information as soon as possible and to arrange a meeting with a representative group from Modesto in order that the community's concern may be heard in this matter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES:	Councilmen:	Hughes
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. 69-46

A RESOLUTION GRANTING A NON-EXCLUSIVE LICENSE TO COLLECT SWILL TO WILLIAM J. WILLETT AND JULIUS EMERY

WHEREAS, William J. Willett and Julius Emery have made application for a license to collect swill within the City of Modesto, and

WHEREAS, the Council of the City of Modesto at a regular meeting held on November 25, 1968 adopted a resolution fixing 4:20 P.M., December 16, 1968, at its regular place of meeting as the time and place for a public hearing on said application, and

WHEREAS, on December 16, 1968, by Order of the Mayor, further consideration of this application was continued until such time as the applicants obtained written approval from the businesses to be served and the staff determined whether or not applicants are required to obtain a permit from the Department of Agriculture, and

WHEREAS, written approval has been filed and information has been received that applicants do not need a permit from the Department of Agriculture.

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

Section 1. A license to collect swill in the City of Modesto is hereby granted to William J. Willett and Julius Emery, 838 Imperial Avenue, Modesto, California, subject to the following terms and conditions:

(a) Swill must only be collected from those persons who have agreed in writing to the collection.

(b) Equipment used for hauling swill must be approved by the Stanislaus County Health Department.

(c) License shall be non-exclusive.

(d) No swill requiring cooking shall be collected.

(e) In accepting this license, licensee agrees to comply with the provisions of this resolution and the provisions of Chapter 5 of Title V of the Modesto Municipal Code.


Section 2. The City Clerk is hereby directed to furnish a copy of this resolution to licensee which shall constitute the license mentioned in Sec. 5-5.17 of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: 
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-47

A RESOLUTION APPROVING REQUEST FOR AIRPORT ASSISTANCE REVOLVING FUNDS FROM THE CALIFORNIA DEPARTMENT OF AERONAUTICS FOR TIEDOWN AREA OVERLAY AT CITY-COUNTY AIRPORT (\$5,000)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that submission of Request for Airport Assistance Revolving Funds from the California Department of Aeronautics in the amount of \$5,000 toward construction of tiedown area overlay at Modesto City-County Airport in 1970-71 fiscal year be, and it is hereby approved.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to execute the request for funds on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969 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, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-48

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EAGLE REALTY COMPANY, A CORPORATION, FOR SEWER SERVICE TO PROPERTY AT 627 PARADISE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Eagle Realty Company, a corporation, for sewer service to property at 627 Paradise Road (located on the north side of Paradise Road between Florette Avenue and Chicago Avenue) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, 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, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-49

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (LOTS 19 AND 20,
BLOCK 336, AT 438 ALTURAS AVENUE - Raymond Ybarra, 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 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 per cent (50%) of the street frontage of
Block 336, Alturas 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 19 and 20, Block 336 in the CITY OF MODESTO,
as per map filed December 21, 1942 in Volume 15
of Maps, 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 3rd day of February 19,69, 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 January, 1969, 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, Robinson, Shastid, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Hughes, Simon

✓
1-21-69
9/7

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By Paul W. [Signature]
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-50

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ERNEST FRED HIBBS AND NORMA JEAN HIBBS FOR SEWER SERVICE TO PROPERTY AT 2109 GLENDALE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ernest Fred Hibbs and Norma Jean Hibbs for sewer service to property at 2109 Glendale Avenue (located on the north side of Glendale Avenue between El Vista Avenue and Parry 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 20th day of January , 1969, 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, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-51

A RESOLUTION APPROVING THE FINAL MAP OF THE
CARVER TERRACE NO. 3 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Sherwood Mortgage Company, a corporation is

~~was~~ possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 13.11 acres, known as the
Carver Terrace No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 5th day of December,
19 67, 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. 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 Carver Terrace 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 Three Thousand Nine
Hundred Seventy-Six and 02/100ths (\$3,976.00) 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 Six Hundred and no/100ths (\$38,600.00) 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 20th day of January, 19 69, 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: ~~XXXXX~~, Mitchell, Robinson, Shastid, ~~XXXXX~~
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, 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. 69-52

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND H AND M INDUSTRIES, INC., TO PROVIDE GOLF SCORE CARDS AND PENCILS AT NO COST TO THE CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and H and M Industries, Inc., to allow H and M Industries, Inc., to provide golf score cards ~~for~~ and pencils at no cost to 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 January , 1969, 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, Robinson, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes, Simon

ATTEST:


W, T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-53

A RESOLUTION APPROVING GRANT AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, CALIFORNIA COUNCIL ON CRIMINAL JUSTICE, FOR PURCHASE OF SEVEN HANDIE TALKIE TYPE RADIOS AND ONE BULK TYPE TEAR GAS DISPENSER

WHEREAS, an application by the City of Modesto to State of California, California Council on Criminal Justice, for a riot prevention and control grant in the amount of \$3,186.50 for the purchase of seven handie talkie type radios and one bulk type tear gas dispenser has been approved.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the grant agreement between the City of Modesto and State of California, California Council on Criminal Justice, for purchase of seven handie talkie type radios and one bulk type tear gas dispenser be, and it is hereby approved.

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

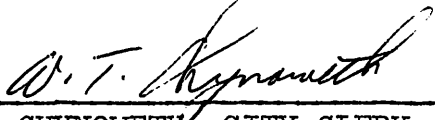
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-54

A RESOLUTION REAPPOINTING MEMBERS OF THE UNSAFE STRUCTURE CODE BOARD OF APPEALS FOR TERMS ENDING JANUARY 1, 1973
(Charles D. Crawford and Lee G. Hampson)

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 reappointed to the Unsafe Structure Code Board of Appeals for terms ending January 1, 1973:

Charles D. Crawford

Lee G. Hampson

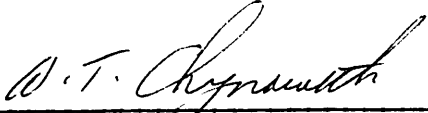
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-55

A RESOLUTION REAPPOINTING MEMBER OF THE LIBRARY AND CULTURE
COMMISSION FOR A TERM ENDING JANUARY 1, 1973 (Silas Green)

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 reappointed to the
Library and Culture Commission for a term ending January 1, 1973:

Silas Green

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
January, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-56

A RESOLUTION APPOINTING MEMBER OF THE PLANNING COMMISSION FOR A TERM ENDING JANUARY 1, 1973 (Dr. Kenneth Marple)

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

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

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

Dr. Kenneth Marple for a term ending January 1, 1973


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-57

A RESOLUTION COMMENDING PHIL HUMPHREYS FOR SERVICE RENDERED THE CITY OF MODESTO AS A MEMBER OF THE PLANNING COMMISSION

WHEREAS, Phil Humphreys was appointed a member of the Planning Commission on November 20, 1961, and

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

NOW, THEREFORE, BE IT 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 Phil Humphreys for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of January, 1969, 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: Hughes, Mitchell, Robinson, Shastid,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-58

A RESOLUTION DETERMINING THE RESULT OF AN
ELECTION HELD IN THE STRATHMORE
ADDITION FOR ANNEXATION OF SAID ADDITION TO
THE CITY OF MODESTO

WHEREAS, a special election was held on the 21st day
of January, 1969, in the Strathmore
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 Riverbank News, 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 December 27, 1968, and January 3, 10, and 17, 1969,
~~in the year 19xxxx~~ and that prior to said publication in said newspaper a
date was set giving due notice that owners of property in said
Strathmore Addition could appear before said
City Council on the 13th day of November, 1968, 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 eighty-eight (288); that the number of votes cast at said polls in favor of annexation was and is one hundred eighty-six (186); that the number of votes cast at said polls opposed to annexation was and is one hundred two (102); that the number of votes cast at said polls which were voided was none (0); 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:

<u>Special Election Precinct No.</u>	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>	<u>Voided</u>
1	288	186	102	-0-

That said City Council further finds that the measure, to wit: "Shall the Strathmore 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 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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

1-22-69

STRATHMORE ADDITION

All that real property in the State of California, County of Stanislaus, Sections 22 and 27, 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 DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being at the intersection of the center line of Brighton Avenue and the Easterly extension of the Southern line of a 20 foot alley in Block 1031;

Thence along the Eastern line of the Downey High School and John Muir School Addition (33) and the existing City Limits, North $0^{\circ}36'$ West, 330.00 feet, to the Southwestern corner of the WYLIE NO. 3 ADDITION (165), as per description filed August 10, 1964, as Instrument 31071, Stanislaus County Records;

Thence along the Southern line of said Wylie No. 3 Addition (165) and the existing City Limits the following bearings and distances: South $89^{\circ}58'13''$ East, 204.00 feet; thence North $0^{\circ}30'30''$ West, 330.07 feet; thence South $89^{\circ}58'13''$ East, 885.34 feet; thence South $0^{\circ}37'$ East, 2.00 feet; thence South $89^{\circ}58'13''$ East, 228.71 feet; thence along the center line of Rose Avenue, North $0^{\circ}37'$ West, 330.84 feet; thence North $89^{\circ}51'45''$ West, 20.00 feet, to the Southeastern corner of the WYLIE ADDITION (132), as per description filed July 23, 1962, as Instrument 27724, Stanislaus County Records;

Thence along the Eastern line of the Wylie Addition (132) and the existing City Limits, North $0^{\circ}37'$ West, 659.39 feet, to a Southwestern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 3, 1965, as Instrument 12390, Stanislaus County Records;

Thence along the Southern and Western line of said Rose Avenue School Addition (176) and the existing City Limits the following bearings and distances: North $89^{\circ}59'$ East, 1336.14 feet; thence South $0^{\circ}40'30''$ East, 963.80 feet; thence South $89^{\circ}59'50''$ East, 607.77 feet; thence South $0^{\circ}38'50''$ East, 991.22 feet, to a point on the center line of Scenic Drive;

Thence leaving the existing City Limits and along the center line of Scenic Drive, South $80^{\circ}15'$ West, 632.75 feet, and South $73^{\circ}47'$ West, 2720.67 feet, to its intersection with the center line of Brighton Avenue; thence along said center line of Brighton Avenue, North $0^{\circ}33'23''$ West, 1173.39 feet, to the point of beginning, containing 131.000 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-59

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ONE WATERLINE CONSTRUCTION TRUCK BODY

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

SECTION 1. The plans and specifications for one waterline construction truck body (body to be fabricated and installed on a new 1969 truck chassis to be delivered by City to builder of body), copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 11, 1969 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 January , 19 69, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shaastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-60

A RESOLUTION ACCEPTING ~~THE CONSTRUCTION OF~~ AS COMPLETE CONTRACT FOR FURNISHING AND INSTALLING MODIFICATIONS TO THE CITY HALL HEATING PLANT BY HANSENS', INC.

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ contract for furnishing and installing modifications to the City Hall heating plant

has been completed by Hansens', Inc.

in accordance with the contract agreement dated June 10, 1968.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract as complete for furnishing and installing modifications to the City Hall heating plant be accepted from said contractor, Hansens', Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$4,340.00 , 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 27th day of January, 1969, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-61

A RESOLUTION ACCEPTING ~~THE CONSTRUCTION OF~~ AS COMPLETE JOHNSTON PUMP COMPANY CONTRACT FOR THE FURNISHING AND INSTALLING OF DEEP WELL PUMPING UNIT WITH ELECTRICAL EQUIPMENT AT CITY OF MODESTO PUMP NO. 36

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ contract for the furnishing and installing of deep well pumping unit with electrical equipment at City of Modesto Pump No. 36 has been completed by Johnston Pump Company

in accordance with the contract agreement dated May 27, 1968.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract for the furnishing and installing of deep well pumping unit with electrical equipment as complete be accepted/ from said contractor, Johnston Pump Company,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$6,394.00 , 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 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-62

A RESOLUTION ACCEPTING THE BID OF JONNIE E. GALLOWAY FOR INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AT DEL WEBB FIELD (STAGE 2)

WHEREAS, Resolution No. 69-3, adopted by the Council of the City of Modesto on January 6, 1969, approved the plans and specifications for the installation of automatic sprinkler system at Del Webb Field (Stage 2), and authorized the calling for bids, and

WHEREAS, the bids received for the installation of automatic sprinkler system at Del Webb Field (Stage 2) were opened at 10:10 A.M. on January 21, 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 Jonnie E. Galloway, Escalon, California, in the amount of \$6,874.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Jonnie E. Galloway, Escalon, California, in the amount of \$6,874.00 for installation of automatic sprinkler system at Del Webb Field (Stage 2) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-63

A RESOLUTION ACCEPTING THE BID OF B. J. ROMMEL FOR CONSTRUCTION OF COMFORT STATION AND TERRACE AT MARSHALL PARK

WHEREAS, Resolution No. 68-1184 , adopted by the Council of the City of Modesto on December 23, 1968 , approved the plans and specifications for the construction of comfort station and terrace at Marshall Park,
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of comfort station and terrace at Marshall Park were opened at 10:00 A.M. on January 21, 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 B. J. Rommel in the amount of \$19,510.00

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 \$19,510.00 for construction of comfort station and terrace at Marshall Park be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-64

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR CONSTRUCTION OF SUTTER TRUNK SEWER LINE

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

SECTION 1. The plans and specifications for construction of Sutter Trunk Sewer Line,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 18, 1969 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 January , 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-65

A RESOLUTION PERMITTING STOLTE, INC., TO WITHDRAW ITS BID FOR THE WORK TO BE PERFORMED ON PROJECT NO. EDA 07-1-00123, UNIT NO. 3, WASTEWATER OXIDATION PONDING SYSTEM.

WHEREAS, on January 15, 1969, at 2 o'clock P.M. bids were opened for the work on Project No. EDA 07-1-00123, Unit No. 3, Wastewater Oxidation Ponding System, and

WHEREAS, one of the bids submitted was from Stolte, Inc., which bid contained discrepancies relating to Items No. 1 and 38 relating to the work to be performed, and

WHEREAS, the specifications provide that bids can be rejected by the City Council if they show any alteration of form, additions not called for, conditions or alternative bids, incomplete bids, erasures or irregularities of any kind, and

WHEREAS, it is the opinion of the staff that the bid presented by Stolte, Inc., is an incomplete bid inasmuch as there were omissions in its bid relating to Items No. 1 and 38, and

WHEREAS, at its meeting of January 27, 1968, the Council considered the bids for the above-mentioned project, including the bid of Stolte, Inc., which bid it found to be incomplete,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby rejects the bid submitted by Stolte, Inc., relating to Project No. EDA 07-1-00123, Unit No. 3, Wastewater Oxidation Ponding System, for the reason that it considers the bid of Stolte, Inc., to be incomplete by reason of the fact that there were omissions in said bid relating to Items No. 1 and 38, and

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized and directed to send a certified copy of this resolution to Stolte, Inc., in order that it may be informed of the City Council's decision to reject its bid by the authority vested in it in the specifications for this project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. 69-66

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AT ENSLEN PARK

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

SECTION 1. The plans and specifications for the installation of automatic sprinkler system at Enslen Park,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 11, 1969 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 January , 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-67

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURBS AND GUTTERS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lucern Ave., 601 El
Cajon Court, Lot 4, Block 607 - Nicolodi)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 607, Lucern Avenue, and

WHEREAS, the Council, did, on January 13, 1969 adopt its Resolution No. 69-31, 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 27th day of January, 1969, 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. 69-31, 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. 69-33 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 January, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

- AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson

(SEAL)

ATTEST: 
W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-68

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (On Sierra Drive at
704-706 Sierra and 102 Sunset Avenue, Lots 41, 42, 43,
44, Block 326 (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 curbs
and gutters have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Sierra Drive, Block 326
, and

WHEREAS, the Council, did, on January 13, 19 69,
adopt its Resolution No. 69-32, 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
27th day of January, 19 69, 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. 69-32, 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. 69-32 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 January, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-69

A RESOLUTION REFERRING A PORTION OF THE PROPOSED AMENDMENT TO SECTION MAP 20-3-9 OF THE ZONING MAP OF THE CITY OF MODESTO BACK TO THE PLANNING COMMISSION FOR FURTHER STUDY. (DOCTORS' HOSPITAL AREA)

WHEREAS, the Planning Commission of the City of Modesto by its Resolution No. 68-159 adopted on December 3, 1968, recommended that Section 20-3-9 of the Zoning Map be amended to reclassify property from R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; R-1 and C-M to C-2, all of which property is described as to the various recommended rezonings in Planning Commission Resolution No. 68-159, a copy of which is attached hereto and made a part hereof as though set forth in full herein, and

WHEREAS, said matter 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 7:45 o'clock P.M., on January 13, 1969, and

WHEREAS, said hearing was held before the Council at the above time and place, and at said time said hearing was continued to January 27, 1969, at 8:00 o'clock P.M., at the Council's regular meeting place set forth above, and

WHEREAS, at the continued hearing held at the above time and place set forth in the preceding paragraph, evidence, both oral and documentary, was taken and introduced, and the Council found and determined that:

(a) The proposed amendment to Section 20-3-9 of the Zoning Map to rezone the property described in the above Planning Commission Resolution No. 68-159 designated C-M to C-2 should be approved;

(b) The proposed rezonings described in said Planning Commission Resolution No. 68-159 designated as R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; and R-1 to C-2 should be referred back to the Planning Commission for the following reasons:

(1) Doctor's Hospital was recently granted a use permit permitting expansion of its hospital facilities, which expansion will have an effect upon the amount of traffic in the immediate vicinity.

(2) The rezonings recommended by the Planning Commission will, as the areas are developed, create additional amounts of traffic which the streets in the area are not capable of handling.

(3) The rezonings being referred back to the Planning Commission are not required by public necessity, convenience and general welfare for the reasons set forth by the Planning Commission in its Resolution No. 68-159,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its intention to deny the proposed amendment to Section Map 20-3-9 of the Zoning Map to reclassify from R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; and R-1 to C-2, the property described in Planning Commission Resolution No. 68-159 hereinabove referred to and made a part hereof as though set forth in full herein.

BE IT FURTHER RESOLVED that the Council's final decision relating to the amendment of Section Map 20-3-9 of the Zoning Map to reclassify from R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; and R-1 to C-2 shall not be rendered until a further report has been received from the Planning Commission, as provided by Section 10-2.2114 of the Modesto Municipal Code. In further considering this matter and making its further report, the Council requests the Planning Commission to consider and report on the following:

(a) The effect that the Doctor's Hospital expansion will have upon the amount of traffic in the area.

(b) The effect that the rezonings recommended by the Planning Commission will have on the traffic in the area and the ability of the streets to handle it.

(c) Whether the rezonings being referred back to the Planning Commission herein are required by public necessity, convenience and general welfare for the reasons set forth in the Planning Commission's Resolution No. 68-159.

BE IT FURTHER RESOLVED that the City Council's decision in this matter shall not be final until such time as the City Council receives and acts upon such further report of the Planning Commission, provided, however, that failure of the Planning Commission to act within forty (40) days of receipt of notice of this request shall automatically make said decision final.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL AN AMENDMENT TO SECTION 20-3-9 OF THE ZONING MAP AND DENYING A PORTION OF THE PROPOSAL (COMMISSION INITIATED - DOCTORS' HOSPITAL AREA)

WHEREAS, on November 19, 1968, by Resolution 68-157, the Planning Commission initiated proceedings to amend Section 20-3-9 of the Zoning Map to reclassify property from R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; R-1 and C-M to C-2, as described below:

R-A to R-1:

Beginning at the point of intersection of the centerline of West Granger Avenue with the centerline of Sherwood Avenue, also being the northwest corner of Lot 3 of the Mensinger Colony as shown on the official map thereof, filed in the office of the recorder of Stanislaus County, California in Volume 4 of Maps at Page 25; thence southerly along the centerline of Sherwood Avenue, also being the west line of Lot 3 of said Mensinger Colony a distance of 580.13 feet; thence easterly along a line which is parallel to the south line of Lot 3 of said Mensinger Colony and 80 feet northerly therefrom a distance of 263.90 feet; thence northerly along a line which is parallel to the east line of Lot 3 of said Mensinger Colony and 65.82 feet westerly therefrom, a distance of 580.26 feet to the centerline of West Granger Avenue then westerly along the centerline of West Granger Avenue 329.72 feet more or less to the point of beginning.

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 275.67 feet; thence westerly a distance of 333.92 feet to the centerline of Florida Avenue; thence northerly along the centerline of Florida Avenue 275.72 feet to the point of beginning.

R-1 to P-0:

Commencing at the intersection of the centerlines of West Granger Avenue and Florida Avenue; thence southerly along the centerline of Florida Avenue 275.72 feet to the point of beginning; thence, easterly a distance of 333.92 feet to a point which is 325 feet west of McHenry Avenue and 275.67 feet south of West Granger Avenue; thence, southerly along a line which is parallel to McHenry Avenue and 325 feet westerly therefrom a distance of 191.84 feet; thence, westerly 4.57 feet; thence, southerly and parallel to McHenry Avenue 63.92 feet to the north line of the Mira Loma Tract as recorded in Volume 11, Page 48 of the Stanislaus County Records; thence, westerly 205.37 feet along said north line to the northwest corner of Lot 3 of said Mira Loma Tract; thence, southerly 128.04 feet along the westerly line of said Lot 3 and its southerly extension to the centerline of Coolidge Avenue; thence, easterly along the centerline of Coolidge Avenue 18.00 feet; thence, southerly and parallel to the centerline of Florida Avenue and 148.00 feet easterly therefrom a distance of 165.00 feet; thence, easterly and parallel to the centerline of Coolidge Avenue a distance of 198.55 feet; thence, southerly and parallel to the centerline of Florida Avenue a distance of 165.00 feet to the centerline of Claradell Avenue; thence, westerly along the centerline of Claradell Avenue to its intersection with the centerline of Florida Avenue; thence northerly along the centerline of Florida Avenue to the point of beginning.

R-A to P-O:Parcel 1

Commencing at the point of intersection of the centerline of West Granger Avenue with the centerline of Florida Avenue also being the northeast corner of Lot 2 of the Mensinger Colony as shown on the official map thereof, filed in the office of the Recorder of Stanislaus County, California in volume 4 of maps at Page 25; thence southerly along the centerline of Florida Avenue, also being the east line of Lot 2 of said Mensinger Colony, a distance 220.14 feet to the true point of beginning; thence continuing southerly along the centerline of Florida Avenue 440.26 feet to the south line of Lot 2 of said Mensinger Colony; thence westerly along said south line of Lot 2 329.64 feet to the southwest corner of said Lot 2; thence continuing westerly along the south line of Lot 3 of said Mensinger Colony 65.82 feet; thence northerly along a line which is parallel to the west line of Lot 2 of said Mensinger Colony and 65.82 feet westerly therefrom to a point which is 220.14 feet south of the centerline of Granger Avenue; thence easterly along a line which is parallel to the centerline of Granger Avenue a distance of 395.56 feet to the point of beginning.

Parcel 2

Beginning at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg Avenue 168.00 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue 109.99 feet; thence easterly along a line which is parallel to the centerline of West Orangeburg Avenue 168.00 feet to the centerline of Florida Avenue; thence southerly along the centerline of Florida Avenue 109.99 feet to the point of beginning.

Parcel 3

Commencing at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg 249.54 feet to the point of beginning; thence northerly along a line which is parallel with the centerline of Florida Avenue and westerly 249.54 feet therefrom a distance of 180.00 feet; thence westerly along a line which is parallel to the centerline of West Orangeburg Avenue a distance of 80 feet; thence southerly along a line which is parallel to the centerline of Florida Avenue a distance of 180 feet to the centerline of West Orangeburg Avenue; thence easterly along the centerline of West Orangeburg 80 feet to the true point of beginning.

R-1 to C-2:

Commencing at the intersection of the centerlines of McHenry Avenue and Claradell Avenue; thence, westerly along the centerline of Claradell Avenue 185.00 feet to the point of beginning; thence northerly along a line which is parallel with the centerline of McHenry Avenue and 185.00 feet therefrom a distance of 165.00 feet; thence, westerly along a line which is parallel with the centerline of Claradell Avenue and 165.00 feet therefrom a distance of 133.12 feet; thence, southerly along a line which is parallel with the centerline of McHenry Avenue a distance of 165.00 feet to the centerline of Claradell Avenue; thence, easterly along the centerline of Claradell Avenue a distance of 133.12 feet to the point of beginning.

C-M to C-2:

Beginning at the intersection of the centerlines of McHenry Avenue and West Granger Avenue; thence, southerly along the centerline of McHenry Avenue to its intersection with the easterly extension of the north line of the Mira Loma Tract as recorded in Volume 11, Page 48 of the Stanislaus County Recrds; thence, westerly along the north line of said Mira Loma Tract 329.57 feet; thence, northerly along a line parallel to McHenry Avenue a distance of 63.92 feet; thence, easterly 4.57 feet; thence, northerly parallel to McHenry Avenue a distance of 467.51 feet to the centerline of West Granger Avenue; thence, easterly along the centerline of West Granger Avenue a distance of 325.00 feet to the point of beginning.

WHEREAS, a public hearing was held on December 3, 1968;

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines as follows:

1. That rezoning of the R-1 and C-M to C-2; the R-1 to R-2, the R-1 to P-0 as initiated and the parcel north of Doctors' Hospital proposed for rezoning from R-A to P-0, is required by public necessity, convenience, and general welfare for the following reasons:

- a) Doctors' Hospital, undergoing growth and change in character is causing a change in character of the adjacent area to the north and east upon which the above zoning will apply.
- b) The recommended zoning will allow uses compatible with the affected nearby residences as well as Doctors' Hospital.
- c) The recommended zoning will provide a transition between the residences to the west of Doctors' Hospital and the commercial uses fronting on McHenry Avenue to the east.

2. That rezoning of the R-A to R-1 and R-A to P-0 of the 2 lots having frontage on West Orangeburg Avenue as initiated is not required by public necessity, convenience and general welfare for the following reasons:

- a) Rezoning of the above mentioned 2 lots to P-0 would be "spot zoning".
- b) Rezoning of the parcel initiated for change from R-A to R-1 would promote a false impression to the residents to the north and west that the property would be developed with one-family residences.

3. The three parcels mentioned in #2 above for which zoning is to be denied are described as follows:

R-A to R-1:

Beginning at the point of intersection of the centerline of West Granger Avenue with the centerline of Sherwood Avenue, also being the northwest corner of Lot 3 of the Mensinger Colony as shown on the official map thereof, filed in the

office of the recorder of Stanislaus County, California in Volume 4 of maps at Page 25; thence southerly along the centerline of Sherwood Avenue, also being the west line of Lot 3 of said Mensinger Colony a distance of 580.13 feet; thence easterly along a line which is parallel to the south line of Lot 3 of said Mensinger Colony and 80 feet northerly therefrom a distance of 263.90 feet; thence northerly along a line which is parallel to the east line of Lot 3 of said Mensinger Colony and 65.82 feet westerly therefrom, a distance of 580.26 feet to the centerline of West Granger Avenue then westerly along the centerline of West Granger Avenue 329.72 feet more or less to the point of beginning.

R-A to P-0:

Parcel 2

Beginning at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg Avenue 168.00 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue 109.99 feet; thence easterly along a line which is parallel to the centerline of West Orangeburg Avenue 168.00 feet to the centerline of Florida Avenue; thence southerly along the centerline of Florida Avenue 109.99 feet to the point of beginning.

Parcel 3

Commencing at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg 249.54 feet to the point of beginning; thence northerly along a line which is parallel with the centerline of Florida Avenue and westerly 249.54 feet therefrom a distance of 180.00 feet; thence westerly along a line which is parallel to the centerline of West Orangeburg Avenue a distance of 80 feet; thence southerly along a line which is parallel to the centerline of Florida Avenue a distance of 180 feet to the centerline of West Orangeburg Avenue; thence easterly along the centerline of West Orangeburg 80 feet to the true point of beginning.

BE IT FURTHER RESOLVED by the Planning Commission that it recommends to the Council that rezoning of the R-1 and C-M to C-2; the R-1 to R-2; the R-1 to P-0 as initiated and the parcel north of Doctors' Hospital proposed for rezoning from R-A to P-0 be approved.

BE IT FURTHER RESOLVED by the Planning Commission that rezoning of the R-A to R-1 and the R-A to P-0 of the 2 lots having frontage on West Orangeburg Avenue as described in Planning Commission finding #3 above be and is hereby denied.

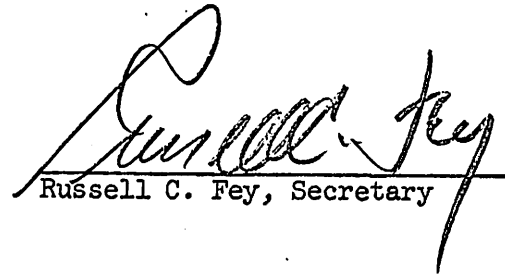
The foregoing resolution was introduced at the regular meeting of the Planning Commission held on December 3, 1968, by William Nicholson, who moved its adoption, which motion was seconded by George Gagos and carried by the following vote:

Ayes: Dunlap, Humphreys, Nicholson, and Gagos

Noes: Alexander, Muratore, and Sutton.

Absent: None

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



Russell C. Fey, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 69-70

A RESOLUTION OPPOSING THE REQUEST OF SOUTHERN PACIFIC COMPANY
FOR AN INCREASE IN RATES

WHEREAS, Southern Pacific Company has requested the Public Utilities Commission of the State of California for permission to increase passenger rates in California; and


WHEREAS, it appears that the requested rate increase may be part of a continued attempt on the part of Southern Pacific Company to discontinue passenger service.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the rate increase requested by Southern Pacific Company be, and it is hereby opposed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969 by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith
NOES: Councilmen: Mayor Davies
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-71

A RESOLUTION OPPOSING THE CLOSURE OF THE STATE DEPARTMENT
OF VETERANS' AFFAIRS OFFICE IN MODESTO.

WHEREAS, the State of California has announced its intention to close the local office of the Department of Veterans' Affairs, and

WHEREAS, the City of Modesto has investigated the closing and obtained all of the available information, and

WHEREAS, from that information it does not appear that there will be substantial savings resulting from the closure, and

WHEREAS, the expense of maintaining the office is paid for by the veterans using the farm and home loan service, and

WHEREAS, the closure of local offices like Modesto's may result in increased costs to the veterans instead of savings because of inconvenience in processing and obtaining farm and home loans, and

WHEREAS, this Council wants to go on record as being opposed to the closure of the Modesto Office of the Department of Veterans' Affairs,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby opposes the closing of the local office of the Department of Veterans' Affairs of the State of California for the following reasons:

1. From the facts available to this Council, it does not appear that there will be any substantial savings resulting from the proposed closing.

2. Such closure will result in the loss of approximately \$2 million dollars worth of business transactions by the local office of the Department of Veterans' Affairs, in addition to creating the loss of jobs locally to employees of the Department, both of which will affect the economy of Modesto and its surrounding areas.

3. Such closure will not result in a savings of any kind to the general taxpayer and may actually result in increased costs to the veterans who use the farm and home loan service and pay the costs.

BE IT FURTHER RESOLVED that the appropriate State officials are hereby requested to arrange a meeting with a representative group from Modesto in order that the city's concern may be heard in this matter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: Robinson

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. 69-72
EASEMENT

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SOUTHERN PACIFIC COMPANY FOR SIDEWALK PURPOSES AT 9TH AND "L" STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto
easement
that the/ agreement between the City of Modesto and Southern Pacific
Company
for sidewalk purposes at 9th and "L" 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 27th day of
January , 1969, by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Shastid,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: ~~Robinson~~ Hughes, Mitchell, Robinson, Shastid,
Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-73

A RESOLUTION ESTABLISHING FILING FEE FOR APPLICATION FOR
ABANDONMENT OR VACATION OF PUBLIC RIGHTS OF WAY OR EASEMENTS

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

1. A filing fee of \$75.00 for each application filed with the City of Modesto for vacation and abandonment of a public right of way or easement is hereby established.
2. Said filing fee shall be paid at the same time as the application for vacation or abandonment is filed, except that public agencies shall be exempt from such fees.
3. All requests for abandonment shall be made to the Council, which will refer the request to the Planning Commission. Following a public hearing, the Planning Commission will make a recommendation to the Council which will also hold a public hearing and consider the request.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-74

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RUBY A WRIGHT FOR SEWER SERVICE TO PROPERTY AT 708 RIO VISTA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ruby a Wright

for sewer service to property at 708 Rio Vista (located on the east side of Rio Vista east of Brookvale 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 January , 1969, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W, T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-75

A RESOLUTION REFERRING PROPOSED SALE OF SURPLUS CITY PROPERTY
TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the proposed sale of surplus City of Modesto property located at Washington and 7th Streets, Block E, Lot 11, be referred to the City Planning Commission for report and recommendation.

Reference is made to a memorandum from the Director of Finance to City Manager dated January 22, 1969; subject, "Offer to Purchase City Property - 7th and Washington Streets."

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-76

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
SAVE MART ~~OR~~MODESTO, INC. PROVIDING THAT CITY OF MODESTO MAY TRANSFER
ITS INTEREST TO COUNTY OF STANISLAUS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to
that ~~the~~/agreement between the City of Modesto and Save Mart of
Modesto, Inc. approving assignment of lease by City to County of
~~for~~ Stanislaus in the event the County is operating the library
system before April 30, 1971
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said ^{amendment to} agreement
by the designated city officials be authorized,


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
January , 19 69 by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Shastid,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-77

A RESOLUTION AUTHORIZING EXERCISE OF OPTION TO EXTEND LEASE OF SOL P. ELIAS LIBRARY FOR AN ADDITIONAL TWO-YEAR PERIOD

WHEREAS, an agreement between the City of Modesto and Save Mart, Inc. of Modesto dated February 14, 1966 approves the rental of space in Gregory Gardens Shopping Center, 2015 Tully Road, Modesto, Calif. for use as a branch library known as Sol P. Elias Branch Library; and

WHEREAS, under the terms of said agreement, the lease is for a period of three years commencing May 1, 1966 and ending April 30, 1969; and

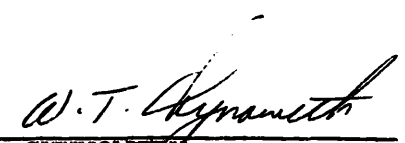
WHEREAS, said agreement provides that the City of Modesto shall have the right and option to extend the lease for an additional two-year period on the same terms and conditions as set forth in said agreement, except for an increase in rental costs; and

WHEREAS, Said agreement has been amended under date of January 27, 1969 to provide for assignment of the lease to the County of Stanislaus in the event the County of Stanislaus is operating the library system before April 30, 1971;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that exercise of option to extend the lease of Sol P. Elias branch library for a two-year period beginning May 1, 1969 and ending April 30, 1971 at \$235 per month, 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 January, 1969 by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None



W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-78

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
FLOYD THOMAS BERGLUND TO EXTEND AGREEMENT ON MONTH-TO-MONTH BASIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended FLOYD THOMAS BERGLUND
that the ~~the~~ agreement between the City of Modesto and ~~FLOYD THOMAS BERGLUND~~

for extension of services on a month-to-month basis effective February
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 27th day of
January , 1969, by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Shastid,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-79

A RESOLUTION ACCEPTING IMPROVEMENTS IN GREENWOOD ESTATES NO. 5 SUBDIVISION, WITH AN EXCEPTION, AND AUTHORIZING RELEASE OF INSTRUMENT OF CREDIT IN AMOUNT OF \$19,800 filed to guarantee improvements

WHEREAS, JOE H. TIDWELL, LOUIS TIDWELL, JAMES B. JOHNSTON, AND SHIRLEY L. JOHNSTON, subdividers of Greenwood Estates No. 5 Subdivision have filed an instrument of credit with the City of Modesto in the amount of \$19,800 to guarantee improvements in Greenwood Estates No. 5 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated January 22, 1969 has stated that all work required by the subdivision agreement has been completed to the satisfaction of the Public Works Department, with the exception of the removal of a temporary cul-de-sac at the northerly end of Fuchsia Lane, and construction of curb, gutter and sidewalk at such time as Fuchsia Lane is extended to the north; 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, with the exception of removal of the temporary cul-de-sac, and to authorize the City Clerk to file notice of completion and release the instrument of credit in the amount of \$19,800 upon expiration of the statutory lien period; and

WHEREAS, an instrument of credit in the amount of \$350 has been filed with the City of Modesto to guarantee removal of the temporary cul-de-sac and construction of curb, gutter and sidewalk at such time as Fuchsia Lane is extended to the north.

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

1. That the improvements in Greenwood Estates No. 5 Subdivision, with the exception of the removal of the temporary cul-de-sac, be and they are hereby accepted;
2. That the City Clerk is hereby authorized to file a notice of completion covering the completed improvements in Greenwood Estates No. 5 Subdivision.

3. That the City Clerk is hereby authorized to release instrument of credit in the amount of \$19,800 filed by the subdividers of Greenwood Estates 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 27th day of January, 1969 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-80

A RESOLUTION ACCEPTING IMPROVEMENTS IN WOODROW MANOR NO. 1
SUBDIVISION AND AUTHORIZING RELEASE OF BOND UPON EXPIRATION OF
STATUTORY LIEN PERIOD

WHEREAS, GILBERT AND OPAL MEDEIROS, subdividers of Woodrow
Manor No. 1 Subdivision, have posted ~~a bond of \$27,200~~ an instrument of credit
in the amount
of \$27,200 to guarantee improvements in Woodrow Manor No. 1
Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated
January 21, 1969 has stated that all work required by the subdivision
agreement for Woodrow Manor 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 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
\$27,200 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 of Woodrow Manor No. 1 Subdivision be,
and they are hereby accepted;
2. That the City Clerk is hereby authorized to file a notice of
completion covering the completion of improvements in Woodrow Mnor
No. 1 Subdivision;
3. That the City Clerk is hereby authorized to release instrument
of credit in the amount of \$27,200 posted by Gilbert and Opal Medeiros
to guarantee certain improvements in Woodrow Manor 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 27th day of
January, 1969 by Councilman Robinson , who moved its adoption,

which motion being duly seconded by Councilman Shastid ,
was upon roll call carried and the resolution adopted by the follow-
ing vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-81

A RESOLUTION APPROVING THE FINAL MAP OF THE
TULLY MANOR NO. 4 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, PACIFIC INVESTMENT COMPANY, a copartnership composed of Max D. Stone and Merrill L. Stone and PRECISION MATERIALS COMPANY, INC., a corporation,

are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 13.21 acres, known as the Tully Manor No. 4 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 2nd day of July, 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 Tully Manor No. 4 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map of the Tully Manor 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 Nine Hundred Twenty-Six and 70/100ths (\$926.70) 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-Nine Thousand Two Hundred and no/100ths (\$49,200.00) 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 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. 69-82

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

WHEREAS, ~~George Klemm and Mollie Klemm, husband and wife,~~
~~and Helyn Soderlund, an individual,~~
are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 10.16 acres, known as the
Renee Manor No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 16th day of January,
19 68, 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. 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 Renee 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 Nineteen
and 70/100ths (\$819.70) 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 Fifty-
One Thousand, Five Hundred and no/100ths (\$51,500.00) 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 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. 69-83

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RAYMOND E. HATCH AND HAZEL E. HATCH FOR RIGHT OF WAY (PROJECT LA 66-18, UNIT 3, PARCEL NO. 3-3) AND APPROVING GRANT DEED

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Raymond E. Hatch and Hazel E. Hatch for right of way, Project LA 66-18, Unit 3, Parcel No. 3-3,

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated city officials be authorized, and that grant deed be approved.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-84

RIGHT OF ENTRY

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY H. BAKER, SR., AND EDITH MARIE BAKER (Parcel 3-4a)


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Harry H. Baker, Sr. and Edith Marie Baker for right of entry by City of Modesto, Parcel 3-4a, to permit City to proceed with Project 66-18, Unit 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 27th day of January , 1969, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-85

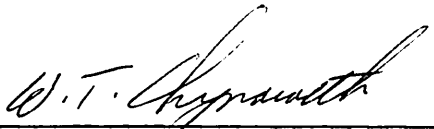
A RESOLUTION SETTING TIME AND PLACE FOR HEARING proposed amendments TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE (Addition to Section 10-2-602, R-2 Signs)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, February 24, 1969 , 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 proposed amendments to Chapter 2 of Title X of the Modesto Municipal Code relating to R-2 signs.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-86

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 (E. D. THOMPSON)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1969, 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 one-family zone, R-1 to two-family zone, R-2

the following described property:

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

The West 77.5 feet of the East 1 7/8 acres of the West 3 acres of the South half of the Southwest quarter of the Southwest quarter of the Northwest quarter of Section 20, 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. 69-10 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 Monday, February 24, 1969 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 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-87

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 (DAN BALESTRINI)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the zoning map to reclassify from one-family R-1 to Planned Development Zone, P-D

the following described property:

Lots 1, 2, 3, 4, Block 13101 Bel-Air #3;
Lots 1, 2, 3, 4, 5, Block 13100 Bel-Air #3

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, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-11 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 February 24, 1969 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 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-88

Sec. 2.1

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 (Warner M. Soelling)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 21, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to reclassify from one-family zone, R-1, and Planned Development Zone, P-D (27), to Professional Office Zone, P-O the following described property:

See Exhibit A attached

and

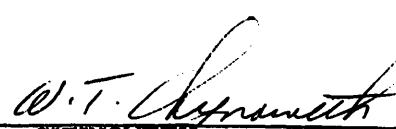
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-12 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

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 February 24, 1969 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 ~~22nd~~^{27th} day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

From R-1 to P-0

All that portion of the northwest quarter of Section 15, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the northwest corner of the southwest quarter of the northwest quarter of Section 15; thence South $0^{\circ} 53'$ East along the west section line of said Section 15 a distance of 1209.00 feet to the true point of beginning; thence North $89^{\circ} 45' 45''$ East parallel to the south line of Lots 1, 2, and 3, block 12857, Coffee Plaza Subdivision, and its westerly extension thereof as shown on the map filed in Volume 21 of Maps at Page 22, Stanislaus County Records, a distance of 385.00 feet; thence North $0^{\circ} 53'$ West parallel to the aforementioned west line of Section 15 a distance of 245.00 feet to said south line of Lots 1, 2, and 3, Block 12857, Coffee Plaza Subdivision; thence North $89^{\circ} 45' 45''$ East along said south line of Lots 1, 2, and 3, Block 12857 a distance of 190.24 feet to the west line of Lots 6, 7, 8, and 9, Block 12857 and its northerly prolongation thereof; thence South $0^{\circ} 52' 53''$ East along said west line of Lots 6, 7, 8, and 9, Block 12857 and its northerly prolongation thereof a distance of 355.12 feet to the east-west quarter section line of the aforementioned Section 15; thence South $89^{\circ} 46' 07''$ West along said east-west quarter section line a distance of 575.22 feet to the aforementioned west line of Section 15; thence North $0^{\circ} 53'$ West along said west line of Section 15 a distance of 110.05 feet to the point of beginning.

Containing: 2.524 acres gross.

P-D(27) to P-0

Commencing at the northwest corner of the southwest quarter of the northwest quarter of Section 15; thence South $0^{\circ} 53'$ East along the west section line of said Section 15 a distance of 964.00 feet to the true point of beginning; thence North $89^{\circ} 45' 50''$ East along the south line of Lots 1, 2, and 3 of Block No. 12857 and the westerly projection thereof of said south line a distance of 385.00 feet; thence South $0^{\circ} 53'$ East parallel to said west section line a distance of 245.00 feet; thence South $89^{\circ} 45' 50''$ West a distance of 385.00 feet to said westerly section line; thence North $0^{\circ} 53'$ West along said section line a distance of 245.00 feet to the point of beginning; and

MODESTO CITY COUNCIL
RESOLUTION NO. 69-89

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,400 TO REPLACE SECTION OF SANITARY SEWER IN LaLOMA FROM ALLEY IN BLOCK @ 234 TO BUENA VISTA

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

SEWER SERVICE (212)

From:	Replace Sutter Ave. Trunk Sewer 6586-212	\$2,400
To:	Replace LaLoma Sewer, Blpck 234 to Buena Vista 7902-212	\$2,400

(Sewer has been a constant maintenance problem. Television inspection shows it to be root-infested due to unaligned and broken joints. Replacement should be made prior to the improvement of LaLoma, scheduled for this spring.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969 by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-90

A RESOLUTION APPOINTING WILLIAM M. NICHOLSON, JR., TO THE BOARD OF ZONING ADJUSTMENT AS A REPRESENTATIVE OF THE PLANNING COMMISSION FOR A TERM ENDING JANUARY 1, 1970.

WHEREAS, the Planning Commission at its meeting of January 21, 1969, adopted Resolution 69-14 recommending to the City Council the appointment of William M. Nicholson to the Board of Zoning Adjustment, as a representative of the Planning Commission for the balance of his term of office on the Planning Commission, 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 William M. Nicholson, Jr., is hereby appointed to the Board of Zoning Adjustment as a representative of the Planning Commission for a term ending January 1, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-91

A RESOLUTION REAPPOINTING MEMBER OF THE PERSONNEL COMMISSION FOR
A TERM ENDING JANUARY 1, 1973 (Thomas E. Dibb)

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 Mr. Thomas E. Dibb is hereby reappointed to the
Personnel Commission for a term ending January 1, 1973.


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
January, 1969, by Councilman Robinson, who moved its adoption,
which motion being duly seconded by Councilman Shastid, was upon
roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-92

A RESOLUTION APPROVING APPOINTMENT OF G. DALE SMITH, COUNCILMAN OF THE CITY OF MODESTO, AS AN ALTERNATE MEMBER OF THE REGIONAL ADVISORY BOARD ON CRIMINAL JUSTICE

WHEREAS, a Regional Advisory Board on Criminal Justice has been formed by representatives of cities and counties from Mariposa, Merced, San Joaquin, and Stanislaus Counties.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the appointment of Councilman G. Dale Smith as an alternate member of the Regional Advisory Board on Criminal Justice is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of January, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-93

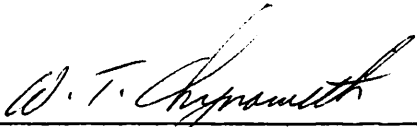
A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MR. AND MRS. J. G. MIHELL AND MR. AND MRS. R. BURKETT FROM DECISION OF BOARD OF ZONING ADJUSTMENT IN GRANTING CONDITIONAL USE PERMIT FOR COMMERCIAL PARKING ON EAST SIDE OF TIMOTHY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that February 17, 1969 , 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 appeal of Mr. and Mrs. J. G. Mihell and Mr. and Mrs. R. Burkett from decision of Board of Zoning Adjustment in granting conditional use permit for commercial parking on east side of Timothy Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969 , by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-94

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF
WARREN R. IHRIG FOR VARIANCE FOR CURB CUT AT 533 CASTLE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that February 10, 1969 , 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 request of
Warren R. Ihrig for variance for curb cut at 533 Castle, Modesto,
California.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 3rd day of February,
19 69, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-95

A RESOLUTION GRANTING CONSENT FOR THE CONSOLIDATION OF CERTAIN SCHOOL DISTRICT ELECTIONS WITHIN THE BOUNDARIES OF THE MODESTO HIGH SCHOOL DISTRICT WITH THE MODESTO GENERAL MUNICIPAL ELECTION TO BE HELD ON APRIL 15, 1969

WHEREAS, the Stanislaus County Superintendent of Schools is required by law to call and conduct certain school district elections to be held on Tuesday, April 15, 1969; and

WHEREAS, the California Education Code permits consolidation or partial consolidation of school district elections with municipal elections and provides for apportionment of the cost and expense of such consolidations between the city and district; and

WHEREAS, the City of Modesto will hold a General Municipal Election, which will include the area within the entire Modesto High School District, on April 15, 1969.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that consent is hereby given for the consolidation of the following school district elections to be held on Tuesday, April 15, 1969 with the Modesto General Municipal Election to be held on April 15, 1969 in all Stanislaus County Election Precincts located entirely within the exterior boundaries of the territory included within the area in which the Modesto General Municipal Election will be held:

1. The Yosemite Junior College School District Governing Board Member Biennial Election;
2. The Stanislaus County Board of Education Regular Biennial Election;
3. The Regular Governing Board Member Biennial Elections in the following school districts:

Empire Union
Hart Ransom Union
Paradise
Salida Union
Shiloh
Stanislaus Union
Sylvan Union

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-96

A RESOLUTION COMMENDING JOHN F. VIVIAN FOR SERVICE RENDERED THE CITY OF MODESTO AS A MEMBER OF THE BOARD OF ZONING ADJUSTMENT

WHEREAS, John F. Vivian was appointed a member of the Board of Zoning Adjustment on July 15, 1968, and

WHEREAS, Mr. Vivian has submitted his resignation from the Board of Zoning Adjustment, and

WHEREAS, John F. Vivian has been a devoted and sincere public servant and has served this community in an outstanding manner.

NOW, THEREFORE, BE IT 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 John F. Vivian for his outstanding service to the community.

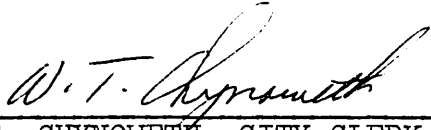
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-97

A RESOLUTION ACCEPTING THE BID OF C. NORMAN PETERSON CO. OF BERKELEY, CALIFORNIA, FOR THE CONSTRUCTION OF PROJECT UNIT NO. 3, WASTEWATER OXIDATION PONDING SYSTEM

WHEREAS, Resolution No. 68-1107 , adopted by the Council of the City of Modesto on December 9, 1968 , approved the plans and specifications for the construction of Project Unit No. 3, Wastewater Oxidation Ponding System,
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Project Unit No. 3, Wastewater Oxidation Ponding System,
were opened at 2:00 P.M. on January 15, 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 C. Norman Peterson Co. of Berkeley, California, in the amount of \$2,166,999.50
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of C. Norman Peterson Co. of Berkeley, California, in the amount of \$2,166,999.50
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

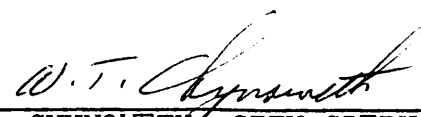
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969 , by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-98

A RESOLUTION ACCEPTING THE BID OF GREAT WESTERN PIPELINE CO., INC., OF SAN JOSE, CALIFORNIA, FOR THE CONSTRUCTION OF PROJECT UNIT NO. 6, EAST INTERCEPTING AND SEVENTH STREET TRUNK SEWER

WHEREAS, Resolution No. 68-1140 , adopted by the Council of the City of Modesto on December 16, 1968 , approved the plans and specifications for the construction of Project Unit No. 6, East Intercepting and Seventh Street Trunk Sewer, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Project Unit No. 6, East Intercepting and Seventh Street Trunk Sewer were opened at 2:00 P.M. on January 14, 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 Great Western Pipeline Co., Inc., of San Jose, California, in the amount of \$544,386.34 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Great Western Pipeline Co., Inc., of San Jose, California, in the amount of \$544,386.34 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969 , by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-99

A RESOLUTION ACCEPTING THE BID OF STOCKTON CONSTRUCTION CO., OF STOCKTON, CALIFORNIA, FOR THE CONSTRUCTION OF PROJECT UNIT NO. 9, SCENIC-SONOMA TRUNKS AND PUMP STATIONS

WHEREAS, Resolution No. 68-1141 , adopted by the Council of the City of Modesto on December 16, 1968 , approved the plans and specifications for the construction of Project Unit No. 9, Scenic-Sonoma Trunks and Pump Stations and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Project Unit No. 9, Scenic-Sonoma Trunks and Pump Stations were opened at January 15, 1969 at 2:00 P.M. and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Stockton Construction Co., of Stockton, California, in the amount of \$698,343.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Stockton Construction Co., of Stockton, California, in the amount of \$698,343.00 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 3rd day of February, 1969 , by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-100

A RESOLUTION ACCEPTING THE BID OF TAB CONSTRUCTION, INC., OF LAS VEGAS, NEVADA, FOR THE CONSTRUCTION OF SOUTH AND TUOLUMNE TRUNK SEWERS AND WEST TRUNK EXTENSION, PROJECT UNIT NO. 10

WHEREAS, Resolution No. 68-1183 , adopted by the Council of the City of Modesto on December 23, 1968 , approved the plans and specifications for the construction of South and Tuolumne Trunk Sewers and West Trunk Extension, Project Unit No. 10, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of South and Tuolumne Trunk Sewers and West Trunk Extension, Project Unit No. 10, were opened at 2:00 P.M. on January 22, 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 TAB Construction, Inc., of Las Vegas, Nevada, in the amount of \$962,732.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of TAB Construction, Inc., of Las Vegas, Nevada, in the amount of \$962,732.00 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 3rd day of February, 1969 , by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-101

A RESOLUTION ACCEPTING THE BID OF ELRICH CONSTRUCTION CO. FOR CONSTRUCTION OF GRADING AND DRAINAGE FACILITIES AT DAVIS PARK

WHEREAS, Resolution No. 69-18 , adopted by the Council of the City of Modesto on January 13, 1969 , approved the plans and specifications for the grading and drainage facilities at Davis Park, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of grading and drainage facilities at Davis Park were opened at 10:00 A.M. on January 28, 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 Elrich Construction Co. in the amount of \$42,325.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Elrich Construction Co. in the amount of \$42,325.00 for the construction of grading and drainage facilities at Davis Park be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969 , by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-102

A RESOLUTION RESCINDING RESOLUTION NO. 69-19 WHICH ACCEPTED THE BID OF CENTRAL BUILDING WRECKERS FOR DEMOLITION OF WHERRY FURNITURE BUILDING AND THE PENNEY ANNEX ON LOTS 5, 6, 7 & 8 OF BLOCK 68

WHEREAS, the Council of the City of Modesto by Resolution No. 69-19 adopted January 13, 1969, accepted the bid of Central Building Wreckers for demolition of Wherry Furniture Building and the Penney Annex on Lots 5, 6, 7 and 8 of Block 68, and

WHEREAS, Central Building Wreckers has declined to enter into the contract for the demolition of the buildings, and would rather forfeit the \$900 cash bid bond deposited with the City;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 69-19 accepting the bid of Central Building Wreckers for demolition of said buildings is hereby rescinded.

BE IT FURTHER RESOLVED that forfeiture of bid bond in the amount of \$900 by Central Building Wreckers is hereby accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Hughes , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-103

A RESOLUTION ACCEPTING THE BID OF BOTTO DEMOLITION FOR DEMOLITION OF WHERRY FURNITURE BUILDING AND THE PENNEY ANNEX ON LOTS 5, 6, 7 & 8 OF BLOCK 68

WHEREAS, Resolution No. 68-1139, adopted by the Council of the City of Modesto on December 16, 1968, approved the plans and specifications for the demolition of the existing Penney Annex and Wherry Furniture Building and construction of a vehicular parking lot, and authorized the calling for bids, and

WHEREAS, the bids received for the demolition of Wherry Furniture Building and the Penney Annex were opened at 2:00 P.M. on January 8, 1969, and later tabulated by the Parking & Traffic Department for the consideration of the Council, and

WHEREAS, the low bidder, Central Building Wreckers, has refused to enter into a contract with the City on the basis that it submitted too low a bid, and

WHEREAS, Resolution No. 69-19 awarding the contract to Central Building Wreckers is rescinded by the Resolution No. 69-102 adopted by the Council of the City of Modesto on February 3, 1969, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Botto Demolition in the amount of \$13,450.00 be accepted as the second lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Botto Demolition in the amount of \$13,450.00 for demolition of Wherry Furniture Building and the Penney Annex on Lots 5, 6, 7 & 8 of Block 68 be accepted and the execution of the contract for the completion of the project by the City's designated officials be authorized.

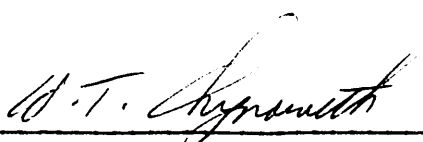
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-104

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE FUNDS NEEDED FOR DEMOLITION OF WHERRY FURNITURE AND PENNEY ANNEX BUILDINGS AND CONSTRUCTION OF PARKING LOT

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 (60-57)	\$4,600.00
TO: Parking Lot #28 (6230-57)	\$4,600.00

(Funds needed for demolition of Wherry Furniture and Penney Annex Buildings and construction of parking lot.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-105

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RESURFACING OF TENNIS COURTS AT GRACEADA PARK AND WESTSIDE PARK

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

SECTION 1. The plans and specifications for resurfacing of tennis courts at Graceada Park and Westside 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 February 18, 1969 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 3rd day of February, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____

W. T. CHYNOWETH


City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-106

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (LOTS 19 AND 20,
BLOCK 336, AT 438 ALTURAS AVENUE - Raymond Ybarra, Jr.)

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 Block 336, Alturas Avenue, and

WHEREAS, the Council, did, on January 20, 1969, adopt its Resolution No. 69-49, 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 3rd day of February, 1969, 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. 69-49, 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. 69-49 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 3rd day of February, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Robinson, Shastid, 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. 69-107

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND YOSEMITE AREA COUNCIL OF BOY SCOUTS OF AMERICA FOR LEASE OF ROOM 207 IN THE MODESTO COMMUNITY SERVICE CENTER FOR A PERIOD OF SIX MONTHS COMMENCING JANUARY 1, 1969)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Yosemite Area Council of Boy Scouts of America for lease of Room 207 in the Modesto Community Service Center for a period of six months commencing January 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,

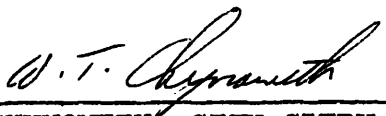
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-108

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. (ROSE ACRES NO. 3 ADDITION)

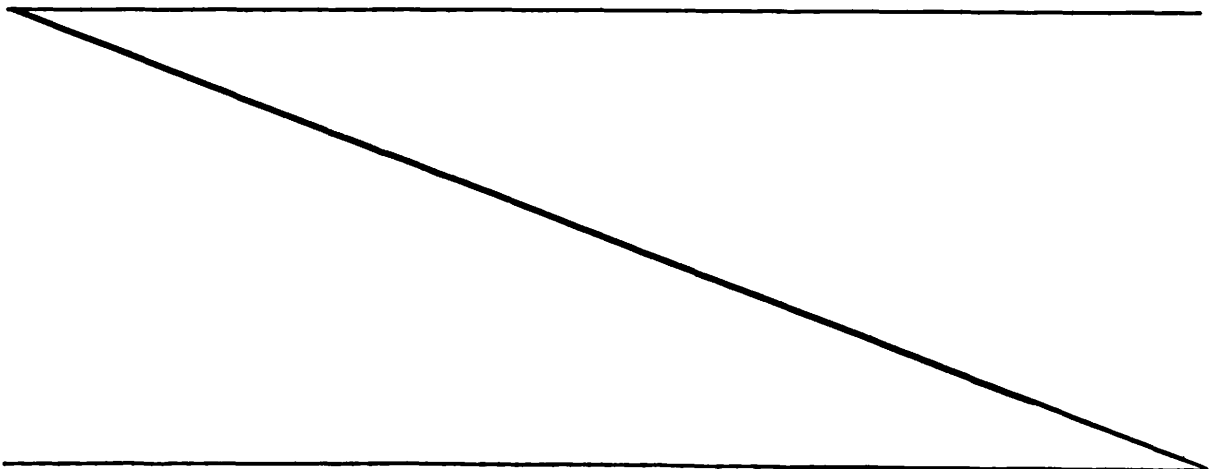
WHEREAS, there has been annexed to the City of Modesto on January 13, 1969, certain territory known as Rose Acres No. 3 Addition, and

WHEREAS, the inclusion of the area contained in Rose Acres No. 3 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 Rose Acres 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 as follows:



ROSE ACRES NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 2 of the BROUGHTON COLONY TRACT, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965, as Instrument 28973, Stanislaus County Records, said point being on the center line of Rose Avenue; thence along the center line of Rose Avenue, said line also being the Western line of the Northeast quarter of Section 22 and the Western line of Lot 2 of the Broughton Colony Tract, North $0^{\circ} 37'$ West, 643.78 feet to a point on the Northern line of Section 22; thence along said Northern line of Section 22, North $89^{\circ} 50' 35''$ East, 1311.54 feet to the Northeastern corner of Lot 2; thence along the Eastern line of said Lot 2, South $0^{\circ} 41' 30''$ East, 644.62 feet to the Northeastern corner of the Kienetz Addition (179); thence along the existing City Limits on the Northern line of said Addition (179), South $89^{\circ} 52' 45''$ West, 1312.39 feet to the point of beginning, containing 19.402 Acres, more or less.

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. 29.

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 24, 1969, 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 judgement 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. 29.

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 Eastern side of Rose Avenue at Southern line of Modesto Irrigation District Lateral Number 3.

(2) On Eastern side of Rose Avenue at Southern boundary of annexation.

(3) On Eastern side of Duportail Avenue at Southern 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. 29, 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 February, 1969, by Councilman Shastid, 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:	Hughes, Mitchell, Robinson, Shastid, 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 Frank [Signature]
Public Works Department
§ 1-30-69

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 3, 1969, 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 Shastid, seconded by Councilman Robinson, and adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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: February 5, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-109

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE, LANDSCAPE ARCHITECTS, FOR PREPARATION OF MASTER PLANS FOR DOWNEY PARK

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 preparation of master plans for Downey 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 February, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-110

A RESOLUTION REAFFIRMING RESOLUTION NO. 61-358
ENTITLED "A RESOLUTION ESTABLISHING THE CITY'S
POLICY FOR WATER SERVICE FROM THE MUNICIPAL
WATER SYSTEM IN THE CITY OF MODESTO URBAN AREA."

WHEREAS, on August 7, 1961, this City Council adopted Resolution No. 61-358, which is "A Resolution Establishing the City's Policy for Water Service from the Municipal Water System in the City of Modesto Urban Area", and

WHEREAS, this Council has, since that date, had an active program of strengthening, improving and expanding the municipal water system in the City of Modesto urban area, and

WHEREAS, the City has received requests from four developers for municipal water service in the area adjacent to and east of Riverside Drive between Yosemite Boulevard and Dry Creek, a part of which area said developers are in the process of annexing to the City of Modesto, and

WHEREAS, this Council deems it advisable to extend the municipal water system into this area in order to provide the residents of this area of the City with adequate municipal water supply and fire protection,

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

SECTION 1. The City of Modesto's policy for water service in the Modesto urban area as set forth in City Council Resolution 61-358 adopted on August 7, 1961, is hereby reaffirmed.

SECTION 2. In the area south and east of Dry Creek (Beard Brook), and south of the Tuolumne River, and east of South 9th Street, it is the policy of the City to review all new subdivisions and developments as they occur and determine if they can better be served by the municipal water system or by private water utilities.

SECTION 3. It shall be the policy of the City to provide water service from municipal water facilities in the area between Yosemite Boulevard and Dry Creek, last of the area presently served by a private water utility, as said area develops and annexes to the City of Modesto.

SECTION 4. The Public Utilities Commission of the State of California is hereby requested to officially notify the City of Modesto of any applications or requests that it may receive from private water utilities to provide or extend water service beyond the limits of their present systems within the area of the Modesto Urban Area General Plan.

SECTION 5. The City Clerk is hereby directed to transmit a certified copy of this resolution, along with a certified copy of Resolution No. 61-358, and a copy of the map of the Modesto Urban Area General Plan to the Public Utilities Commission of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Robinson, Shastid, 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. 69-111

A RESOLUTION AUTHORIZING FILING OF APPLICATION WITH THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT, UNITED STATES OF AMERICA, FOR GRANT TO ACQUIRE OPEN - SPACE LAND FOR THE FLOYD NEIGHBORHOOD PARK.

WHEREAS, Title VII of the Housing Act of 1961, as amended, provides for the making of grants by the Secretary of Housing and Urban Development to states and local public bodies to assist them in the acquisition and development of permanent interests in land for open-space uses where such assistance is needed for carrying out a unified or officially coordinated program for the provision and development of open-space land as part of the comprehensively planned development of the urban areas, and

WHEREAS, the City of Modesto, herein sometimes referred to as "Applicant", desires to acquire fee simple title to certain land known as Floyd Neighborhood Park, which land is to be held and used for permanent open-space land for a public park, 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, provide that no person shall be discriminated against because of race, color, or national origin in the use of the land acquired, and

WHEREAS, it is recognized that the contract for Federal grant will impose certain obligations and responsibilities upon the Applicant and will require among other things (1) assurances that families and individuals displaced as a result of the open-space land project are offered decent, safe, and sanitary housing, (2) compliance with Federal labor standards, and (3) compliance with Federal requirements relating to equal employment opportunity, and

WHEREAS, it is estimated that the cost of acquiring said interest will be Twenty-seven Thousand, Six hundred and no/100ths (\$27, 600) Dollars,

NOW, THEREFORE, BE IT RESOLVED by the City 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, which amount is presently estimated to be Thirteen Thousand, Eight hundred and no/100ths (\$13, 800.00) Dollars, and that the Applicant will pay the balance of the cost from other funds available to it.

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 Applicant.

3. That the proposed acquisition is in accordance with plans for the allocation of land for open-space uses, and that, should said grant be made, the Applicant will acquire, and retain said land for the use 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 hereby are, assured of full compliance by the Applicant with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

5. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance with the applicant with the Federal labor standards imposed under Title VII of the Housing Act of 1961, as amended.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: Hughes
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. 69-112

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE FUNDS NEEDED TO REPLACE SAND FROM THE SAND TRAPS AT DRYDEN GOLF COURSE WASHED AWAY DURING RECENT FLOOD

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

FUND 101

FROM:	General Fund - General Reserve (60-101)	\$1,500.00
TO:	Dryden Golf Course - Maintenance and repair of buildings and grounds (224-38-101)	\$1,500.00

(Additional funds needed to replace sand from the sand traps at Dryden Golf Course washed away during the recent flood.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of February, 1969, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-113 and 69-114

A RESOLUTION COMMENDING JESS AGUILAR FOR SERVICES RENDERED THE CITY OF MODESTO AS A MEMBER OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY AND AS A MEMBER OF THE HUMAN RIGHTS COMMISSION

WHEREAS, Jess Aguilar was appointed a member of the Mayor's Council on Youth Opportunity and of the Human Rights Commission on May 13, 1968, and

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

NOW, THEREFORE, BE IT 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 Jess Aguilar for his outstanding service to the community.

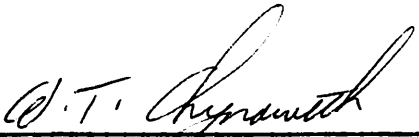
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-115

A RESOLUTION REJECTING ALL BIDS FOR AUTOMOTIVE EQUIPMENT OPENED
ON FEBRUARY 3, 1969

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-40, on January 20, 1969, approving specifications for automotive equipment (17 4-door sedans -- 16 police, 1 general purpose; 11 pickups, 1/2 and 3/4 ton; 7 trucks, 2 and 3 tons) and directed the City Clerk to advertise for sealed proposals for said equipment, and providing that bids be submitted on or before the 3rd day of February, 1969, and

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 Director of Finance, in a memorandum dated February 5, 1969, has recommended that all bids be rejected because of errors appearing in three of the four bids submitted on February 3, 1969.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received pursuant to the aforesaid notice are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1969, by Councilman Hughes 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-116

A RESOLUTION APPROVING ~~EXHIBITS~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR AUTOMOTIVE EQUIPMENT (17 4-DOOR SEDANS -- 16 POLICE, 1 GENERAL PURPOSE; 11 PICKUPS, 1/2 AND 3/4 TON; 7 TRUCKS, 2 and 3 TONS)
NEW BID PROPOSAL

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

SECTION 1. The ~~plans and~~ specifications for automotive equipment (as listed above)

(new bid proposal)
copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 25, 1969 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 February, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-117

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN RENEE 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 installation of water lines in Renee 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 February 25, 1969 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 February , 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Robinson

ATTEST:


W. T. CHYNOWETH

City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-118

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES NORTH ON PRESCOTT ROAD AND WEST ON RUMBLE ROAD TO JUNIOR HIGH SCHOOL SITE

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 north on Prescott Road and west on Rumble Road to junior high school site, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 25, 1969 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 10th day of February , 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH

City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-119

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER LINES IN CARVER TERRACE NO. 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-42 , on January 20, 1969 , approving the plans and specifications for the installation of water lines in Carver Terrace No. 3 Subdivision,

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on or before the 4th day of February, 1969, and

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 Valley Construction Company , in the sum of \$4,498.65 , and

WHEREAS, the Director of Public Works estimates that the cost of such work may be performed by city forces for the sum of \$2,500.00 , thus effecting a savings to the taxpayers of approximately \$1,998.65 , 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 10th day of February , 1969, ~~1964~~, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST: _____

W. T. Chynoweth
City Clerk

W. T. CHYNOWETH

MODESTO CITY COUNCIL
RESOLUTION NO. 69-120

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS PRESCOTT 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 November 26, 1968, 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 Prescott No. 2 Addition, and described as attached hereto.

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 November 22, 1968, 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 14th day of April, 1969, 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. That, if annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes from the date of filing by the Secretary of State of the State of California of the ordinance approving the annexation.

7. 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 Cosumnes River~~ 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.

8. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized county assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

9. 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.

10. 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.

11. 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 10th day of February, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

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
2-11-69

PRESCOTT NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of Sections 12 and 13, Township 3 South, Range 8 East, and portions of Sections 7 and 18, 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 VENT ADDITION (120), as per description filed June 27, 1961 as Instrument 20144, Stanislaus County Records, said point being at the intersection of the Southern line of 40 foot Rumble Road and the center line of 40 foot Prescott Road, said point being South $0^{\circ} 15'$ East, 185.53 feet along the center line of Prescott Road from the section corner common to Sections 12 and 13, Township 3 South, Range 8 East, and Sections 7 and 18, Township 3 South, Range 9 East; thence along the existing City Limits on the Western line of said Addition (120) and the center line of Prescott Road, South $0^{\circ} 15'$ East, 1138.92 feet, to the Northeastern corner of the PRESCOTT ADDITION (190), as per description filed May 16, 1966 as Instrument 17484, Stanislaus County Records; thence along the existing City Limits on the Northern and Western lines of said Addition (190), South $89^{\circ} 21' 30''$ West, 1327.43 feet, and South $0^{\circ} 16' 30''$ East, 339.27 feet, to the Northeastern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962 as Instrument 27723, Stanislaus County Records; thence along the Northern and Western lines of said Addition (133) the following bearings and distances: South $89^{\circ} 21' 30''$ West, 816.06 feet; South $0^{\circ} 16' 30''$ East, 323.13 feet; and South $89^{\circ} 01'$ West, 471.10 feet, to a point on the Western line of said Addition (133) and the Eastern line of 40 foot Conant Avenue; thence leaving the City Limits and along the Westerly extension of the Northern line of said Addition (133), South $89^{\circ} 01'$ West, 20.00 feet, to a point on the center line of 40 foot Conant Avenue; thence along 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, Township 3 South, Range 8 East, North $0^{\circ} 18'$ West, 2008.34 feet, to its intersection with the center line of 40 foot Rumble Road; thence along the center line of Rumble Road, said line being 20.00 feet, measured at right angles, Northerly from the Section line common to Sections 12 and 13, Township 3 South, Range 8 East, North $89^{\circ} 19' 40''$ East, 1247.86 feet, to a point on the Southerly extension of the Western line of property conveyed to the Stanislaus Union School District by Deed recorded March 3, 1965 as Instrument 8610, Stanislaus County Records; thence along the boundaries of said School District property the following bearings and distances: North $0^{\circ} 18' 10''$ West, 1486.38 feet; North $70^{\circ} 15' 20''$ East, 63.62 feet; South $0^{\circ} 18' 10''$ East, 203.45 feet, to a point on its Northerly boundary, said line being the Northern line of Lot 12 of the MCKINNEY COLONY, as per map recorded November 21, 1903 in Volume 1 of Maps, Page 57, Stanislaus County Records; thence along said Northern line of Lot 12, North $89^{\circ} 20' 10''$ East, 1327.48 feet, to the township line common to Section 12, Township 3 South, Range 8 East, and Section 7, Township 3 South, Range 9 East; thence along said township line, South $0^{\circ} 19' 50''$ East, 661.62 feet, to a point on the Northern line of the South half of Lot 3 of the KNAPP TRACT, as per map filed November 16, 1904 in Volume 2 of Maps, Page 2, Stanislaus County Records; thence along said Northern line of the South half of Lot 3 and the Northern line of the South half of Lot 4 of said Knapp Tract and its easterly extension, South $88^{\circ} 30' 05''$ East, 2656.60 feet, to a point on the Eastern line of 40 foot Carver Road, said point also being on the existing City Limits on the Western line of RENEE MANOR ADDITION (139), as per description filed October 18, 1962 as Instrument 39841, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South $0^{\circ} 15' 40''$ East, 660.34 feet, to a point on the section line common to Sections 7 and 18, Township 3 South, Range 9 East; thence continuing along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South $0^{\circ} 23'$ East, 185.53 feet, to a point on a Northern line of the CARVER ADDITION (212), as per description filed March 14, 1968 as Instrument 8061, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (212),

North 88° 32' 05" West, 40.02 feet, to the Northwestern corner of said Addition (212) and the Northeastern corner of the Vent Addition (120), said point also being the intersection of the Western line of Carver Road and the Southern line of Rumble Road; thence along the existing City Limits on the Northern line of said Addition (120) and the Southern line of Rumble Road, North 88° 32' 05" West, 2616.15 feet to the point of beginning, containing 188.536 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-121

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS SCENIC 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 November 26, 1968, 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 Scenic No. 2 Addition, and described as attached hereto.
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 November 22, 1968, 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 14th day of April, 1969, 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. That, if annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes from the date of filing by the Secretary of State of the State of California of the ordinance approving the annexation.

7. 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 Stanislaus~~ 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.

8. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized county assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

9. 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.

10. 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.

11. 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 10th day of February, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

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. Hesezord
Public Works Department
9-2-11-69

July 12, 1968

SCENIC NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, Stanislaus County Records, said point being the Southwestern corner of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records, and also being South 0° 04' East, 69.00 feet from the Northeastern corner of said Grant Addition and the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of said Grant Addition the following bearings and distances: South 0° 04' East, 75.00 feet; South 8° 45' 40" West, 66.93 feet; South 0° 28' East, 198.00 feet; and South 73° 56' West, 25.41 feet, to the Northwestern corner of property conveyed to Birdie Henderson by Deed recorded in Volume 1269, Page 602, Stanislaus County Records; thence leaving the existing City limits and along the Western line of said Henderson property, South 0° 43' East, 373.05 feet, to a point on the center line of a 50 foot public road known as Scenic Drive; thence along said center of Scenic Drive, North 68° 23' 30" East, 362.25 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said center line being the East line of Section 28; thence along said center line of Coffee Road, North 0° 04' West, 581.74 feet, to a point which is South 0° 04' South, 99.00 feet from the center line of East Morris Avenue, said point being on the Easterly extension of the Southern line of Pingle property; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet to the point of beginning, containing 4.876 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-122

A RESOLUTION GRANTING DRIVEWAY VARIANCE TO WARREN R. IHRIG AT PROPERTY LOCATED AT 533 CASTLE STREET TO PERMIT TWO 16-FOOT CURB CUTS

WHEREAS, Warren R. Ihrig has requested a variance to the provisions of the Modesto Municipal Code to permit construction of two 16-foot curb cuts on property located at 533 Castle Street; and

WHEREAS, Mr. Ihrig has filed with the Director of Public Works a sketch designating the precise dimensions and location of the two 16-foot driveways; and

WHEREAS, the total length of the two curb cuts requested by Mr. Ihrig is 32 feet, 64 percent of the street frontage of the property; and

WHEREAS, Section 7-1.401(c) provides that the total width of driveway serving any lot or parcel of land or adjacent lots or parcels of land in single ownership shall not exceed fifty per cent of the street frontage of the property; and

WHEREAS, Section 7-1.401(b) of the Modesto Municipal Code provides that the minimum distance between driveways serving the same lot or parcel of land shall not be less than 20 feet as measured at the top of the curbing; and

WHEREAS, the distance between the driveways requested by Mr. Ihrig is 6 feet, 8 inches; and

WHEREAS, the Director of Public Works has concluded that the size and location of the proposed driveways are reasonable and has recommended that the variance be granted subject to the completion of construction of a garage on Mr. Ihrig's property by July 1, 1969.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Warren R. Ihrig for a variance to Sections 7-1.401(B) and Section 7-1.401(c) of the Modesto Municipal Code to permit installation of two 16-foot driveways on property located at 533 Castle Street in accordance with dimensions and location indicated on sketch on file in the office of the Director of Public Works be, and it is hereby approved.

BE IT FURTHER RESOLVED that this variance is granted subject to completion of construction of the garage at 533 Castle Street by July 1, 1969.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1969, by Councilman Hughes who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-123

A RESOLUTION EXPRESSING FEELINGS OF FRIENDSHIP AND GOOD
WILL TO MODESTO'S SISTER CITY OF BARRANQUILLA, COLOMBIA

WHEREAS, the City of Modesto has been honored by having
Barranquilla, Colombia as its Sister City since 1962, and

WHEREAS, due to the Sister City affiliation with
Barranquilla the people of Modesto have enjoyed the privilege
of learning more of the culture of Colombia and many citizens
of Modesto have had the pleasure of visiting our Sister City
and have been received with overwhelming courtesy and
kindness.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that Mayor Davies be, and hereby is, authorized
and urged to extend to all of Barranquilla hearty and sincere
greetings and to express the hope that the good will which
flows between our two cities will continue to flourish for
time immemorial.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 10th
day of February, 1969, by Councilman Mitchell, who moved its
adoption, which motion being duly seconded by Councilman Hughes,
was upon roll call carried and the resolution adopted by the
following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-124

A RESOLUTION APPROVING ORIGINAL PLAN CONCEPT FOR NEW LIBRARY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that it hereby reaffirms its approval of the plan concept for the new library submitted by Austin, Field & Fry, A.I.A. Architects-Engineers, Inc., dated January 8, 1969, which utilizes an underground lower level and an upper level at street grade.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1969 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: Hughes, Mitchell, Simon, Smith, Mayor
Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-125

A RESOLUTION COMMENDING PACIFIC GAS AND ELECTRIC COMPANY, PACIFIC TELEPHONE COMPANY, MODESTO IRRIGATION DISTRICT, DEL ESTE WATER COMPANY, AND THE SYLVAN RURAL TELEPHONE COMPANY

WHEREAS, Pacific Gas and Electric Company, Pacific Telephone Company, Modesto Irrigation District, Del Este Water Company, and the Sylvan Rural Telephone Company have spent approximately \$330,000 in making improvements in their installations in Yosemite Boulevard, and

WHEREAS, by the foresight used by these utilities in making their improvements at this time it will not be necessary to tear up the improved Yosemite Boulevard in the near future for repairs.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Pacific Gas and Electric Company, Pacific Telephone Company, Modesto Irrigation District, Del Este Water Company, and the Sylvan Rural Telephone Company be and hereby are commended for their cooperation with the City of Modesto and the State of California during the project for widening of Yosemite Boulevard; and they are further commended for their foresight in making the improvements in their installations at this time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 126

A RESOLUTION NAMING A 13 1/2 - FOOT ARCADE EXTENDING SOUTHWESTERLY FROM 10TH STREET TO THE ALLEY IN BLOCK 56 IN THE CITY OF MODESTO "BARTONI LANE".

WHEREAS, a 13 1/2-foot strip of land extending from 10th Street to the alley in Block 56 of the City of Modesto, has been purchased by the City and is being developed as an arcade for pedestrian use, and

WHEREAS, a request has been received from the adjacent property owner to officially name this arcade "Bartoni Lane", and

WHEREAS, the request has been referred to all interested City departments, the Post Office Department, and other local agencies, and no objection to said naming has been received, and

WHEREAS, the Planning Commission at its meeting of February 4, 1969, by Resolution No. 69-23, has recommended to the Council that the 13 1/2-foot arcade extending southwesterly from 10th Street to the alley in Block 56 in the City of Modesto be officially named "Bartoni Lane",

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

1. That the 13 1/2-foot strip of land extending southwesterly from 10th Street to the alley in Block 56 in the City of Modesto be officially named "Bartoni Lane".

2. That the City Clerk be directed to record a certified copy of this resolution with the Recorder of Stanislaus County, and transmit copies of this resolution to the Board of Supervisors, the County Clerk, and the County Surveyor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of February, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Robinson, Shastid

(SEAL)

ATTEST:

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

APPROVED AS TO FORM

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-127

A RESOLUTION ACCEPTING THE BID OF ALBERT M. BIEHL FOR THE INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AT ENSLEN PARK

WHEREAS, Resolution No. 69-66 , adopted by the Council of the City of Modesto on January 27, 1969 , approved the plans and specifications for the installation of automatic sprinkler system at Enslen Park

and authorized the calling for bids, and

WHEREAS, the bids received for the installation of automatic sprinkler system at Enslen Park

were opened at 10:00 A.M. on February 11, 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 Albert M. Biehl in the amount of \$12,298.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Albert M. Biehl in the amount of \$12,298.00

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 17th day of February, 1969 , by Councilman Shastid , 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-128

A RESOLUTION ACCEPTING ~~THE CONSTRUCTION OF~~ AS COMPLETE THE CONTRACT FOR FURNISHING AND INSTALLING ONE HORIZONTAL TYPE DESANDING UNIT FOR PUMP STATION NO. 36

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ contract for furnishing and installing of one horizontal type desanding unit for Pump Station No. 36

has been completed by Krebs Engineers, Inc.

in accordance with the contract agreement dated April 15, 1968.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract for furnishing and installing one horizontal type desanding unit for Pump Station No. 36

be accepted from said contractor, Krebs Engineers, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$3,547.00 , 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 17th day of February, 1969, by Councilman Shastid , 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-129

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER BETWEEN WOODROW AND STANDIFORD

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 between Woodrow and Standiford (to connect the Greenwood Estates dry sewers to North Trunk), copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 4, 1969 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 February, 1969, by Councilman Shastid, 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, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-130

A RESOLUTION ACCEPTING THE BID OF CHICAGO PNEUMATIC TOOL COMPANY,
SAN FRANCISCO, CALIFORNIA, FOR FURNISHING ONE ROTARY TYPE AIR COMPRESSOR
FOR INSTALLATION ON WATER LINE CONSTRUCTION TRUCK

WHEREAS, Resolution No. 69-41 , adopted by the Council of the
City of Modesto on January 20, 1969 , approved the plans and
specifications for the furnishing of one rotary type air compressor
for installation on water line construction truck,
and authorized the calling for bids, and

WHEREAS, the bids received for the rotary type air compressor
were opened at 3:00 P.M. on February 3, 1969, and later tabulated by the
Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that
the bid of Chicago Pneumatic Tool Company, San Francisco, California,
in the amount of \$3,517.50
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Chicago Pneumatic Tool Company, San Francisco, California,
in the amount of \$3,517.50
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 17th day of February,
1969 , by Councilman Shastid , 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-131

A RESOLUTION ACCEPTING THE BID OF UTILITY BODY COMPANY, INC., BERKELEY, CALIFORNIA, FOR THE FABRICATION AND INSTALLATION OF A WATER LINE CONSTRUCTION BODY ON A CITY SUPPLIED TRUCK CHASSIS

WHEREAS, Resolution No. 69-59 , adopted by the Council of the City of Modesto on January 27, 1969 , approved the plans and specifications for the fabrication and installation of a water line construction body on a City supplied truck chassis, and authorized the calling for bids, and

WHEREAS, the bids received for the fabrication and installation of a water line construction body on a City supplied truck chassis were opened at 2:00 P.M. on February 11, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Utility Body Company, Inc., Berkeley, California, in the amount of \$3,794.67 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Utility Body Company, Inc., Berkeley, California, in the amount of \$3,794.67 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969 , by Councilman Shastid , 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-132

A RESOLUTION APPROVING ~~EXAMINED~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF CHAIN LINK FENCE, BRIGGSMORE AVENUE

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

SECTION 1. The ~~EXAMINED~~ specifications for construction of chain link fence, Briggsmore Avenue,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 4, 1969 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 17th day of February , 1969 , by Councilman Shastid , 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-133

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. (MORRIS 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 6, 1969, duly adopted Resolution No. 69-10 (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. 28 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, February 17, 1969, 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.

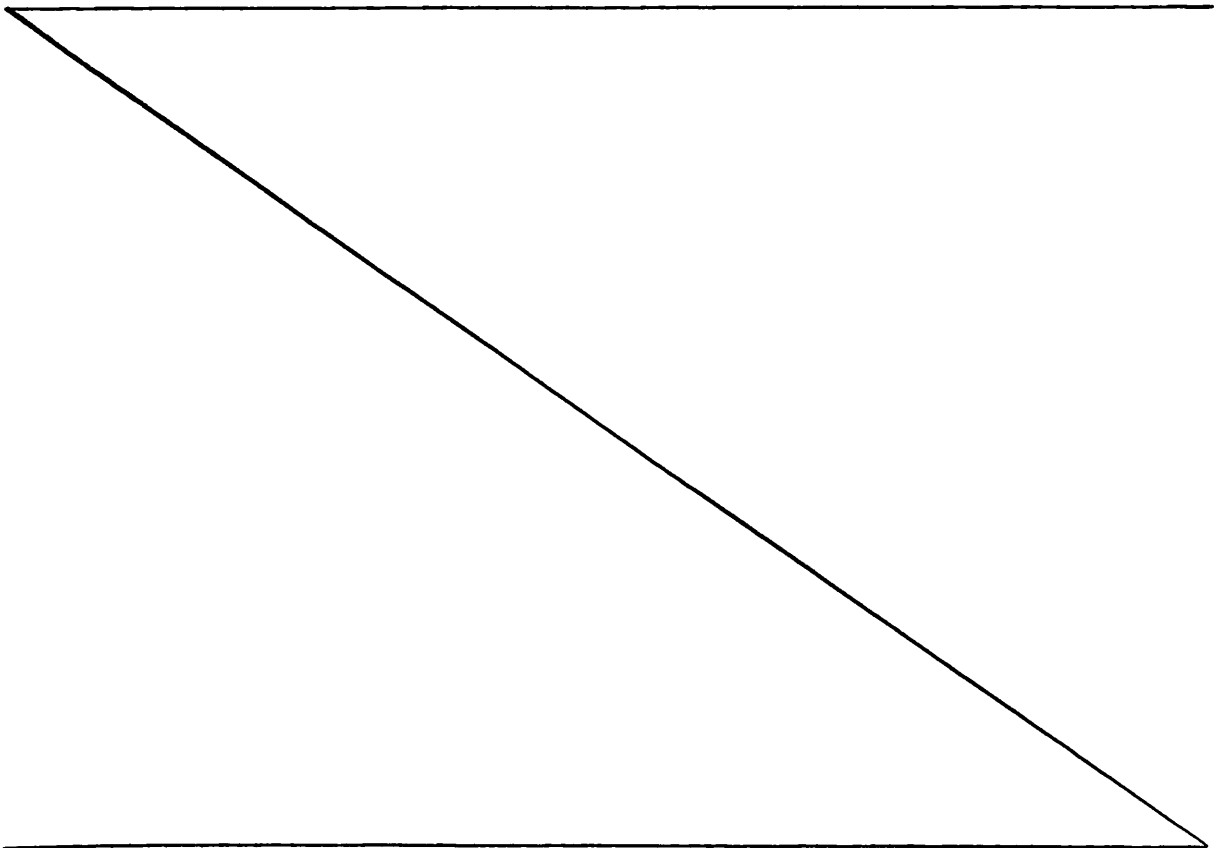
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 28 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. 28 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. 28, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



MORRIS ADDITION

All taht real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, 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 GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, and the Southeastern corner of the TSCHANTZ-VAN HORN ADDITION (48), as per description filed June 12, 1953 as Instrument 14774, Stanislaus County Records, said point being on the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of the Tschantz-Van Horn Addition, North 0° 04' West, 30.00 feet, to the center line of said East Morris Avenue; thence leaving the existing City Limits and along said center line, South 89° 15' East, 308.00 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said point also being on the East line of Section 28; thence along said center line and the East line of Section 28, South 0° 04' East, 99.00 feet, to its intersection with the Easterly extension of the Southern line of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet, to the Southwestern corner of said property and a point on the existing City Limits on the Eastern line of the Grant Addition; thence along the existing City Limits on said Eastern line, North 0° 04' West, 69.00 feet to the point of beginning, containing 0.700 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. 28, 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 17th day of February, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

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 Jones
Public Works Department
2-9-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-134

A RESOLUTION AFFIRMING THE DECISION OF THE BOARD OF ZONING ADJUSTMENT GRANTING A CONDITIONAL USE PERMIT AND VARIANCE TO L. P. HUDELSON TO ALLOW COMMERCIAL PARKING IN THE R-1 ZONE WITH A REDUCED SETBACK, TO BE USED IN CONNECTION WITH ADJACENT COMMERCIAL ZONE, ON JUDITH LANE AND WEST GRANGER AVENUE (BLOCK 6198) IN THE CITY OF MODESTO.

WHEREAS, an application for a conditional use permit and variance to allow commercial parking in the R-1 zone with a setback reduced by 12 feet, to be used in connection with an adjacent commercial zone, on land located on the east side of Timothy Avenue between Judith Lane and West Granger Avenue was filed by L. P. Hudelson on December 11, 1968, and

WHEREAS, after a public hearing held on January 23, 1969, the Board of Zoning Adjustment adopted Resolution No. 329, granting a conditional use permit and variance to L. P. Hudelson to allow commercial parking in the R-1 Zone with a reduced setback, to be used in connection with an adjacent commercial zone, on land located on the east side of Timothy Avenue between Judith Lane and West Granger Avenue (Block 6198) in the City of Modesto, subject to the conditions contained in said resolution, and

WHEREAS, an appeal to said decision of the Board of Zoning Adjudgment was filed with the City Clerk on January 29, 1969, and

WHEREAS, the Council set February 17, 1969, at 4:20 o'clock P. M. in the Council Chambers at 801 11th Street, Modesto, California, as the time and place for a public hearing on the appeal, and

WHEREAS, on the basis of evidence, both oral and documentary, taken and introduced at said public hearing, the Council finds and determines that the decision of the Board of Zoning Adjustment should be affirmed, subject to certain changes to conditions No. 4 and 10 listed in Resolution No. 329 of the Board of Zoning Adjustment adopted on January 23, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Mr. and Mrs. J. G. Mihell and Mr. and Mrs. R. Burkett to the decision of the Board of Zoning Adjustment be denied, and that the decision of the Board of Zoning Adjustment as set forth in its Resolution No. 329 be affirmed on the basis of the findings set forth in said resolution.

BE IT FURTHER RESOLVED that conditions No. 4 and 10 listed in Resolution No. 329 of the Board of Zoning Adjustment be changed to read as follows:

Condition No. 4. That all walls, fences, and landscaping shall be maintained and the entire premises be kept free of weeds, trash, and other debris, to the satisfaction of the Director of Public Works. The parking area shall not contain any facilities for the storage of trash, shall not be used for parking, loading or unloading of trucks, and shall be used only for the parking of automobiles during the hours of operation of the adjacent businesses.

Condition No. 10. That except for the warehouse space and truck loading ramp shown on the plan titled "Long's Drug Stores Site Plan" dated 12-12-68, as amended in red on its face and on file in the Office of the Planning Director, there shall be no expansion of the existing buildings or uses or the construction of any new buildings on the adjacent commercial properties.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Shastid, 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, Shastid, Simon, Mayor Davies

NOES: Councilmen: Smith

ABSENT: Councilmen: Hughes

ATTEST: 
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-135

A RESOLUTION AUTHORIZING PREPARATION OF AGREEMENT TO ENGAGE ADRIAN WILSON ASSOCIATES AND LEE/KADO, A JOINT VENTURE, AS ARCHITECTS FOR A PROPOSED AUDITORIUM FOR THE CITY OF MODESTO

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

1. The staff is hereby authorized to prepare an agreement with Adrian Wilson Associates and Lee/Kado, a joint venture, to engage said joint venture as architects for a proposed auditorium for the City of Modesto.

2. That for the sum of \$8,800 said joint venture will prepare all the documents necessary to hold an election on the auditorium bond issue;

3. For an additional \$1,500 a model of the proposed auditorium will be included if desired by the City.

4. If the bond issue is successful, said joint venture will design the auditorium for an architectural fee of 7.1 per cent up to \$2 $\frac{1}{2}$ million, and 7 per cent for anything over that amount;

5. That the \$8,800 be credited to the total fee if the bond issue is successful.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-136

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND E. W. FERREL, FERREL REAL ESTATE, FOR LEASE OF PROPERTY LOCATED AT 1515 H STREET (RENTAL FEE \$125 PER MONTH - FOR TEN MONTHS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and E. W. Ferrel, Ferrel Real Estate, for lease of City-owned property located at ~~XXXX~~ 1515 H Street at \$125 per month for a ten month period (with arrangements to lease on a month-to-month basis after that time if property is still available) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February , 1969, by Councilman Shastid , 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, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-137

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. (STRATHMORE ADDITION)

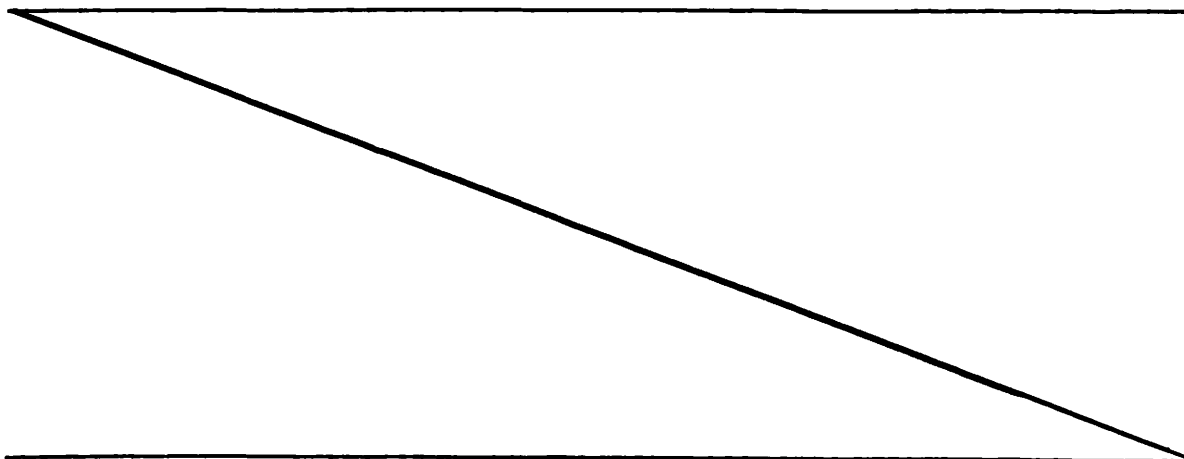
WHEREAS, there has been annexed to the City of Modesto on January 27, 1969, certain territory known as Strathmore Addition, and

WHEREAS, the inclusion of the area contained in Strathmore 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 Strathmore 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 as follows:



STRATHMORE ADDITION

All that real property in the State of California, County of Stanislaus, Sections 22 and 27, 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 DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being at the intersection of the center line of Brighton Avenue and the Easterly extension of the Southern line of a 20 foot alley in Block 1031;

Thence along the Eastern line of the Downey High School and John Muir School Addition (33) and the existing City Limits, North $0^{\circ}36'$ West, 330.00 feet, to the Southwestern corner of the WYLIE NO. 3 ADDITION (165), as per description filed August 10, 1964, as Instrument 31071, Stanislaus County Records;

Thence along the Southern line of said Wylie No. 3 Addition (165) and the existing City Limits the following bearings and distances: South $89^{\circ}58'13''$ East, 204.00 feet; thence North $0^{\circ}30'30''$ West, 330.07 feet; thence South $89^{\circ}58'13''$ East, 885.34 feet; thence South $0^{\circ}37'$ East, 2.00 feet; thence South $89^{\circ}58'13''$ East, 228.71 feet; thence along the center line of Rose Avenue, North $0^{\circ}37'$ West, 330.84 feet; thence North $89^{\circ}51'45''$ West, 20.00 feet, to the Southeastern corner of the WYLIE ADDITION (132), as per description filed July 23, 1962, as Instrument 27724, Stanislaus County Records;

Thence along the Eastern line of the Wylie Addition (132) and the existing City Limits, North $0^{\circ}37'$ West, 659.39 feet, to a Southwestern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 3, 1965, as Instrument 12390, Stanislaus County Records;

Thence along the Southern and Western line of said Rose Avenue School Addition (176) and the existing City Limits the following bearings and distances: North $89^{\circ}59'$ East, 1336.14 feet; thence South $0^{\circ}40'30''$ East, 963.80 feet; thence South $89^{\circ}59'50''$ East, 607.77 feet; thence South $0^{\circ}38'50''$ East, 991.22 feet, to a point on the center line of Scenic Drive;

Thence leaving the existing City Limits and along the center line of Scenic Drive, South $80^{\circ}15'$ West, 632.75 feet, and South $73^{\circ}47'$ West, 2720.67 feet, to its intersection with the center line of Brighton Avenue; thence along said center line of Brighton Avenue, North $0^{\circ}33'23''$ West, 1173.39 feet, to the point of beginning, containing 131.000 Acres, more or less.

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. 30.

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 7, 1969, 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 judgement 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. 30.

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 corner of Scenic Drive and Brighton Avenue.
- (2) On the northwest corner of Scenic Drive and Brookvale Drive.
- (3) On the east side of Rose Avenue opposite Irene 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. 30, 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 February, 1969, by Councilman Shastid, 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, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

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
6-2-12-69

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 17, 1969, 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 Shastid, seconded by Councilman Simon, and adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

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 18, 1969



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 138

A RESOLUTION ESTABLISHING FEES TO BE PAID FOR
OBTAINING COPIES OF OFFICIAL CITY DOCUMENTS

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

SECTION 1. The following fees are hereby established and shall be collected from private parties for copies of any official city documents (other than maps or plates) requested by said parties:

- (a) First copy - 25¢ per page
- (b) Additional copies- 10¢ per page

SECTION 2. When an appeal is filed from a decision rendered by an official body of the city, the appellant may, upon request, be furnished with one copy of the transcript of those portions of any official meeting held by said body relating to the decision rendered, at no charge.

A fee of Five and no/100ths (\$5.00) Dollars per hour for the clerical time involved shall be collected for the furnishing of transcripts of meetings to any other private parties. Said parties may be permitted to prepare transcripts of official meetings by furnishing their own personnel and equipment, in which case no charge shall be made.

SECTION 3. Each department collecting fees for copies of official city documents shall cause a receipt book, as prescribed by the Director of Finance, to be kept by said department. All fees collected shall be entered into the book with the date, name of payer, and the nature of the service in each case; and at least weekly these fees shall be paid into the city treasury. Advance payment in cash shall be required for all fees under Two and no/100ths (\$2.00) Dollars.

Delivery of copies of documents requested from departments in City Hall shall not be made until the required fee has been paid to the Finance Department.

SECTION 4. These fees shall not apply to any governmental agency.

SECTION 5. Notwithstanding the provisions of this resolution, the following resolutions shall remain in full force and effect:

(a) Resolution No. 62-610, establishing charges for supplying various aspects of the Modesto Municipal Code to the public.

(b) Resolution No. 62-336, establishing fees to be paid for obtaining copies of official Police Department accident reports and police photographs.

(c) Resolution No. 64-52, a resolution outlining procedures for the provision of, and billing for, city map service by the Planning Department.

(d) Resolution No. 68-1158, establishing fees to be paid for obtaining copies of official fire reports.

SECTION 6. Resolution No. 68-1157, establishing fees to be paid for obtaining copies of official documents in the City Clerk's office, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Shastid, 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

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. 69-139

A RESOLUTION COMMENDING MRS. JEAN PURVIS FOR SERVICE RENDERED THE CITY OF MODESTO AS A MEMBER OF THE MODESTO BEAUTIFICATION COMMITTEE

WHEREAS, Mrs. Jean Purvis was appointed a member of the Modesto Beautification Committee on April 1, 1968, and

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

NOW, THEREFORE, BE IT 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 Mrs. Jean Purvis for her outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Shastid 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, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-140

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURBS AND GUTTERS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WRIGHT STREET
AT 303 POPLAR, LOTS 11 AND 12, BLOCK 525 -
Robert L. Betz)

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 per cent (50%) of the street frontage of
Wright Street, Block 525

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, Block 525 in the CITY OF MODESTO
as per map filed December 21, 1942 in Volume 15
of Maps, Stanislaus County Records.

to construct or cause to be constructed curbs and gutters
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 3rd day of March 1969, 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 17th
day of February, 1969, by Councilman Shastid,
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, Shastid, Simon, Smith, Mayor Dav ies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Hughes

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

2-19-69

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Howard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-141

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 421 LEON AVENUE, LOTS 11 & 12, BLOCK 355 (\$178.56) (Thomas E. Prokes)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 3, 1969, 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 of installation of curb and gutter at 421 Leon Avenue, Lots 11 & 12, Block 355 (\$178.56) - Thomas E. Prokes.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Shastid, 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, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-142

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 337 YOSEMITE, LOTS 23 AND 24, BLOCK 350 (\$183.70) (Mrs. Dorothy Guinn Corriea)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 3, 1969, 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 of installation of curb and gutter at 337 Yosemite, Lots 23 and 24, Block 350 (\$183.70) - Mrs. Dorothy Guinn Corriea.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 19 69, by Councilman Shastid, 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, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-143

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN H. INDERBITZEN FOR SEWER SERVICE TO PROPERTY AT 901 TOKAY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John H. Inderbitzen for sewer service to property at 901 Tokay Avenue (located at the ~~for~~ northeast corner of Tokay Avenue and O'Farrell Avenue)

be, and it is hereby approved.

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

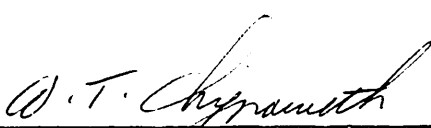
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February , 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-144

A RESOLUTION AUTHORIZING SALE OF SURPLUS PROPERTY (GARAGE AT 1415 SUTTER STREET) TO HIGHEST BIDDER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the garage located at 1415 Sutter Street in the City of Modesto, surplus to the City's needs, be sold by informal bid procedure to the highest bidder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Shastid, 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, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-145

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE FUNDS TO PAY ELECTRICAL BILL FOR THE PERIOD JULY 1, 1965 TO AUGUST 21, 1968 AT AIRPORT

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

AIRPORT FUND (230)

FROM: Airport - Expand Parking Area, United Airlines (5304-46) \$950
Airport - Expand Parking Area, W. of Hangar 2 (5305-46) \$422

TO: Airport - Utilities (210-46) \$1,372

(Funds required to pay electrical bill due for the period July 1, 1965 to August 21, 1968.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of February, 1969, by Councilman Shastid , 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, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-146

A RESOLUTION APPOINTING MEMBER OF THE HUMAN RIGHTS COMMISSION
FOR A TERM EXPIRING MAY 1, 1971 (Mike Thompson)

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:

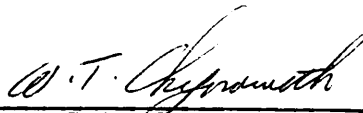
Mike Thompson for a term expiring May 1, 1971

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 17th day of
February, 1969, 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: Mitchell, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes

ATTEST:


City Clerk

W. T. CHYNOWETH

MODESTO CITY COUNCIL
RESOLUTION NO. 69-147

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF GAS 'N WASH, INC., FOR A DRIVEWAY VARIANCE ON PROPERTY LOCATED AT THE CORNER OF RUFFINO AND YOSEMITE BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 3, 1969 , 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 request of Gas "N Wash, Inc., for a driveway variance on property located at the corner of Ruffino and Yosemite Boulevard (curb cut requested on the Ruffino Ave. frontage of the property).

The foregoing resolution was introduced at ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 25th day of February, 19 69, 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, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST: 
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-148
INSTALLATION

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ OF WATER LINES IN COLEMAN ACRES
SUBDIVISION AS COMPLETE FROM CONTRACTOR, INDUSTRIAL ELECTRICAL CO.

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ installation of water lines in
Coleman Acres Subdivision

has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated October 17, 1968.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ installation
of water lines in Coleman Acres Subdivision

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 \$2,523.50 ,
as provided in the contract, be authorized.

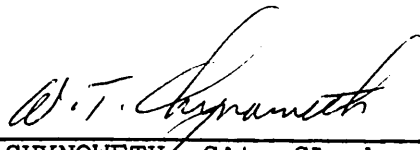
The foregoing resolution was introduced at ^{an adjourned} a regular meeting of
the Council of the City of Modesto held on the 25th day of February,
1969, by Councilman Mitchell, who moved its adoption, which motion
being duly seconded by Councilman Smith , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-149

A RESOLUTION ACCEPTING THE CONSTRUCTION OF AIRPORT SECURITY LIGHTING
AT MODESTO CITY-COUNTY AIRPORT FROM CONTRACTOR, FERRERO ELECTRIC, INC.

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Airport Security Lighting
at Modesto City=County Airport

has been completed by Ferrero Electric, Inc.

in accordance with the contract agreement dated October 17, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of Airport
Security Lighting at Modesto City-County Airport
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 \$12,757.80 ,
as provided in the contract, be authorized.

The foregoing resolution was introduced at ^{an adjourned} a regular meeting of
the Council of the City of Modesto held on the 25th day of February,
1969, 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, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-150

A RESOLUTION ACCEPTING THE BID OF CERTIFIED SEWER, INC., OF STOCKTON, CALIFORNIA, FOR CONSTRUCTION OF SUTTER TRUNK LINER

WHEREAS, Resolution No. 69-64 , adopted by the Council of the City of Modesto on January 27, 1969 , approved the plans and specifications for the construction of Sutter Trunk Liner,

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Sutter Trunk Liner were opened at 10:00 A.M. on February 18, 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 Certified Sewer, Inc., of Stockton, California, in the amount of \$59,838.60

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Certified Sewer, Inc. in the amount of \$59,838.60

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 ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969 , 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, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-151

A RESOLUTION ACCEPTING THE BID OF LANGWORTHY PAVING CO., INC., OF FRESNO, CALIFORNIA, FOR THE RESURFACING OF TENNIS COURTS AT GRACEADA PARK AND WESTSIDE PARK

WHEREAS, Resolution No. 69-105, adopted by the Council of the City of Modesto on February 3, 1969, approved the plans and specifications for the resurfacing of tennis courts at Graceada Park and Westside Park, and authorized the calling for bids, and

WHEREAS, the bids received for the resurfacing of tennis courts at Graceada Park and Westside Park were opened at 10:10 A.M. on February 18, 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 Langworthy Paving Co., Inc., in the amount of \$12,765 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Langworthy Paving Co., Inc., of Fresno, California, for the resurfacing of tennis courts at Graceada Park and Westside Park be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-152

A RESOLUTION ACCEPTING THE PARTIAL COMPLETION OF THE CONSTRUCTION OF WASTEWATER PUMPING AND TREATMENT WORKS ENLARGEMENT, PROJECT UNIT NO. 1, SEWERAGE WORKS IMPROVEMENTS, FROM CONTRACTOR, GEORGE R. OSBORN CONSTRUCTION CO. (WITH THE EXCEPTION OF CHANGE ORDERS NOS. 10, 11, AND 12)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Wastewater Pumping and Treatment Works Enlargement, Project Unit No. 1, Sewerage Works Improvements, has been partially completed by George R. Osborn Construction Co. (with the exception of Change Orders Nos. 10, 11, and 12) in accordance with the contract agreement dated November 21, 1967.

NOW, THEREFORE, BE IT RESOLVED that the partial completion of the construction of Wastewater Pumping and Treatment Works Enlargement, Project Unit No. 1, Sewerage Works Improvements, (with the exception of Change Orders Nos. 10, 11, and 12) be accepted from said contractor, George R. Osborn Construction Co., that Notice of Partial Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$1,597,981 (less total cost of Change Orders Nos. 10, 11, and 12) as provided in the contract, be authorized.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-153

A RESOLUTION AUTHORIZING EXECUTION OF AN APPLICATION FOR FEDERAL FINANCIAL ASSISTANCE UNDER THE FEDERAL DISASTER ACT.

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

THAT John C. Keefe, City Manager, be and he is hereby authorized to execute for and in behalf of the City of Modesto, a municipal corporation, a public entity established under the laws of the State of California, an application for federal financial assistance under the Federal Disaster Act and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Federal Disaster Act (Public Law 875, 81st Congress; 42 U.S.C. 1855-1855g).

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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: Mitchell, Simon, Smith, Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Hughes, Shastid, 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. 69-154

A RESOLUTION APPROVING AMENDMENT TO AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS RELATING TO CONSOLIDATION OF LIBRARY FUNCTIONS IN ONE SINGLE OPERATING UNIT. (NEW MODESTO AREA CENTRAL LIBRARY)

BE IT RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and County of Stanislaus dated October 7, 1968 relating to consolidation of library functions in one single operating unit is hereby amended as follows:

Paragraph No. 8 of said agreement is amended to read as follows:

8. For and in consideration of the mutual covenants herein contained, CITY hereby agrees to deed the library building and the land upon which the building stands to COUNTY to be used as a library. CITY also agrees to convey title to the furniture in said library building to COUNTY to be used for library purposes. Said deed and conveyance shall contain provisions whereby the building, land and furniture shall revert to CITY in the event COUNTY discontinues their use for library purposes. Provided, however, COUNTY shall continue to own that portion of the building and furniture referred to in Paragraph 10 herein.

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

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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, Simon, Smith, Mayor Pro Tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-155

A RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT WITH STATE OF CALIFORNIA FOR MODIFICATION OF J STREET SIGNALS AT 10TH AND 11TH STREETS AS PART OF ONE-WAY STREETS CHANGE (SUPPLEMENTAL TO DIST. AGRMT. NO. 177 DATED JULY 23, 1965)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
supplemental
that the/agreement between the City of Modesto and State of California
for modification of J Street Signals at 10th and 11th Street as part
of one-way streets change (supplemental to Dist. Agrmt. No. 177 dated
July 23, 1965) which provides that the State of California will pay
City of Modesto \$2,717.32 as half the cost, be, and it is hereby
approved.

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

The foregoing resolution was introduced at ^{an adjourned} regular meeting
of the Council of the City of Modesto held on the 25th day of
February, 1969, 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, Simon, Smith, Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-156

A RESOLUTION REFERRING PETITION TO ABANDON PORTION OF ALLEY LYING BETWEEN TULLY ROAD AND UHLIG AVENUE TO PLANNING COMMISSION FOR REPORT AND RECOMMENDATION

WHEREAS, Larry Palleschi, Edith Palleschi, George A. Loudenback and Peg E. Loudenback have petitioned the City Council for permission to close a portion of an alley lying between Tully Road and Uhlig Avenue; and

WHEREAS, the petitioners have paid the required filing fee of \$75.00.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the petition of Larry Palleschi, Edith Palleschi, George A. Loudenback and Peg E. Loudenback to abandon a portion of an alley lying between Tully Road and Uhlig Avenue is hereby referred to the Planning Commission for report and recommendation.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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, Simon, Smith, Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-157

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. (PORTION OF LOTS
31 AND 32, BLOCK 3, AT 212 G STREET - George J. Lyng)

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 per cent (50%) of the street frontage of
G Street, Block 3

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 northeasterly 47 feet of Lots 31 and 32,
Block 3 in the CITY OF MODESTO as per map
filed December 21, 1942 in Volume 15 of Maps,
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 17th day of March 1969, 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 ^{an adjourned} ~~a~~ regular
meeting of the Council of the City of Modesto held on the 25th
day of February, 1969, 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, Simon, Smith, Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. C. Haszard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-158

A RESOLUTION COMMENDING MRS. MARY L. WALTON FOR SERVICE RENDERED
THE CITY OF MODESTO AS A MEMBER OF THE HUMAN RIGHTS COMMISSION

WHEREAS, Mrs. Mary L. Walton was appointed a member of
the Modesto Human Rights Commission on May 23, 1966, and

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

NOW, THEREFORE, BE IT 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 Mrs. Mary L. Walton for her outstanding
service to the community.

The foregoing resolution was introduced at an adjourned
regular meeting of the Council of the City of Modesto held
on the 25th day of February, 1969, 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, Simon, Smith, Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Hughes, Shastid, Mayor Davies

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-159

A RESOLUTION REQUESTING AN ALLOCATION OF STATE HIGHWAY FUNDS FOR THE CONSTRUCTION OF CITY OF MODESTO FEDERAL-AID SECONDARY URBAN EXTENSION PROJECT STA-MOD-FAS 1285, UE-1, ON NORTHERN BOULEVARD AND BRIGGSMORE AVENUE BETWEEN PRESCOTT ROAD AND MCHENRY AVENUE.

WHEREAS, the California Highway Commission did, by resolution dated April 27, 1960, establish four (4) conditions to be met before consideration would be given to the allocation of funds to local agencies under the provisions of Section 143.3, Streets and Highways Code, and

WHEREAS, the City of Modesto's proposed Federal-Aid Secondary Urban Extension project does meet condition (1) in that design standards are such as would qualify it for Federal-Aid Urban funds as an extension of a Federal-Aid Secondary highway and it is proposed in order to meet traffic conditions anticipated in the near future by reason of a Federal-Aid Secondary highway project in the contiguous rural area which the Stanislaus County Board of Supervisors has gone on record as proposing to construct in 1969, and

WHEREAS, the proposed project does meet condition (2) in that project is clearly identified on plans submitted to the Division of Highways as constituting part of a City-County approved system of major arterial highways, integrated with the State free-way system, and

WHEREAS, condition (3) has been met as this Council and the Board of Supervisors of Stanislaus County have considered the effect of the proposal in relation to the statutory formula, (Streets and Highways Code, Section 188.4) for apportionment of State highway construction monies between counties, and

WHEREAS, in accordance with condition (4) the City of Modesto will submit a project report dated February 24, 1969, to the Division of Highways and request project approval, and the City of Modesto hereby certifies that (a) the City has available its

share of the total project cost; (b) that sufficient rights of way to assure completion of all stages of the ultimate facility have been satisfactorily protected or will be acquired before the project is advertised for contract; and (c) that the final plans, specifications and estimates of cost will be submitted to the Division of Highways for approval before advertising the project for construction contract bids, and sufficiently in advance of the scheduled date for advertising to enable the Division of Highways to review the plans, and the City to award the contract, prior to the expiration of the 1970-71 fiscal year,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that in accordance with the provisions of Section 143.3 of the Streets and Highways Code, the City of Modesto does hereby request the California Highway Commission to allocate in the 1970-71 annual budget the amount of Two Hundred Seventy-Eight Thousand and no/100ths (\$278,000.00) Dollars toward the construction of the City of Modesto Federal-Aid Secondary Urban Extension Project Sta-Mod-FAS 1285, UE-1, on Northern Boulevard and Briggsmore Avenue between Prescott Road and McHenry Avenue.

BE IT FURTHER RESOLVED that the California Highway Commission is requested to allocate funds in the 1970-71 fiscal year budget for this proposed project.

The foregoing resolution was introduced at ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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

ing vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

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. 69-160

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EAST MODESTO INDUSTRIAL WASTE COMPANY TO TRANSFER COMPANY'S WASTE COLLECTION SYSTEM TO CITY OF MODESTO (EFFECTIVE DECEMBER 31, 1968)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and East Modesto Industrial Waste Company to transfer Company's waste collection ~~for~~ system to City of Modesto (effective December 31, 1968),

be, and it is hereby approved.

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


The foregoing resolution was introduced at ^{an adjourned} ~~a~~ regular meeting of the Council of the City of Modesto held on the 25th day of February , 1969, 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, Simon, Smith, Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-161

A RESOLUTION ACCEPTING BILL OF SALE, DEEDS OF EASEMENT, AND AUTHORIZING RECORDATION OF DEEDS PERTAINING TO THE ACQUISITION OF WASTE COLLECTION SYSTEM FROM EAST MODESTO INDUSTRIAL WASTE COMPANY

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

1. Bill of sale for transfer of the waste collection system of East Modesto Industrial Waste Company to the City of Modesto effective December 31, 1968 is hereby approved.

2. Deeds of easement providing easements for those sewer lines which are not now presently within public rights of way are hereby approved, and recordation thereof authorized.

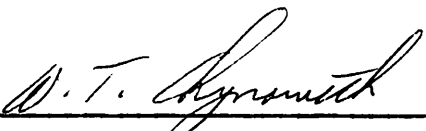
The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 162

A RESOLUTION AUTHORIZING THE FILING OF A CONSTRUCTION PROJECT APPLICATION FOR FEDERAL FUNDS UNDER THE LIBRARY SERVICES AND CONSTRUCTION ACT, AND AUTHORIZING THE CITY MANAGER TO SIGN THE APPLICATION AND OTHER DOCUMENTS REQUIRED IN CONNECTION WITH SAID APPLICATION.

BE IT RESOLVED by the Council of the City of Modesto that it hereby authorizes the filing of a Construction Project Application for Federal funds under the Library Services and Construction Act for a central library building.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to sign said Construction Project Application and any other documents required in connection with the city's application for Federal funds under the Library Services and Construction Act.

The foregoing resolution was introduced at ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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, Simon, Smith, Mayor pro tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN E. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-163

A RESOLUTION APPOINTING AND DESIGNATING MARVIN RAY, DEPUTY CITY MANAGER, AS THE LIAISON REPRESENTATIVE BETWEEN THE CALIFORNIA STATE LIBRARY AND THE CITY OF MODESTO FOR AN APPROVED PROJECT UNDER THE LIBRARY SERVICES AND CONSTRUCTION ACT.

WHEREAS, the City of Modesto is making application for Federal funds under the Library Services and Construction Act, and

WHEREAS, it is necessary to appoint a liaison representative of the City of Modesto who will be the liaison representative between the California State Library and the City of Modesto for an approved project.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby appoints and designates Marvin Ray, Deputy City Manager, as the official of the City of Modesto who will be the liaison representative between the California State Library and the City of Modesto for an approved project.

The foregoing resolution was introduced at ^{an adjourned} regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, 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, Simon, Smith, Mayor pro tem Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, 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. 69-164

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE PRESCOTT 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 Planning Commission of the City of Modesto has reviewed said annexation and on January 7, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said Municipal Corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on December 20, 1968, 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 Prescott 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 Prescott 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, to be effective upon the filing with the Secretary of State of the State of California of a certified copy of this resolution.

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 / ^{an adjourned} regular meeting of the Council of the City of Modesto held on the 24th day of February, 1969, 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, Simon, Smith, Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, 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. Haseyord
Public Works Department
2-20-69

PRESCOTT NO. 3 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 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and also being all of the property conveyed to Prescott Road Joint Venture, as per deed recorded March 17, 1967, as Instrument 8189, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary of the PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being South $89^{\circ} 21' 30''$ West, 20.00 feet from the Northeast corner of the Northeast quarter of the Southeast quarter of Section 13 and the center line of Prescott Road; thence along the existing City Limits on a Southern line of said Addition (109), South $89^{\circ} 21' 30''$ West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of Section 13, said point being the Southeastern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, and the Northeastern corner of the SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Scott Manor Addition (130) and the Western line of the Northeast quarter of Southeast quarter of Section 13, South $0^{\circ} 16' 30''$ East, 396.00 feet, to the Southeastern corner of said Addition (130); thence leaving the City Limits and along the Southern and Eastern lines of the Prescott Road Joint Venture property the following bearings and distances: North $89^{\circ} 21' 30''$ East, 962.31 feet; North $0^{\circ} 38' 30''$ West, 192.00 feet; and North $89^{\circ} 21' 30''$ East, 345.51 feet, to a point on a line which is 20.00 feet Westerly from the center line of Prescott Road, said point also being on the existing City Limits on a Western line of the Park Manor Addition (109); thence along the existing City Limits on the Western line of said Addition (109), North $0^{\circ} 15'$ West, 204.00 feet to the point of beginning, containing 10.358 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-165

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE ADDITIONAL FUNDS NEEDED FOR RENOVATION OF SEATS AT DEL WEBB FIELD (\$800)

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

FUND 101

FROM: General Fund - General Reserve	(60)	\$800
TO: Parks Division - Del Webb Field seats	(5201-35)	\$800

(At the time this item was budgeted the bid quotes we had indicated we could renovate the seats in the reserve section for \$6 per seat. However, the cost is now \$7.65 per seat, and we will need an additional \$800 to complete the project.)

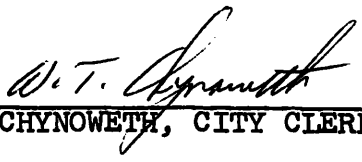
The foregoing resolution was introduced at ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 25th day of February, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-166

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF RICHARD H. KINSER FOR VARIANCE TO PERMIT FOUR-FOOT SIDEWALK ON ROSEBURG AVENUE AT 1140 MILLS AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that March 10, 1969 , 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 request of Richard H. Kinser for variance to permit four-foot sidewalk on Roseburg Avenue at 1140 Mills Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969 , 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-167

A RESOLUTION APPROVING ~~EXHIBIT~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ELEVEN (11) PORTABLE AND MOBILE RADIOS

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

SECTION 1. The ~~plans and~~ specifications for furnishing eleven (11) portable and mobile radios (radios - 10 mobiles - Fire (2); Police (6) Public Works (2). 1 portable, Fire (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 March 18, 1969 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 March , 1969 , 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-168

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF OFFICE BUILDING AND ELECTRICAL WORK 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 the construction of office building and electrical work at 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 March 25, 1969 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 3rd day of March , 19 69, 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:



W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-169

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR MODERNIZATION OF ELECTRICAL CONTROLS AT PUMP STATIONS 9, 10, AND 16

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

SECTION 1. The plans and specifications for the modernization of electrical controls at Pump Stations 9, 10 and 16,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 18, 1969 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 3rd day of March, 1969, 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-169A

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE FUNDS FOR
MODERNIZATION OF ELECTRICAL CONTROLS AT PUMP STATIONS 9, 10 & 16

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, Well at Moose Park (6834-50)	\$3,500
To:	Water, Modernize Electrical Controls Pump Stations Nos. 9 and 16 (6842-50)	\$3,500

(To provide funds for modernization of electrical controls at
Pump Stations Nos. 9, 10 and 16, as recommended by Director of
Public Works in a memorandum dated February 27, 1969.)


The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 3rd day of March, 1969
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: Hughes , Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-170

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL CO. FOR THE INSTALLATION OF WATER LINES NORTH ON PRESCOTT ROAD AND WEST ON RUMBLE ROAD TO JUNIOR HIGH SITE

WHEREAS, Resolution No. 69-118 , adopted by the Council of the City of Modesto on February 10, 1969, approved the plans and specifications for the installation of water lines north on Prescott Road and west on Rumble Road to junior high site, and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines north on Prescott Road and west on Rumble Road to junior high site were opened at 10:15 A.M. on February 25, 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 Industrial Electrical Co. for the installation of water lines north on Prescott Road and west on Rumble Road to junior high site in the amount of \$2,631.61 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 the installation of water lines north on Prescott Road and west on Rumble Road to junior high site in the amount of \$2,631.61 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969 , 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-171

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL CO. FOR THE
INSTALLATION OF WATER LINES IN RENEE MANOR NO. 2 SUBDIVISION

WHEREAS, Resolution No. 69-117 , adopted by the Council of the
City of Modesto on February 10, 1969 approved the plans and
specifications for the installation of water lines in Renee Manor No. 2
Subdivision
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in
Renee Manor No. 2 Subdivision
were opened at 10:00 A.M. on February 25, 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 Industrial Electrical Co. in the amount of \$4,121.20

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Industrial Electrical Co. for the installation of water
lines in Renee Manor No. 2 Subdivision in the amount of \$4,121.20
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 3rd day of March,
1969 , 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-172

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WRIGHT STREET
AT 303 POPLAR, LOTS 11 AND 12, BLOCK 525 - Robert L. Betz)

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 Wright Street, Block 525, and

WHEREAS, the Council, did, on February 17, 1969, adopt its Resolution No. 69-140, 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 3rd day of March, 1969, 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. 69-140, 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. 69-140 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 3rd day of March, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-173

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 11 AND 12, BLOCK 355, AT 421 LEON AVENUE - Thomas E. Prokes)

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 September 16, 1968, adopt its Resolution No. 68-883, 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, March 3, 1969, 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 \$178.56

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 \$178.56 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 11 and 12, Block 355 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 3rd day of March, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by

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

AYES: Councilmen: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-174

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 23 AND 24, BLOCK 350, AT 337 YOSEMITE AVE. (Mrs. Dorothy Guinn Corriea)

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 August 26, 1968, adopt its Resolution No. 68-822, 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, March 3, 1969, 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 \$183.70.

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 \$183.70 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 23 and 24, Block 350 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 3rd day of March, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by

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

AYES: Councilmen: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-175

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND NICHOLAS MARTINO FOR LEASE OF MANCINI PROPERTY FOR FARMING PURPOSES (RENTAL FEE - \$1,000; FOR A TERM COMMENCING MARCH 3, 1969 AND ENDING ON NOVEMBER 30, 1969)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Nicholas Martino

for lease of Mancini property for farming purposes for the period March 3, 1969 through November 30, 1969 at \$1,000 with \$400 to be paid on approval of the lease and \$600 on October 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.

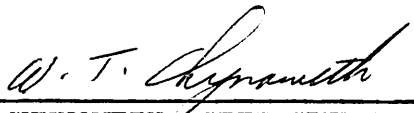
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-176

A RESOLUTION TERMINATING AGREEMENT BETWEEN THE CITY OF MODESTO AND MONTGOMERY FLIGHT SERVICE FOR LEASE OF HANGAR NO. 1 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 Montgomery Flight Service for lease of the east half of Hangar No. 1 at the Modesto City-County Airport, is hereby terminated effective February 28, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-177

lease
A RESOLUTION TERMINATING/AGREEMENT BETWEEN THE CITY OF MODESTO
AND SILVAIR FLYING SCHOOL FOR WEST ONE-HALF OF HANGAR NO. 1

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Silvail Flying School for lease of the west one-half of Hangar No. 1 at the Modesto City-County Airport, is hereby terminated effective February 28, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-178

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SILVAIR FLYING SCHOOL FOR LEASE OF EAST HALF OF HANGAR NO. 1 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 Silvair Flying School

for lease of east half of Hangar No. 1 effective March 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 3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-179

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
HAWKE FLYING SERVICE FOR LEASE OF WEST HALF OF HANGAR NO. 1
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 Hawke Flying
Service

for lease of west half of Hangar No. 1 at Modesto City-County
Airport effective March 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 3rd day of
March , 19 69 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-180

A RESOLUTION APPROVING REQUEST OF SILVAIR FLYING SCHOOL TO
SUBLET OFFICE AND STORAGE SPACE IN THE EAST HALF OF HANGAR
NO. 1 TO MODESTO AVIONICS

BE IT HEREBY RESOLVED BY THE COUNCIL of the City of
Modesto that the request of Silvail Flying School to sublet
office and storage space in the east half of Hangar No. 1
to Modesto Avionics be, and it is hereby approved, effective
March 1, 1969.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-181

A RESOLUTION COMMENDING MR. WILLIAM HOFFMAN FOR SERVICE RENDERED THE CITY OF MODESTO AS A MEMBER OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY

WHEREAS, William Hoffman was appointed a member of the Mayor's Council on Youth Opportunity on May 13, 1968, and

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

NOW, THEREFORE, BE IT 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 William Hoffman for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969, 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

69-182
MODESTO CITY COUNCIL
RESOLUTION NO. 69-182

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.
(EL TERINO ADDITION)

WHEREAS, on the 18th day of February, 1969, a petition proposing that the following described new territory, to wit, El Terino 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 El Terino Addition.

Any person owning real property within the said described territory may appear before the Council of the City of Modesto on the 7th day of April, 1969, at the hour of 4:30 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 3rd day of March, 1969, 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, 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. Hasegood
Public Works Department
6-2-69

All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North $40^{\circ} 48' 52''$ East, 439.22 feet, and North $49^{\circ} 37' 40''$ East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South $0^{\circ} 35' 30''$ East, 113.62 feet, and South $89^{\circ} 42'$ East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South $0^{\circ} 32' 40''$ East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North $89^{\circ} 38' 40''$ West, 680.50 feet; South $0^{\circ} 33'$ East, 329.34 feet; and South $89^{\circ} 35' 20''$ East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South $89^{\circ} 59' 11''$ East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South $89^{\circ} 59' 11''$ East, 305.90 feet; North $0^{\circ} 30'$ West, 66.00 feet; and South $89^{\circ} 59' 11''$ East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South $0^{\circ} 30'$ East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North $89^{\circ} 54' 39''$ West, 659.80 feet; South $0^{\circ} 30'$ East, 640.04 feet; and South $89^{\circ} 57'$ East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North $89^{\circ} 57'$ West, 659.46 feet, and South $0^{\circ} 30'$ East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 639.47 feet, and North $89^{\circ} 57'$ West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North $0^{\circ} 30'$ West, 309.50 feet, and North $89^{\circ} 57'$ West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-183

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPER-INTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER ON KEARNEY AVENUE AT 1428 DEL MONTE AVENUE (Block 934, Lot 8, Ralph E. Torres)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, March 17, 1969 at 4:20 P.M. is hereby set as the time and place for consideration of the report of the Superintendent of Streets on the cost of installation of sidewalk, curb and gutter on Kearney Avenue at 1428 Del Monte Avenue (Block 934, Lot 8, owner, Ralph E. Torres).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith, Vice Mayor
Robinson

NOES: COUNCILMEN: ~~SHASTID, MAYOR DAVIES~~ None

ABSENT: COUNCILMEN: Shastid, Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-184

A RESOLUTION APPROVING EASEMENT FROM MODESTO IRRIGATION DISTRICT
FOR CROSSING OF M.I.D. LATERAL NO. 7 EAST OF DALE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the easement from Modesto Irrigation District for crossing of M.I.D. Lateral No. 7 east of Dale Road for trunk sewer, Project Unit No. 10, Sewerage Works Improvements be, and it is hereby approved.

BE IT FURTHER RESOLVED that payment to Modesto Irrigation District of \$10.00 be authorized.

BE IT FURTHER RESOLVED that the City Clerk 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 3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-185

A RESOLUTION APPROVING REQUEST OF STANISLAUS FOOD PRODUCTS, 12TH AND D STREETS, FOR PERMISSION TO DRILL AND DEVELOP WELL ON ITS PROPERTY

WHEREAS, STANISLAUS FOOD PRODUCTS has requested permission to drill and develop a well on its property at 12th and D Streets to provide an additional water supply of approximately 1,000 gpm for its food processing operating during the summer when the plant is in full production; and

WHEREAS, the Director of Public Works in a memorandum dated February 27, 1969 indicates that the request has been reviewed and determination made that during the period the water is required by Stanislaus Food Products, the City system is pushed to the limit of its capacity and it would not be practical to guarantee an additional 1,000 gpm to Stanislaus Food Products; and


WHEREAS, the Director of Public Works has recommended that the request of Stanislaus Food Products for a new well at its property at 12th and D Streets be approved.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Stanislaus Food Products to drill and develop a well on property at 12th and D Streets be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of March, 1969 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson
NOES: Councilmen: None
ABSENT: Councilmen: Shastid, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-186

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
834, Richard Kinser)

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Roseburg Avenue, Block 834

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 70 feet of Lot 1, Block 834 of College Manor
as per map filed January 9, 1947 in Volume 16 of Maps,
Page 17, 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 March 19, 69, 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 3rd
day of March, 19 69, 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: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-187

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS EL VISTA SCHOOL ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the El Vista School
Addition was approved by the Local Agency Formation Commission
by resolution adopted February 21, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 March, 1969, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Mitchell, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith,
Vice Mayor Robinson

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, 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. C. Rosegood
Public Works Department
2-27-69

EL VISTA SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 26 and 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northeastern corner of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, and a Southeastern corner of the MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 37564, Stanislaus County Records, said point being at the intersection of the Northerly extension of the Eastern line of a 20 foot alley in Block 2258 and the Northern line of a 60 foot public road known as Encina Avenue, said Northern line also being the Southern line of the Modesto Irrigation District Lateral Number 2; thence along the existing City Limits on an Eastern boundary of the Moran Addition (102) and across said Lateral Number 2, North $0^{\circ} 35' 30''$ West, 75.00 feet, to a point on the Northern line of said Lateral Number 2; thence along the existing City Limits on a Southern boundary of the Moran Addition (102) and the Northern line of said Lateral Number 2, South $89^{\circ} 46'$ East, 114.24 feet, to a Southeastern corner of the Moran Addition (102) and a Southwestern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point also being on the Western line of a public road known as El Vista Avenue; thence along the existing City Limits on the Southern boundary of said Addition (197) and the Northern line of Lateral Number 2, South $89^{\circ} 46'$ East, 50.00 feet, to the Southeastern corner of said Addition (197), said point being on the section line common to Sections 26 and 27; thence leaving the existing City Limits and along said section line, said line also being the center line of El Vista Avenue, South $0^{\circ} 36'$ East, 37.50 feet, to the quarter section corner common to Sections 26 and 27, said point also being on the center line of Lateral Number 2; thence along the North line of the Southwest quarter of Section 26 and the center line of said Lateral Number 2, South $89^{\circ} 57' 35''$ East, 656.95 feet, to the Eastern line of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 26, said line being the center line of a 60 foot public road known as Colfax Avenue; thence along said center line of Colfax Avenue, South $0^{\circ} 35' 25''$ East, 780.96 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North $89^{\circ} 55' 40''$ West, 656.83 feet, to a point on the center line of an 80 foot public road known as El Vista Avenue; thence along said center line of El Vista Avenue, North $0^{\circ} 36'$ West, 110.00 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North $89^{\circ} 46'$ West, 164.33 feet, to a point on the Southerly extension of the Eastern line of a 20 foot alley in Block 2258 and a point on the Eastern boundary of the La Loma-Yosemite Addition (55); thence along the existing City Limits on the Eastern boundary of said Addition (55), North $0^{\circ} 35' 30''$ West, 633.12 feet, to the point of beginning, containing 14.444 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-188

A RESOLUTION WAIVING FORMAL BID PROCEDURE FOR THE PURCHASE OF REPLACEMENT SEATS FOR DEL WEBB FIELD AND AUTHORIZING PURCHASE FROM STADIUMS UNLIMITED, INC. (Estimated Cost: \$3,206)

WHEREAS, Stadiums Unlimited, Inc., is the only firm involved in the production of the type of replacement seating required for Del Webb Field, and

WHEREAS, the Director of Parks & Recreation has recommended that the formal bid procedure for the purchase of the replacement seating for Del Webb Field be waived; and

WHEREAS, Stadiums Unlimited, Inc., has submitted a bid in the amount of \$3,206 for the required replacement seating at Del Webb Field.

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

1. That formal bid procedure covering the purchase of replacement seating for Del Webb Field is hereby waived.

2. The Director of Finance is hereby authorized to proceed with the purchase of replacement seating for Del Webb Field from Stadiums Unlimited, Inc., at an estimated cost of \$3,206.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-190

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO COVER INCIDENTAL EXPENSES OF IMPROVEMENT DISTRICT NO. 13 (\$3,000) TO BE REIMBURSED IN FORM OF REVENUE FROM THE CONTRACTOR

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

FUND 212

FROM:	Reserve	(60)	\$3,000
TO:	Improvement Dist. No. 13	(7901)	\$3,000

(Funds are needed to cover the incidental expenses of the improvement district. The City will be reimbursed for this cost in the form of revenue from the contractor.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1969, by Councilman Hughes , 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-191

A RESOLUTION ACCEPTING THE BID OF EVATT BUILDING MATERIALS, INC.,
FRESNO, CALIFORNIA, FOR CONSTRUCTION OF SUBTRUNK SEWER - WOODROW TO
STANDIFORD IN BLOCK 13014

WHEREAS, Resolution No. 69-129 , adopted by the Council of the
City of Modesto on February 17, 1969 approved the plans and
specifications for the construction of subtrunk sewer between Woodrow
and Standiford (to connect the Greenwood Estates dry sewers to North Trunk),
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of subtrunk sewer
between Woodrow and Standiford
were opened at 10:10 A.M. on March 4, 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 Evatt Building Materials, Inc., Fresno, California,
in the amount of \$20,809.60
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Evatt Building Materials, Inc., Fresno, California,
in the amount of \$20,809.60
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 10th day of March,
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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-192

A RESOLUTION ACCEPTING THE BID OF ANCHOR POST PRODUCTS, INC. OF CALIFORNIA, SACRAMENTO, CALIFORNIA, FOR CONSTRUCTION OF CHAIN LINK FENCE ON BRIGGSMORE AVENUE

WHEREAS, Resolution No. 69-132, adopted by the Council of the City of Modesto on February 17, 1969, approved the plans and specifications for the construction of chain link fence, Briggsmore Avenue, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of chain link fence, Briggsmore Avenue, were opened at 10:15 A.M. on March 4, 1969, and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has not made a recommendation as there were two identical bids, and

WHEREAS, one of the two low bidders was from California and one was from Nevada.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Anchor Post Products, Inc. of California, Sacramento, California, in the amount of \$2,975.00 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-193

A RESOLUTION ACCEPTING THE BID OF FRONTIER DODGE, MODESTO, CALIFORNIA, FOR AUTOMOTIVE EQUIPMENT (21 UNITS) FOR A NET AMOUNT OF \$47,058.28

WHEREAS, Resolution No. 69-116 adopted by the Council of the City of Modesto on February 10, 1969, approved the specifications for automotive equipment and authorized the calling for bids, and

WHEREAS, the bids received for automotive equipment were opened at 2:00 P.M. on February 25, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Frontier Dodge, Modesto, California, for 21 units (listed on a memorandum dated March 4, 1969 from the Director of Finance) as follows:

<u>Item</u>	<u>Account No.</u>	<u>Quantity</u>	<u>Description</u>	<u>Net Cost</u>
1.	5417,33,34	16	4 dr Police Patrol	\$29,603.98
2.	5415,5436	2	4 dr Sedan	3,959.82
7.	5410,5419	2	2 ton Dump Trucks	9,202.22
8.	5411	1	2 ton Platform Dump	4,292.26
			TOTAL	\$47,058.28

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Frontier Dodge, Modesto, California, for the automotive equipment listed above for a net amount of \$47,058.28 be accepted and the issuance of purchase orders for the above equipment authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-194

A RESOLUTION ACCEPTING THE BID OF GRISWOLD & WIGHT, MODESTO, CALIFORNIA, FOR AUTOMOTIVE EQUIPMENT (ONE UNIT) FOR A NET AMOUNT OF \$4,132.28

WHEREAS, Resolution No. 69-116 adopted by the Council of the City of Modesto on February 10, 1969, approved the specifications for automotive equipment and authorized the calling for bids, and

WHEREAS, the bids received for automotive equipment were opened at 2:00 P.M. on February 25, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Griswold & Wight, Modesto, California, for one unit (listed on a memorandum dated March 4, 1969) as follows:

<u>Item</u>	<u>Account No.</u>	<u>Quantity</u>	<u>Description</u>	<u>Net Cost</u>
9.	5409	1	2 ton Cab & Chassis	\$ 4,132.28

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Griswold & Wight, Modesto, California, for the automotive equipment listed above for a net amount of \$4,132.28 be accepted and the issuance of purchase order for the above equipment authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-195

A RESOLUTION ACCEPTING THE BID OF HELM CHEVROLET, MODESTO, CALIFORNIA, FOR AUTOMOTIVE EQUIPMENT (14 UNITS) FOR A NET AMOUNT OF \$36,807.44

WHEREAS, Resolution No. 69-116, adopted by the Council of the City of Modesto on February 10, 1969, approved the specifications for automotive equipment and authorized the calling for bids, and

WHEREAS, the bids received for automotive equipment were opened at 2:00 P.M. on February 25, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Helm Chevrolet, Modesto, California, for 14 units (listed on a memorandum dated March 4, 1969) as follows:

<u>Item</u>	<u>Account No.</u>	<u>Quantity</u>	<u>Description</u>	<u>Net Cost</u>
3.	5414,5420	7	1/2 ton Pickups	\$12,097.69
4.	5413	1	1/2 ton Cab, Chassis	1,445.84
5.	5412	2	3/4 ton Pickups	4,838.00
6.	5428	1	3/4 ton Cab, Chassis	2,192.18
10.	5416	1	3 ton Cab, Chassis	5,249.69
11.	5421	1	2 ton Dump Truck	5,268.65
12.	5426	1	2 ton Cab, Chassis	<u>5,715.39</u>
TOTAL				\$36,807.44

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Helm Chevrolet, Modesto, California, for the automotive equipment listed above for a net amount of \$36,807.44 be accepted and the issuance of purchase orders for the above equipment authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-196

A RESOLUTION APPROVING SIDEWALK VARIANCE AT 1140 MILLS AVENUE
(RICHARD KINSER)

WHEREAS, Richard H. Kinser has requested a variance to permit installation of a four-foot sidewalk on the Roseburg Avenue side of property located at 1140 Mills Avenue; and

WHEREAS, the Director of Public Works in a memorandum dated March 6, 1969 has indicated as follows:

1. That existing sidewalks in this block and across the street are four feet wide;

2. That the widening of Roseburg Avenue has left this property with a comparatively narrow side yard;

3. That the combination of narrow side yard and grade differential between the top of curb and the building pad will require less grading if a four-foot sidewalk is installed; and

WHEREAS, the Director of Public Works has recommended that the request for variance be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Richard H. Kinser for a variance to permit a four-foot sidewalk on the Roseburg Avenue side of property located at 1140 Mills Avenue be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 1969 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-197

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
FEDERAL AVIATION ADMINISTRATION ESTABLISHING PROCEDURES FOR ALERTING
MODESTO FIRE DEPARTMENT EMERGENCY EQUIPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and FEDERAL AVIATION
ADMINISTRATION
for establishing procedures for alerting the Modesto Fire Department
emergency equipment
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
March , 1969, by Councilman Hughes , 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-198

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,200 FOR ALTERATION OF FORMER DOWNEY AVENUE FIRE STATION

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)	\$1,200
TO:	Music & Promotion Coffee House Renovation (7901-61)	\$1,200

To provide funds for removing circular iron stairway, constructing new inside stairway, and constructing new outside stairway at the former Downey Avenue Fire Station which is to be used as a "coffee house" for youth.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10thday of March, 1969 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 199

A RESOLUTION AND ORDER OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 15, 1969, AND DESIGNATING PRECINCTS AND POLLING PLACES AND APPOINTING ELECTION OFFICERS FOR SAID GENERAL MUNICIPAL ELECTION.

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

(1) Pursuant to the Charter of the City of Modesto, a general municipal election shall be held on Tuesday, April 15, 1969, in the City of Modesto and in the Modesto City School District for the election of the following officers:

- (a) One (1) Councilman (Chair 2) for a full term of four (4) years
- (b) One (1) Councilman (Chair 4) for a full term of four (4) years
- (c) One (1) Councilman (Chair 5) for a full term of four (4) years
- (d) Two (2) members of the Board of Education of the Modesto City School District for the full term of four (4) years each.

(2) The duties of the election officers appointed hereby in the conduct of said election shall be the same as the duties prescribed by the Elections Code of the State of California for officers of general elections. If the officers appointed hereby do not attend at the opening of the polls on the morning of the election, the electors of the precinct who are present at the time may appoint a Board of Election or supply the place of any absent member thereof.

(3) Said election shall be held in all respects in conformity with the general election laws of the State of California insofar as the same may be applicable to and in conformity with the Charter of the City of Modesto. The polls at the polling places hereinafter designated shall be kept open continuously from 7:00 o'clock A. M. until 8:00 o'clock P. M. 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.

(4) 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 Tuesday, April 22, 1969, at the hour of 4:00 o'clock P. M. and declare the results of the election.

(5) For the purpose of holding said election, the said City of Modesto and that portion of the Modesto City School District, lying within the corporate limits of the City of Modesto, and that portion of the Modesto City School District, which lies outside of the corporate limits of the City of Modesto, shall be and the same is hereby precincted and established into eighty (80) voting precincts consisting of consolidations of the regular election precincts in the City of Modesto and the Modesto City School District established for the holding of state and county elections; that the county election precincts be consolidated as hereinafter designated; that the polling places for the respective precincts shall be the places hereinafter designated; and that the persons hereinafter named have been appointed officers of election for their respective voting precincts.

SPECIAL ELECTION PRECINCT NO. 43001

including all of the area embraced in Modesto No.4 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be James Marshall School, Hall
515 Sutter Street
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Nell I. Koch
618 Placid
Modesto, California

Judge: Mrs. Dorothy V. Carraway
614 Placid
Modesto, California

Judge: Mrs. Caryl V. Roberts
433 Rosedale
Modesto, California

Judge: Mrs. Vera Marlett
1630 Victor Way
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43002

including all of the area embraced in Modesto No. 3, Modesto No. 5 and Modesto No. 48 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Mancini Hall
716 Tuolumne Blvd.
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Lola A. Isola
605 Tuolumne Blvd.
Modesto, California

Judge: Mrs. Ina L. Houston
506 Sierra Drive
Modesto, California

Judge: Mrs. Ruby M. Taylor
613 Tuolumne Blvd.
Modesto, California

Judge: Mrs. Mary E. Clay
225 Sunset
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43003

including all of the area embraced in Modesto No. 6 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Washington School-Hall
705 South Washington
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Mary Ann Bettencourt
1318 Tuolumne Blvd.
Modesto, California

Judge: Miss Sarah H. Gammell
325 Leon
Modesto, California

Judge: Mrs. Beatrice A. Hoover
210 Vine
Modesto, California

Judge: Mrs. Henrietta Masciorini
201 Alturas
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43004

including all of the area embraced in Modesto No. 7 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Farish-Herzog Pontiac
625 Eye Street
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Louise W. Olmstead
702 4th Street
Modesto, California

Judge: Mrs. Edna M. Dixon
921 5th Street
Modesto, California

Judge: Mrs. Leona B. Conant
701 4th Street
Modesto, California

Judge: Mrs. Maola Wooley
702 4th Street
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43005

including all of the area embraced in Modesto No. 8 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Franklin School-Entry
120 South Emerald
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Susie Ferguson
517 Emerald
Modesto, California

Judge: Mrs. Pearl A. Duncan
303 Locust Street
Modesto, California

Judge: Mrs. Mary Smink
1008 Muriel
Modesto, California

Judge: Mrs. Ruth H. Forest
509 Emerald
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43006

including all of the area embraced in Modesto No. 9 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Sam's Food City
1100 Carver Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Mary A. Harmon
1529 Del Monte
Modesto, California

Judge: Mrs. Gladys O. Schurman
1521 Del Mar
Modesto, California

Judge: Mrs. Loubelle Nelson
1318 Princeton
Modesto, California

Judge: Mrs. Amy H. Brown
1516 Del Mar
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43007

including all of the area embraced in Modesto No. 10 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Modesto Television
1225 Tully Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Wilma L. Caylor
1217 Del Rey
Modesto, California

Judge: Mrs. Alma N. Van Aalsburg
1513 Maplewood
Modesto, California

Judge: Mrs. Lila M. Lystra
1402 Maplewood
Modesto, California

Judge: Mrs. Hazel I. Johnson
1509 Maplewood
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43008

including all of the area embraced in Modesto No. 11 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Robert Kohler Garage
1505 West Roseburg
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Leilla M. Riebe
1518 Cherrywood
Modesto, California

Judge: Mrs. Marie Schimpf
1509 West Roseburg
Modesto, California

Judge: Mrs. Willma A. Grant
1540 Teresa
Modesto, California

Judge: Mrs. Farnetta Brendemuehl
1302 Pearl
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43009

including all of the area embraced in Modesto No. 12 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Garrison School-Nurses' Room
1811 Teresa
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Ruby F. Duarte
1736 West Orangeburg
Modesto, California

Judge: Mrs. P. Fay Piceno
1908 Silverwood
Modesto, California

Judge: Mrs. Pearl B. Fiscus
1933 Evergreen
Modesto, California

Judge: Mrs. Irene Nichols
1944 Evergreen
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43010

including all of the area embraced in Modesto No. 13 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be H. Branic Garage
1305 Glenwood
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Hazel C. Branic
1305 Glenwood
Modesto, California

Judge: Mrs. Bertha C. Wilson
1502 Maywood
Modesto, California

Judge: Mrs. Cecile A. De Salvo
1602 Sandalwood
Modesto, California

Judge: Mrs. Constance C. Apman
1618 Springwood
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43011

including all of the area embraced in Modesto No. 14 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Everett School-Room 22
1530 Mt. Vernon
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Patricia Schmidt
2114 Norman Way
Modesto, California

Judge: Mrs. Hazel F. White
2105 Norman Way
Modesto, California

Judge: Mrs. Yvonne J. Batt
1410 Ronald
Modesto, California

Judge: Mrs. Virginia Satnat
1407 Lorainne
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43012

including all of the area embraced in Modesto No. 15 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be R. G. LaNinfa Residence
1506 Mt. Vernon
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Jean T. LaNinfa
1506 Mt. Vernon
Modesto, California

Judge: Mrs. Terry Barnwell
1318 Schulenberg
Modesto, California

Judge: Mrs. Betty J. Hamman
2315 Fay
Modesto, California

Judge: Mrs. Shirley Melson
1302 Schulenberg
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43013

including all of the area embraced in Modesto No. 1 and Modesto No. 19 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Fire House
635 El Vista
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Doris L. Pratt
2106 Encina
Modesto, California

Judge: Mrs. Mildred O. Snyder
432 Oakshire
Modesto, California

Judge: Mrs. Marie B. Lamb
2053 Haddon
Modesto, California

Judge: Mrs. Cleo M. Nungesser
2042 Haddon
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43014

including all of the area embraced in Modesto No. 20 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be La Loma Jr. High School-Lobby
1800 Encina
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Dorothy E. Lilly
345 Rosina
Modesto, California

Judge: Mrs. Lelah A. Graves
306 Rosina
Modesto, California

Judge: Mrs. Opal O. Smith
417 Rosina
Modesto, California

Judge: Mrs. Blanche R. Atwood
221 San Juan Drive
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43015

including all of the area embraced in Modesto No. 21 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be La Loma Grace Brethren Church
1315 La Loma
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Hilda E. Hamilton
413 North Santa Ana
Modesto, California

Judge: Mrs. Santina Raper
317 North Santa Ana
Modesto, California

Judge: Mrs. Sadie I. King
221 Camellia Way
Modesto, California

Judge: Mrs. Laura L. Bispo
301 Santa Barbara
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43016

including all of the area embraced in Modesto No. 22 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Wilson School-Room 4
201 Wilson Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Livia M. Lucks
211 Las Palmas
Modesto, California

Judge: Mrs. Madeline C. Page
406 North Santa Rosa
Modesto, California

Judge: Mrs. Ann E. Cushway
802 La Loma
Modesto, California

Judge: Mrs. Frieda M. Randle
121 Santa Barbara
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43017

including all of the area embraced in Modesto No. 23 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Grace S. Ayer Residence
205 Buena Vista
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Helen M. Leiter
215 Las Flores
Modesto, California

Judge: Mrs. Matilda M. Condit
305 Bonita Avenue
Modesto, California

Judge: Mrs. Grace S. Ayer
205 Buena Vista
Modesto, California

Judge: Mrs. Alta L. Robbins
112 Bonita Circle
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43018

including all of the area embraced in Modesto No. 24 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Free Methodist Church
1611 G Street
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Eileen Orvis
140 Loma Vista
Modesto, California

Judge: Mrs. Alice L. Martel
209 State
Modesto, California

Judge: Mrs. Dorothy A. Clark
149 Morton Blvd.
Modesto, California

Judge: Mrs. Mildred V. Larsen
149 Loma Vista
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43019

including all of the area embraced in Modesto No. 25 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be L. M. Morris Company-Office
1107 Eye Street
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Louise H. Starrs
609 15th Street
Modesto, California

Judge: Mrs. Bernice Gross
1305 F Street
Modesto, California

Judge: Mrs. Henrietta Hauschildt
1219 E. Street
Modesto, California

Judge: Mrs. Verna E. Woodward
1310 F Street
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43020

including all of the area embraced in Modesto No. 26 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Modesto Irrigation District-Lobby
1231 11th Street
Modesto, California

ELECTION OFFICERS:

Inspector: Harold W. Rooker
215 Virginia Avenue
Modesto, California

Judge: Mrs. Arleva Berthelson
120 College Avenue
Modesto, California

Judge: Mrs. Winnifred Rooker
215 Virginia Avenue
Modesto, California

Judge: Mrs. Ida A. Lundquist
706 Needham Avenue
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43021

including all of the area embraced in Modesto No. 27 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Boy Scout Club House
Enslin Park
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Bette B. Smith
415 Sycamore Avenue
Modesto, California

Judge: Mrs. Florence I. Long
415 Magnolia Avenue
Modesto, California

Judge: Mrs. Lydia B. Drennan
718 Wright Street
Modesto, California

Judge: Alfred F. Case
218 Elmwood Avenue
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43022

including all of the area embraced in Modesto No. 28 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be John Muir School - Hall
1215 Lucern
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Edith W. Copeland
613 Castle
Modesto, California

Judge: Mrs. Mabel E. Keir
1103 Grantland Court
Modesto, California

Judge: Mrs. Georgia L. Coates
609 Castle
Modesto, California

Judge: Mrs. Mildred T. Nelson
610 Castle
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43023

including all of the area embraced in Modesto No. 29 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Senior Citizens Center
211 Bodem
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Martha Lehman
250 Kimble
Modesto, California

Judge: Mrs. Marjorie Brown
130 John Muir Court
Modesto, California

Judge: Mrs. Hallie Russell
222 High
Modesto, California

Judge: Mrs. Mary R. Hanford
245 High
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43024

including all of the area embraced in Modesto No. ~~29~~ 52 and Modesto No. 30 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Downey High School
Auditorium Lobby
1000 Coffee Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Elsie M. Manning
1204 Clifton Drive
Modesto, California

Judge: Mrs. Lillian Tatoyan
1421 Locke
Modesto, California

Judge: Mrs. Marjorie J. Brown
1521 Carnation
Modesto, California

Judge: Mrs. Betty L. Hoover
1525 Carnation
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43025

including all of the area embraced in Modesto No. 31 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Irene Hicks Garage
915 Oxford Way
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Irene K. Hicks
915 Oxford Way
Modesto, California

Judge: Mrs. Imogene Sawyer
1123 Cambridge Ct.
Modesto, California

Judge: Mrs. Emily M. Turner
807 Burke
Modesto, California

Judge: Mrs. Ora N. Spoonemore
810 Muir
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43026

including all of the area embraced in Modesto No. 32 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Helen K. Olson Garage
609 High Street
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. F. Estella Steger
525 Kimble
Modesto, California

Judge: Mrs. Edith LoForti
532 Bodem
Modesto, California

Judge: Mrs. Florence Obert
600 High Street
Modesto, California

Judge: Mrs. Ethelyn I. Olson
132 Chabot
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43027

including all of the area embraced in Modesto No. 33 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Roy Porter Residence
515 North Olive Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Dollie B. Porter
515 North Olive Avenue
Modesto, California

Judge: Mrs. Pearl Johansen
1212 Princeton
Modesto, California

Judge: Mrs. Margaret D. Hartman
1219 Trinity
Modesto, California

Judge: Mrs. Norma S. Hammond
1235 Princeton
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43028

including all of the area embraced in Modesto No. 34 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Enslin School - Room 1
515 Coldwell
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Anna E. Bacciarini
684 Geer Court
Modesto, California

Judge: Mrs. Thelma Van Antwerpen
805 Geer
Modesto, California

Judge: Mrs. Helen I. Edwards
664 Geer Court
Modesto, California

Judge: Mrs. Geraldine V. Harris
607 Coldwell
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43029

including all of the area embraced in Modesto No. 35 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be J. Wilson Garage
1128 Mills
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Betty L. Griffith
932 Harvard
Modesto, California

Judge: Mrs. Hilda M. Hughes
1129 Mills
Modesto, California

Judge: Mrs. Mary F. Hirseland
915 Coldwell
Modesto, California

Judge: Mrs. Rozanne H. Wilson
1128 Mills
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43030

including all of the area embraced in Modesto No. 36 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be G. Collins Residence
1114 Brady
Modesto, California

ELECTION OFFICERS:

Inspector: ~~Mrs. Margaret Collins~~ Mrs. Margaret Collins
~~1114 Brady~~ 1114 Brady
~~Modesto, California~~ Modesto, California

Judge: ~~Mrs. Verta Reddy~~ Mrs. Verta Reddy
~~1231 Brady~~ 1231 Brady
~~Modesto, California~~ Modesto, California

Judge: Mrs. Pauline Gowans
427 Mensinger
Modesto, California

Judge: Mrs. Daisy McCoy
1228 Brady
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43031

including all of the area embraced in Modesto No. 37 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Roosevelt Jr. High School-Hall
1330 College
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Theresa E. Doll
1316 Fulton
Modesto, California

Judge: Mrs. Edna H. Wakefield
1102 Amherst
Modesto, California

Judge: Mrs. Merle Downs
1113 Oberlin Circle
Modesto, California

Judge: Mrs. Grace V. Dow
1138 Fordham
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43032

including all of the area embraced in Modesto No. 38 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be G. Freitas Garage
1404 Roosevelt
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Mary R. Freitas
1404 Roosevelt
Modesto, California

Judge: Mrs. Sumiye Suzuki
1602 Timothy
Modesto, California

Judge: Mrs. Frieda B. Cooke
1519 Florida
Modesto, California

Judge: Mrs. Lillian Spielman
507 Balboa
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43033

including all of the area embraced in Modesto No. 39 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be H. Merkel Garage
1550 Bronson
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Tabea Merkel
1550 Bronson
Modesto, California

Judge: Mrs. Ernestine Kirkman
1535 Bronson
Modesto, California

Judge: Mrs. Thelma M. Bandy
1403 Bronson
Modesto, California

Judge: Mrs. Frances I. Peterson
1540 Bronson
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43034

including all of the area embraced in Modesto No. 40 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be T. Threlfall Family Room
1140 Mt. Vernon
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Donnabelle Z. Losher
1135 Mt. Vernon
Modesto, California

Judge: Mrs. Phyllis J. Threlfall
1140 Mt. Vernon
Modesto, California

Judge: Mrs. Rosemary B. Miller
1136 Mt. Vernon
Modesto, California

Judge: Mrs. Harriet T. Jolley
1817 Monticello
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43035

including all of the area embraced in Modesto No. 41 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be G. C. Reed Residence
1636 Bronson
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Gertrude C. Reed
1636 Bronson
Modesto, California

Judge: Mrs. Mary Ann Bruggenkamp
912 Hawthorne
Modesto, California

Judge: Mrs. Lorraine H. Belcher
1635 Ardmore
Modesto, California

Judge: Mrs. Mary A. Davis
1639 Bronson
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43036

including all of the area embraced in Modesto No. 42 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be North Modesto Church of God
1918 Sherwood
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Norma Gaska
501 Briggsmore
Modesto, California

Judge: Mrs. Judith E. Johnson
2041 La Villa Rose Ct.
Modesto, California

Judge: Mrs. Betty Jean Rash
2018 Enslin Avenue
Modesto, California

Judge: ~~Mrs. Mary A. Smith~~ Mrs. Mary A. Smith
~~2924 Hemminger Way~~ 2924 Hemminger Way
~~Modesto, California~~ Modesto, California

SPECIAL ELECTION PRECINCT NO. 43037

including all of the area embraced in Modesto No. 43 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Beard School
915 Bowen Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Marjorie D. Underwood
306 Northgate
Modesto, California

Judge: Mrs. Mildred R. Bernacchi
1006 Mt. Vernon
Modesto, California

Judge: Mrs. Elna M. Richards
410 Northwood Drive
Modesto, California

Judge: Mrs. Gloria M. Betner
606 Northgate
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43038

including all of the area embraced in Modesto No. 50 and Modesto No. 51 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be House of Carpets
1120 McHenry Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Mable C. Biedenweg
139 Palm
Modesto, California

Judge: Mrs. Ruth M. Sell
1237 Nelson
Modesto, California

Judge: Mrs. Ruth Alway
217 Palm
Modesto, California

Judge: Mrs. Darlene Andreasen
145 Corson
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48039

including all of the area embraced in Modesto No. 18 election precinct lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be John Lague Garage
1432 Glen Aulen
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Barbara E. Lague
1432 Glen Aulen
Modesto, California

Judge: Mrs. Margaret K. Arno
3009 Deanna Way
Modesto, California

Judge: Mrs. Vivian V. Theisen
1413 Morada Drive
Modesto, California

Judge: Mrs. Ona Simi
3101 Gayland
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48040

including all of the area embraced in Modesto No. 44 election precinct lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be Davis High School Room 2A
1220 Rumble Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Grace A. Smith
920 Woodrow
Modesto, California

Judge: Mrs. LaVonne E. Campbell
1008 Academy
Modesto, California

Judge: Mrs. Harriett E. Nicholson
1016 Princess Court
Modesto, California

Judge: Mrs. Joanne Strandwold
3409 Brunswick
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48041

including all of the area embraced in Modesto No. 45 election precinct lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be Standiford School
605 Tokay
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Neva B. Switzer
2413 Dana Lane
Modesto, California

Judge: Mrs. Ann C. Bracco
2409 Dana Lane
Modesto, California

Judge: Mrs. Evelyn Hubbard
500 Ribier
Modesto, California

Judge: Mrs. Delores M. Miller
214 Phillip Court
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48042

including all of the area embraced in Modesto No. 46 election precinct lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be Somerset School-Library
1037 Floyd Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Jean G. Bowman
925 Huntington Drive
Modesto, California

Judge: Mrs. Sheila Greening
2412 Sunrise
Modesto, California

Judge: Mrs. Alfrieda Holland
2400 Sunrise
Modesto, California

Judge: Mrs. Lois M. Novak
1006 Tahoe Drive
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48043

including all of the area embraced in Modesto No. 47 election precinct lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be Sherwood School
819 East Rumble
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Evelyn X. Wilburn
2713 Westchester Lane
Modesto, California

Judge: Mrs. Donna L. Leonard
2704 Sheffield
Modesto, California

Judge: Mrs. Vera L. Thiel
2808 Westchester Lane
Modesto, California

Judge: Mrs. Lucille J. Fuller
2830 Westchester Lane
Modesto, California

SPECIAL ELECTION PRECINCT NO. 47044

including all of the area embraced in Modesto No. 16 election precinct lying within the exterior boundaries of the Stanislaus Union School District of Stanislaus County.

POLLING PLACE therein shall be Dave Watson Garage
1921 Estep Drive
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Betty S. Watson
1921 Estep Drive
Modesto, California

Judge: Mrs. Eva M. Berbena
1842 Gulfstream
Modesto, California

Judge: Mrs. Wanda L. Klaproth
2325 Queenaire
Modesto, California

Judge: Mrs. Peggy L. Dwiggin
2029 Gulfstream
Modesto, California

SPECIAL ELECTION PRECINCT NO. 47045

including all of the area embraced in Modesto No. 17 election precinct lying within the exterior boundaries of the Stanislaus Union School District of Stanislaus County.

POLLING PLACE therein shall be Muncy School - IMC Room
2410 Janna Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Treva S. List
2137 Eicher
Modesto, California

Judge: Mrs. Frances I. Simonson
2134 Eicher
Modesto, California

Judge: Mrs. Sandra L. Albers
2121 Eicher
Modesto, California

Judge: Mrs. Janny Van der Wys
2320 Budd
Modesto, California

SPECIAL ELECTION PRECINCT NO. 50046

including all of the area embraced in Modesto No. 49 election precinct lying within the boundaries of Ceres Unified School District of Stanislaus County.

NO POLLING PLACE

ABSENTEE POLL

Vote Absentee in accordance with Section 14620.5 of Elections Code.

SPECIAL ELECTION PRECINCT NO. 43047

including all of the area embraced in Airport No. 1 and Airport No. 2 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Orville Wright School-Entry
1602 Monterey Blvd.
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Dorothy D. Love
1714 Bonnie Brae
Modesto, California

Judge: Mrs. Ilse Rathhaus
1410 Monterey
Modesto, California

Judge: Mrs. Blanche E. Krepps
1202 Tenaya
Modesto, California

Judge: Mrs. Ethel M. Hackbarth
337 South Santa Cruz
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43048

including all of the area embraced in Airport No. 3 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Pentecostal Church of God-Annex
1630 Mono Drive
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Mildred A. Rodrigues
318 South Santa Ana
Modesto, California

Judge: Mrs. Myrtle F. Corbin
418 South Conejo
Modesto, California

Judge: Mrs. Jessie E. Calvin
1602 Mono Drive
Modesto, California

Judge: Mrs. Ann Kelley
290 South Santa Ana
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43049

including all of the area embraced in Airport No. 4 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Paul Holmdahl Residence
2129 Glendale
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Elouise J. Holmdahl
2129 Glendale
Modesto, California

Judge: Mrs. Nora J. Runyan
2116 Glendale
Modesto, California

Judge: Mrs. Mary R. George
2024 Lance
Modesto, California

Judge: Mrs. Norma J. Hibbs
2109 Glendale
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43050

including all of the area embraced in Coffee No. 1 and Coffee No. 2 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Geneva Presbyterian Church
1003 Fairmont
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Margie A. Keeton
800 Edison
Modesto, California

Judge: Mrs. Mary F. Elliott
1129 Halfmoon Drive
Modesto, California

Judge: Mrs. Ruth A. Evans
1117 Halfmoon Drive
Modesto, California

Judge: Mrs. Jennie F. Windham
624 El Terino
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43051

including all of the area embraced in Coffee No. 3 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be A. Tucker Garage
1339 East Coolidge
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Amy G. Tucker
1339 East Coolidge
Modesto, California

Judge: Mrs. Maureen Hall
1433 Lorry
Modesto, California

Judge: Mrs. Wilma E. Greer
1432 Kent Way
Modesto, California

Judge: Mrs. Elizabeth L. Dunn
1444 Kent Way
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43052

including all of the area embraced in Coffee No. 4 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be John Sutter School-Hall
1440 Sunrise
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Mable Atkinson
1316 El Vecino
Modesto, California

Judge: Mrs. Cornelia Heersink
164 Drake
Modesto, California

Judge: Mrs. Donna Mae Sinclear
1020 East Orangeburg
Modesto, California

Judge: Mrs. Rose Lahar
920 E. Orangeburg
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43053

including all of the area embraced in Empire No. 1 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be El Vista School-Nurses' Room
450 El Vista Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Dorothy Mitchell
325 Trask Lane
Modesto, California

Judge: Mrs. Faye A. McSparin
2306 Carol
Modesto, California

Judge: Mrs. Grace M. Shank
2312 Viola
Modesto, California

Judge: Mrs. Dolly G. Barrett
2325 Carol
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43054

including all of the area embraced in Empire No. 2 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be A. G. Turner Residence
204 Colfax
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Jean A. Turner
204 Colfax
Modesto, California

Judge: Mrs. Evelyn M. Hennings
228 Renee Drive
Modesto, California

Judge: Mrs. Gwendolyn Truesdail
2240 Miller
Modesto, California

Judge: Mrs. Dorothy Cathcart
2316 Glendale
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43055

including that portion of McHenry No. 1 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be L. E. Ramont Garage
3137 Scenic Drive
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Corinne M. Drasbek
1004 Clarksburg
Modesto, California

Judge: Mrs. Barbara J. Sanford
1004 Gettysburg Way
Modesto, California

Judge: Mrs. Dolores Meyer
1009 Rutledge Place
Modesto, California

Judge: Mrs. Marjorie M. Cran
1020 Lakewood
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43056

including that portion of McHenry No. 2 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Stanislaus County Fire House
929 Old Oakdale Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Janice L. Bowen
1528 Old Oakdale Road
Modesto, California

Judge: Mrs. Kathryn J. Reinhart
2941 Parkview Drive
Modesto, California

Judge: Mrs. Vernice C. Lueth
1033 Lakewood
Modesto, California

Judge: Mrs. Patricia Allen
2925 Parkview Drive
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43057

including all the area embraced in Paradise No. 3 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be R. Werrell Garage
1605 Kazmir Court
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Ruth E. Werrell
1605 Kazmir Court
Modesto, California

Judge: Mrs. Ramona W. Tanner
1764 South Carpenter
Modesto, California

Judge: Mrs. Evelyn L. Lollich
1600 Kazmir Court
Modesto, California

Judge: Mrs. Virginia R. Lehman
1621 Kazmir Court
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43058

including all of the area embraced in Paradise No. 4 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Housing Authority Building
1701 Robertson Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Della K. Cheek
2038 Vernon
Modesto, California

Judge: Mrs. Mary J. Bernard
1724 Robertson Road
Modesto, California

Judge: Mrs. Gertie L. Brunkest
1905 Kenneth
Modesto, California

Judge: Mrs. Lydia Tacherra
1900 Robertson Road
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43059

including all of the area embraced in Paradise No. 5 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be B. F. Pedego Garage
603 Colorado
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Signa M. Pedego
603 Colorado
Modesto, California

Judge: Mrs. Naomi Delzer
1205 Pelton
Modesto, California

Judge: Mrs. Madie L. Westfall
615 Colorado
Modesto, California

Judge: Mrs. Hilda R. Sylvia
1110 Pelton
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43060

including all of the area embraced in Paradise No. 6 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be M. Swanson Residence
1624 Waverly Drive
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Maxcine E. Swanson
1624 Waverly Drive
Modesto, California

Judge: Mrs. Bette J. Kirksey
2401 Cook
Modesto, California

Judge: Mrs. Laverne D. Moore
1649 Vinyard Haven
Modesto, California

Judge: Mrs. Ella M. De Long
1620 Waverly Drive
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43061

including all of the area embraced in Paradise No. 7 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Fire House
1313 Beverly Drive
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Louise Brooks
1437 Picardy
Modesto, California

Judge: Mrs. Lillian D. Smith
1629 Vernon
Modesto, California

Judge: Mrs. Naomi L. Brechwald
1516 Normandy
Modesto, California

Judge: Mrs. Frances I. Brill
1648 Victoria
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43062

including all of the area embraced in Paradise No. 8 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Paradise Reformed Church
1417 Harris
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Katherine J. Nicolai
718 Chicago
Modesto, California

Judge: Mrs. Esther B. Stennett
1204 Lombardy
Modesto, California

Judge: Mrs. Claire De Lannoy
642 Chicago
Modesto, California

Judge: Mrs. Alice M. Watson
1308 Harris
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43063

including all of the area embraced in Paradise No. 9 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

PODLING PLACE therein shall be Mark Twain School-Entry
707 Emerald
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Elizabeth C. Fox
932 California
Modesto, California

Judge: Mrs. Alice Davison
612 California
Modesto, California

Judge: Mrs. Synthia M. Green
600 Marshall
Modesto, California

Judge: Mrs. Mary A. Spenker
1042 California
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43064

including all of the area embraced in Paradise No. 10 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Maze Blvd. Christian Church
Educational Building
725 Maze Blvd.
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Doris A. Morgan
1111 Lone Palm
Modesto, California

Judge: Mrs. Velma Alderson
520 Bennett
Modesto, California

Judge: Mrs. Vernie M. Clark
1632 Shirley Court
Modesto, California

Judge: Mrs. Dorothy M. Benson
603 Elm
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43065

including all of the area embraced in Caswell No. 5 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be New Hope School-Room 5
835 Glenn Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Geneva Bodiford
1752 Dallas
Modesto, California

Judge: Mrs. Ollie M. Sherman
1509 Eureka
Modesto, California

Judge: Mrs. Eupha N. Walls
1608 Spokane
Modesto, California

Judge: Mrs. Ada L. Barber
1711 Eureka
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43066

including all of the area embraced in Caswell No. 6 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Industrial Fire House
1829 Crows Landing Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Lillian B. Newnam
313 Imperial
Modesto, California

Judge: Mrs. Irene M. Wheeler
616 Imperial
Modesto, California

Judge: Mrs. Lucille Ford
520 West Whitmore
Modesto, California

Judge: Mrs. Ruth M. Gooch
1227 Imperial
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43067

including all of the area embraced in Caswell No. 7 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Fairview School-Entry
2169 Whitmore Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Frances E. Lee
3230 Vivian
Modesto, California

Judge: Mrs. Helen A. Gibson
1755 Poland
Modesto, California

Judge: Mrs. Inez Bava
2043 West Whitmore
Modesto, California

Judge: Mrs. Gloria E. Lee
3500 Vivian
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43068

including all of the area embraced in Page No. 1 election precinct lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Shackelford School-Library
100 School Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Marian E. Rose
308 El Paso
Modesto, California

Judge: Mrs. Beatrice L. Collins
717 South 7th Street
Modesto, California

Judge: Mrs. Evelyn King
1238 Boulder
Modesto, California

Judge: Mrs. Ethel B. Harper
1334 Alamo
Modesto, California

SPECIAL ELECTION PRECINCT NO. 43069

including all of the area embraced in Club No. 3 and Page No. 2 election precincts lying within the exterior boundaries of Modesto City School and Modesto High School Districts of Stanislaus County.

POLLING PLACE therein shall be Industrial Fire House
830 Pecos
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Patricia J. Smith
848 River Road
Modesto, California

Judge: Mrs. Imogene Robinson
1013 Bewley
Modesto, California

Judge: Mrs. Patricia L. Nelson
1029 Bewley
Modesto, California

Judge: Miss Ethel M. Sutton
1433 Holm
Modesto, California

SPECIAL ELECTION PRECINCT NO. 41070

including all of the area embraced in Empire No. 3 election precinct, and that portion of McHenry No. 1 election precinct lying within the exterior boundaries of the Empire Union School District of Stanislaus County.

POLLING PLACE therein shall be Empire Fire House
4845 Yosemite Blvd.
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Hanna F. Glick
P. O. Box 6
Empire, California

Judge: Mrs. Florence L. Prouty
621 McClure Road
Modesto, California

Judge: Mrs. Jessie Emerson
4004 Leckron
Modesto, California

Judge: Mrs. Pauline E. Harms
832 Frazine
Modesto, California

SPECIAL ELECTION PRECINCT NO. 41071

including all of the area embraced in Empire No. 4 and Empire No. 5 election precincts, and those portions of Claus No. 3 and Waterford No. 2 election precincts lying within the exterior boundaries of the Empire Union School District of Stanislaus County.

POLLING PLACE therein shall be Empire Community Club House
First and Eye Streets
Empire, California

ELECTION OFFICERS:

Inspector: Mrs. Hazel E. Wingerd
P. O. Box 515
Empire, California

Judge: Mrs. Elverta Z. Smith
P. O. Box 508
Empire, California

Judge: Mrs. Alice S. Rifenburg
1118 Bent
Modesto, California

Judge: Mrs. Vaunda I. Goodman
666 Triangle Ranch
Modesto, California

SPECIAL ELECTION PRECINCT NO. 42072

including all of the area embraced in Hart Ransom No. 1 and Hart Ransom No. 2 election precincts lying within the exterior boundaries of the Hart Ransom Union School District of Stanislaus County.

POLLING PLACE therein shall be Hart Ransom School
3930 Shoemaker
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Betty L. Wenger
4342 Beckwith
Modesto, California

Judge: Mrs. Helen Cesmat
2124 Woodland
Modesto, California

Judge: Mrs. Cora Vlach
2024 Dakota
Modesto, California

Judge: Mrs. Mary G. Forni
2355 Dunn
Modesto, California

SPECIAL ELECTION PRECINCT NO. 44073

including all of the area embraced in Paradise No. 2 election precinct lying within the exterior boundaries of the Paradise School District of Stanislaus County.

POLLING PLACE therein shall be Paradise School
1312 Pauline
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Margaret J. Schmidt
2306 Michigan
Modesto, California

Judge: Mrs. Verna M. Menzies
1031 Pauline
Modesto, California

Judge: Mrs. Verda M. Couchman
3107 Illinois
Modesto, California

Judge: Mrs. Joey Sharp
701 Pauline
Modesto, California

SPECIAL ELECTION PRECINCT NO. 46074

including all of the area embraced in Paradise No. 1 election precinct lying within the exterior boundaries of the Shiloh School District of Stanislaus County.

POLLING PLACE therein shall be Shiloh School School
6631 Paradise Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Ida M. Sciarini
6213 Paradise
Modesto, California

Judge: Mrs. Ann E. Ehrler
5919 Paradise Road
Modesto, California

Judge: Mrs. Nora E. Silva
6012 Paradise Road
Modesto, California

Judge: Mrs. Marie B. Bizzini
7513 Paradise
Modesto, California

SPECIAL ELECTION PRECINCT NO. 47075

including all of the area embraced in Coffee No. 10 an McHenry No. 3 election precincts, and that portion of Prescott No. 1 election precinct lying within the exterior boundaries of the Stanislaus Union School District of Stanislaus County.

POLLING PLACE therein shall be Stanislaus Union School
Quonset Building
1931 Kiernan Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. L. Elaine Witt
3407 Dale Road
Modesto, California

Judge: Mrs. Eletha D. Wissner
2707 Kiernan Road
Modesto, California

Judge: Mrs. Mary A. Belletto
6017 McHenry Avenue
Modesto, California

Judge: Mrs. Vera M. Heitman
512 Stewart Road
Modesto, California

SPECIAL ELECTION PRECINCT NO. 47076

including all of the area embraced in Prescott No. 2 election precinct lying within the exterior boundaries of the Stanislaus Union School District of Stanislaus County.

POLLING PLACE therein shall be Chrysler School
2818 Conant Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Dorothy Geis
2728 Whitcomb
Modesto, California

Judge: Mrs. Betty J. Ford
2113 Prescott
Modesto, California

Judge: Mrs. Verdanna Conant
2606 Conant
Modesto, California

Judge: Mrs. Eleanor B. Hennings
2500 W. Rumble
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48077

including all of the area embraced in Coffee No. 6 and Coffee No. 7 election precincts, and those portions of Claus No. 1, Claus No. 3 McHenry No. 2 and Riverbank No. 1 election precincts lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be Sylvan Union School
2908 Coffee Road
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Clementina E. Ursini
1901 Sylvan
Modesto, California

Judge: Mrs. Betty J. Bradley
3524 Merle
Modesto, California

Judge: Mrs. Maxine M. Sorrentino
2818 Sylvan
Modesto, California

Judge: Mrs. Madge Zipser
2412 Old Oakdale Road
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48078

including all of the area embraced in Coffee No. 5 and Coffee No. 8 election precincts lying within the exterior boundaries of the Sylvan Union School District of Stanislaus County.

POLLING PLACE therein shall be Sylvan Club House
3508 McHenry
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Alma G. Drake
809 Sylvan
Modesto, California

Judge: Mrs. Avel L. Harris
505 Sylvan
Modesto, California

Judge: Mrs. Kathryn Freberg
505 King Richard Lane
Modesto, California

Judge: Mrs. Beatrice McAuley
416 Robinhood
Modesto, California

SPECIAL ELECTION PRECINCT NO. 48079

including all of the area embraced in Coffee No. 9 and McHenry No. 4 election precincts, and that portion of Prescott No. 1 election precinct lying within the exterior boundaries of the Sylan Union School District of Stanislaus County.

POLLING PLACE therein shall be Travelodge Mobile Home Park
4024 McHenry Avenue
Modesto, California

ELECTION OFFICERS:

Inspector: Mrs. Kathlene Z. Sciutto
1301 Mable
Modesto, California

Judge: Mrs. Lucille M. Amerine
4118 McHenry Avenue
Modesto, California

Judge: Mrs. Lee B. Iverson
1112 Claratina
Modesto, California

Judge: Mrs. Katherine L. Kline
1300 Patterson Road
Modesto, California

SPECIAL ELECTION PRECINCT NO. 45080

including all of the area embraced in Salida No. 1 and Salida No. 2 election precincts lying within the exterior boundaries of the Salida Union School District of Stanislaus County.

POLLING PLACE therein shall be Fellowship Hall
Broadway-Between Magnolia & Finney
Salida, California

ELECTION OFFICERS:

Inspector: Mrs. Pauline R. Williams
3854 Finney Road
Modesto, California

Judge: Mrs. Madeline B. Knight
P. O. Box 856
Salida, California

Judge: Mrs. Jennie Briant
P. O. Box 464
Salida, California

Judge: Mrs. Beverly M. Connacher
P. O. Box 762
Salida, California

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

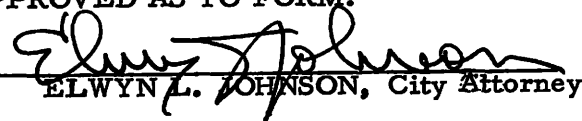
ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-200

A RESOLUTION DENYING REQUEST OF KELLERS OF MODESTO FOR WAIVER OF
PENALTY ON BUSINESS LICENSE TAX

WHEREAS, Kellers of Modesto has requested a waiver of penalty and interest on business license and tax for the quarter ending December 31, 1968; and

WHEREAS, Section 6-1.111 of the Municipal Code provides that taxes for quarterly gross receipts for the preceding quarterly period are delinquent at 5 o'clock p.m. on the last day of the month following the quarterly license period, in this case January 31, 1969, and

WHEREAS, the Director of Finance in a memorandum to the City Manager has recommended that the penalty not be waived as the envelope containing the payment was postmarked after the due date.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Kellers of Modesto for a waiver of penalty for late payment of quarterly tax for the period ending December 31, 1968 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 10th day of March, 1969 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: Hughes, Mitchell, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Shastid

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-201

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TURLOCK IRRIGATION DISTRICT WHEREBY TURLOCK IRRIGATION DISTRICT GRANTS CITY RIGHT TO INSTALL, OPERATE, MAINTAIN AND USE A SANITARY SEWER LINE (SEWERAGE WORKS IMPROVEMENTS, PROJECT UNIT 10)

BE IT HEREBY RESOLVED by the Council of the City of Modesto

that the agreement between the City of Modesto and Turlock Irrigation District whereby T.I.D. grants city right to install, operate, maintain and use a sanitary sewer line on property owned by T.I.D. for the city's Sewerage Works Improvements, Project Unit 10,
~~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 10th day of March , 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-202

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TURLOCK IRRIGATION DISTRICT WHEREBY T.I.D. GRANTS CITY RIGHT TO INSTALL, OPERATE, MAINTAIN AND USE A SANITARY SEWER OUTFALL LINE (SEWERAGE WORKS IMPROVEMENTS, PROJECT UNIT NO. 2)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Turlock Irrigation District whereby T.I.D. grants city right to install, operate, maintain ~~for~~ and use a sanitary sewer outfall line on property owned by T.I.D. for the city's Sewerage Works Improvements, Project Unit No. 2, be, and it is hereby approved.

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

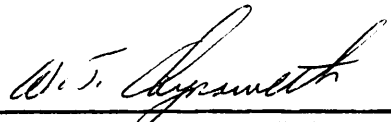
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of March , 1969, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-203

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 thirty (30) 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 1968 alone, the Police Reserves served a total of eight thousand seven hundred sixty-one (8,761) 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 be commended for his untiring work in the organization which so greatly contributes to the health, safety, and general welfare of our community.

BE IT FURTHER RESOLVED that duly authenticated copies of this resolution be presented to those officers who devoted so many of their personal hours to the Police Reserves during 1968, 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 10th day of March, 1969, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Shastid

ATTEST: 
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-204

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE RIVERSIDE 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 Planning Commission of the City of Modesto has reviewed said annexation and on January 7, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said Municipal Corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on December 20, 1968, 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
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 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 10th day of March, 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: Hughes, Mitchell, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Shastid

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. Hargood
Public Works Department
P 3-6-69

RIVERSIDE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 26 and 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 Yosemite Lanes Addition (163), as per description filed May 19, 1964, as Instrument 19735, Stanislaus County Records, said point being at the intersection of the Southern line of Yosemite Boulevard and the Southerly extension of the Western line of Trask Lane, as said streets are shown on the map of Yosemite Villa subdivision, filed in Volume 17 of Maps, Page 1, Stanislaus County Records; thence along the existing City Limits on the Southerly extension of the Western line of Trask Lane, North 0° 35' 20" West, 83.00 feet, to a point on the Northern line of Yosemite Boulevard; thence leaving the City Limits and along the Northern line of Yosemite Boulevard, said line being parallel with and 50.00 feet, measured at right angles, Northerly from the South line of Section 26, South 89° 54' 15" East, 886.51 feet, to the Southeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded January 25, 1962, as Instrument 3211, Stanislaus County Records; thence along the Eastern and Northern lines of said Wilson property, North 0° 34' 20" West, 358.66 feet, and North 89° 56' 20" West, 100.00 feet, to the Northeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded December 28, 1961, as Instrument 43440, Stanislaus County Records; thence along the Northern line of said Wilson property, North 89° 56' 20" West, 100.00 feet, to the Southeastern corner of the Los Altos Tract, as per map filed in Volume 17 of Maps, Page 45, Stanislaus County Records; thence along the eastern line of said subdivision, North 0° 34' 20" West, 912.30 feet, to the Northeastern corner of said subdivision and the Southeastern corner of the Lynndale Park Subdivision, as per map filed in Volume 17 of Maps, Page 51, Stanislaus County Records; thence along the Eastern line of said subdivision, North 0° 34' 50" West, 660.37 feet, to the Northeastern corner of said subdivision; thence along the Easterly extension of the Northern line of said subdivision, said line being the Northern line of property conveyed to Arthur F. Althoff, et ux, by Deed recorded December 24, 1951, as Instrument 29501, Stanislaus County Records, South 89° 55' 45" East, 657.00 feet, to a point on the Western line of 40 foot North Riverside Drive, said line also being the East line of the West half of Section 26; thence along said Western line of North Riverside Drive and the East line of the West half of Section 26, North 0° 33' 30" West, 623.27 feet, to a point on the Southern line of the Modesto Irrigation District Lateral Number 2; thence along said Southern line of Lateral Number 2, North 89° 58' 05" West, 1313.85 feet, to the Northeastern corner of the Yosemite Villa subdivision and the center line of Trask Lane as shown on the map of said subdivision; thence along the center line of Trask Lane, North 0° 35' West, 75.00 feet across Lateral Number 2 to the Northern line of Lateral Number 2 and the Southeastern corner of the Palo Verde Tract, as per map filed in Volume 17 of Maps, Page 22, Stanislaus County Records; thence along the Eastern line of said tract, North 0° 35' West, 357.02 feet, to the Southwestern corner of the Edgebrook Manor subdivision, as per map filed in Volume 19 of Maps, Page 16, Stanislaus County Records; thence along the Southern line of said subdivision, South 89° 58' East, 425.00 feet; thence along the Eastern line of said subdivision, North 0° 35' 35" West, 265.18 feet, and North 0° 51' 55" West, 746.09 feet to the Northeastern corner of said subdivision; thence along the Northern line of property conveyed to Arthur J. Wylie, et ux, by Deed recorded November 10, 1967, as Instrument 36770, Stanislaus County Records, the following bearings and distances: South 59° 06' 20" East, 159.70 feet; North 89° 57' 25" East, 527.52 feet, to the center line of Dry Creek; and along the center line of Dry Creek, South 56° 49' 35" East, 299.55 feet, to the Northerly extension of the Eastern line of 40 foot North Riverside Drive; thence along the Eastern line of North Riverside Drive, said line being 20.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South 0° 34' 45" East, 1123.15 feet, to a point on the Northern line of Lateral Number 2;

thence along the Northern line of Lateral Number 2, South 89° 58' 05" East, 20.00 feet, to a point on the Northerly extension of the Eastern line of that portion of North Riverside Drive lying South of Lateral Number 2; thence along said Eastern line, said line being 40.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South 0° 33' 30" East, 2712.86 feet, to a point on the Southern line of Yosemite Boulevard; thence along the Southern line of Yosemite Boulevard, said line being parallel with and 33.00 feet, measured at right angles, Southerly from the South line of Section 26, North 89° 54' 15" West, 1383.02 feet, to the point of beginning, containing 64.805 acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-205

A RESOLUTION ACCEPTING THE BID OF LOUIS ST. LOUIS FOR THE PURCHASE OF PROPERTY SURPLUS TO THE NEEDS OF THE CITY OF MODESTO LOCATED AT THE SOUTH CORNER OF 7TH AND WASHINGTON STREETS IN THE CITY OF MODESTO

WHEREAS, the Council of the City of Modesto, on February 24, 1969, approved by motion the sale of surplus City property located at the south corner of 7th and Washington Streets and authorized the calling for bids, and

WHEREAS, the bids received for the sale of surplus City property were opened at 2:00 P.M. on March 17, 1969, and later tabulated by the Director of Finance for the consideration of the Council, and

WHEREAS, oral bids for the property were considered by the Council at 4:00 P.M., March 17, 1969, and

WHEREAS, one bid in the amount of \$2,750 was received from Louis St. Louis, and

WHEREAS, Mr. St. Louis has submitted a cash deposit of \$500 with the City of Modesto which shall be retained by the City should he fail to deposit with the City Clerk the amount of his bid within five days after written notice of acceptance of said bid;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Louis St. Louis in the amount of \$2,750 is hereby accepted as the high bid and the execution of proper documents to consummate the sale of the property is hereby authorized.

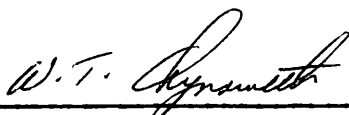
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, by Councilman Simon, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-206

A RESOLUTION APPROVING WAIVER OF FORMAL BID PROCEDURES AND
AUTHORIZATION TO PROCEED WITH REPAIR OF AERIAL LADDER

WHEREAS, the Fire Chief in a memorandum dated March 13, 1969 indicates that the 85-foot aerial ladder on Truck No. 1 is in need of reconditioning; and

WHEREAS, an investigation disclosed that the manufacturer of this equipment, Peter Pirsch & Sons, Inc., Kenosha, Wisconsin, is the only available source for repairs of the aerial ladder.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that formal bid procedures for the repair of the 85-foot aerial ladder on Truck No. 1 are hereby waived.

BE IT FURTHER RESOLVED that the Fire Department is authorized to proceed with the repair of the aerial ladder.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-208

A RESOLUTION ACCEPTING THE CONSTRUCTION OF FIRE STATION NO. 3 ON EL VISTA AVENUE FROM CONTRACTOR, EMERALD CONSTRUCTION COMPANY, INC.

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Fire Station No. 3 on El Vista
Avenue

has been completed by Emerald Construction Company, Inc.

in accordance with the contract agreement dated June 24, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of Fire Station
No. 3 on El Vista Avenue
be accepted from said contractor, Emerald Construction Company, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$66,583.94 ,
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 17th day of March,
1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-208A

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (PORTION OF LOTS
31 AND 32, BLOCK 3, AT 212 G STREET - George J. Lyng)

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 G Street, Block 3

_____, and
WHEREAS, the Council, did, on February 25, 1969, adopt its Resolution No. 69-157, 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 17th day of March, 1969, 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. 69-157, 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. 69-157 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 17th day of March, 1968, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-209

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (LOT 1, BLOCK 834,
Richard Kinser)

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 Roseburg Avenue, Block 834,

and
WHEREAS, the Council, did, on March 3, 1969, adopt its Resolution No. 69-186, 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 March, 1969, 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. 69-186, 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. 69-186 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

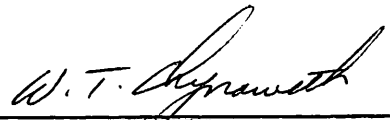
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-210

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. (LOT 8, BLOCK 934, ON KEARNEY AVENUE AT 1428 DEL MONTE AVE. - Torres)

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, curbs and gutters may be required, and

WHEREAS, the Council, did, on August 5, 1968, adopt its Resolution No. 68-759, 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, March 17, 1969, 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 \$509.60

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 \$509.60 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 8, Block 934 of COLLEGE GARDENS as per map filed May 27, 1946 in Volume 14 of Maps, Page 58, 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 17th day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, 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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-211

A RESOLUTION DENYING A PORTION OF THE PROPOSED
AMENDMENT TO SECTION 20-3-9 OF THE ZONING MAP
(DOCTORS' HOSPITAL AREA)

WHEREAS, the Planning Commission initiated proceedings to amend Section 20-3-9 of the Zoning Map to reclassify from R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; R-1 and C-M to C-2, all of which property is described as to the various recommended rezonings in Planning Commission Resolution No. 68-159, a copy of which is attached hereto and 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 2:00 o'clock P.M., on December 3, 1968, 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. 68-159 recommending to the Council an amendment to Section 20-3-9 of the Zoning Map and denying a portion of the proposal, and

WHEREAS, the recommended amendment to Section 20-3-9 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 7:45 o'clock P.M., on January 13, 1969, and

WHEREAS, said hearing was held before the Council at the above time and place, and at said time said hearing was continued to January 27, 1969, at 8:00 o'clock P.M., at the Council's regular meeting place set forth above, and

WHEREAS, said hearing was held at the above place and times, and evidence both oral and documentary was taken and introduced, and the Council found and determined that the proposed amendment to Section 20-3-9 of the Zoning Map to rezone the property described in the above-mentioned Planning Commission Resolution No. 68-159 designated C-M to C-2 should be approved and the proposed rezonings described in said Planning Commission Resolution No. 68-159 designated as R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; and R-1 to C-2 be referred back to the Planning Commission for further study, in accordance with Section 10-2.2114 of the Municipal Code, and

WHEREAS, the Planning Commission failed to act on this matter within forty (40) days of receipt of notice of the request by the Council in accordance with Section 10-2.2114 of the Municipal Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the proposed rezonings of Section 20-3-9 of the Zoning Map described in said Planning Commission Resolution No. 68-159 designated as R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; and R-1 to C-2 be and they are hereby denied for the following reasons:

1. Doctors' Hospital was recently granted a use permit permitting expansion of its hospital facilities, which expansion will have an effect upon the amount of traffic in the immediate vicinity.
2. The rezonings recommended by the Planning Commission will, as the areas are developed, create additional amounts of traffic which the streets in the area are not capable of handling.
3. The rezonings being referred back to the Planning Commission are not required by public necessity, convenience and general welfare for the reasons set forth by the Planning Commission in its Resolution No. 68-159.

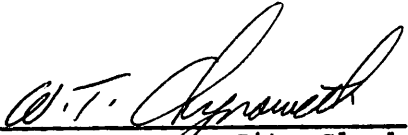
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid,
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

A RESOLUTION RECOMMENDING TO THE CITY COUNCIL AN AMENDMENT TO SECTION 20-3-9 OF THE ZONING MAP AND DENYING A PORTION OF THE PROPOSAL (COMMISSION INITIATED - DOCTORS' HOSPITAL AREA)

WHEREAS, on November 19, 1968, by Resolution 68-157, the Planning Commission initiated proceedings to amend Section 20-3-9 of the Zoning Map to reclassify property from R-A to R-1; R-1 to R-2; R-1 and R-A to P-0; R-1 and C-M to C-2, as described below:

R-A to R-1:

Beginning at the point of intersection of the centerline of West Granger Avenue with the centerline of Sherwood Avenue, also being the northwest corner of Lot 3 of the Mensinger Colony as shown on the official map thereof, filed in the office of the recorder of Stanislaus County, California in Volume 4 of Maps at Page 25; thence southerly along the centerline of Sherwood Avenue, also being the west line of Lot 3 of said Mensinger Colony a distance of 580.13 feet; thence easterly along a line which is parallel to the south line of Lot 3 of said Mensinger Colony and 80 feet northerly therefrom a distance of 263.90 feet; thence northerly along a line which is parallel to the east line of Lot 3 of said Mensinger Colony and 65.82 feet westerly therefrom, a distance of 580.26 feet to the centerline of West Granger Avenue then westerly along the centerline of West Granger Avenue 329.72 feet more or less to the point of beginning.

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 275.67 feet; thence westerly a distance of 333.92 feet to the centerline of Florida Avenue; thence northerly along the centerline of Florida Avenue 275.72 feet to the point of beginning.

R-1 to P-0:

Commencing at the intersection of the centerlines of West Granger Avenue and Florida Avenue; thence southerly along the centerline of Florida Avenue 275.72 feet to the point of beginning; thence, easterly a distance of 333.92 feet to a point which is 325 feet west of McHenry Avenue and 275.67 feet south of West Granger Avenue; thence, southerly along a line which is parallel to McHenry Avenue and 325 feet westerly therefrom a distance of 191.84 feet; thence, westerly 4.57 feet; thence, southerly and parallel to McHenry Avenue 63.92 feet to the north line of the Mira Loma Tract as recorded in Volume 11, Page 48 of the Stanislaus County Records; thence, westerly 205.37 feet along said north line to the northwest corner of Lot 3 of said Mira Loma Tract; thence, southerly 128.04 feet along the westerly line of said Lot 3 and its southerly extension to the centerline of Coolidge Avenue; thence, easterly along the centerline of Coolidge Avenue 18.00 feet; thence, southerly and parallel to the centerline of Florida Avenue and 148.00 feet easterly therefrom a distance of 165.00 feet; thence, easterly and parallel to the centerline of Coolidge Avenue a distance of 198.55 feet; thence, southerly and parallel to the centerline of Florida Avenue a distance of 165.00 feet to the centerline of Claradell Avenue; thence, westerly along the centerline of Claradell Avenue to its intersection with the centerline of Florida Avenue; thence northerly along the centerline of Florida Avenue to the point of beginning.

R-A to P-0:

Parcel 1

Commencing at the point of intersection of the centerline of West Granger Avenue with the centerline of Florida Avenue also being the northeast corner of Lot 2 of the Mensinger Colony as shown on the official map thereof, filed in the office of the Recorder of Stanislaus County, California in volume 4 of maps at Page 25; thence southerly along the centerline of Florida Avenue, also being the east line of Lot 2 of said Mensinger Colony, a distance 220.14 feet to the true point of beginning; thence continuing southerly along the centerline of Florida Avenue 440.26 feet to the south line of Lot 2 of said Mensinger Colony; thence westerly along said south line of Lot 2 329.64 feet to the southwest corner of said Lot 2; thence continuing westerly along the south line of Lot 3 of said Mensinger Colony 65.82 feet; thence northerly along a line which is parallel to the west line of Lot 2 of said Mensinger Colony and 65.82 feet westerly therefrom to a point which is 220.14 feet south of the centerline of Granger Avenue; thence easterly along a line which is parallel to the centerline of Granger Avenue a distance of 395.56 feet to the point of beginning.

Parcel 2

Beginning at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg Avenue 168.00 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue 109.99 feet; thence easterly along a line which is parallel to the centerline of West Orangeburg Avenue 168.00 feet to the centerline of Florida Avenue; thence southerly along the centerline of Florida Avenue 109.99 feet to the point of beginning.

Parcel 3

Commencing at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg 249.54 feet to the point of beginning; thence northerly along a line which is parallel with the centerline of Florida Avenue and westerly 249.54 feet therefrom a distance of 180.00 feet; thence westerly along a line which is parallel to the centerline of West Orangeburg Avenue a distance of 80 feet; thence southerly along a line which is parallel to the centerline of Florida Avenue a distance of 180 feet to the centerline of West Orangeburg Avenue; thence easterly along the centerline of West Orangeburg 80 feet to the true point of beginning.

R-1 to C-2:

Commencing at the intersection of the centerlines of McHenry Avenue and Claradell Avenue; thence, westerly along the centerline of Claradell Avenue 185.00 feet to the point of beginning; thence northerly along a line which is parallel with the centerline of McHenry Avenue and 185.00 feet therefrom a distance of 165.00 feet; thence, westerly along a line which is parallel with the centerline of Claradell Avenue and 165.00 feet therefrom a distance of 133.12 feet; thence, southerly along a line which is parallel with the centerline of McHenry Avenue a distance of 165.00 feet to the centerline of Claradell Avenue; thence, easterly along the centerline of Claradell Avenue a distance of 133.12 feet to the point of beginning.

Beginning at the intersection of the centerlines of McHenry Avenue and West Granger Avenue; thence, southerly along the centerline of McHenry Avenue to its intersection with the easterly extension of the north line of the Mira Loma Tract as recorded in Volume 11, Page 48 of the Stanislaus County Records; thence, westerly along the north line of said Mira Loma Tract 329.57 feet; thence, northerly along a line parallel to McHenry Avenue a distance of 63.92 feet; thence, easterly 4.57 feet; thence, northerly parallel to McHenry Avenue a distance of 467.51 feet to the centerline of West Granger Avenue; thence, easterly along the centerline of West Granger Avenue a distance of 325.00 feet to the point of beginning.

WHEREAS, a public hearing was held on December 3, 1968;

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines as follows:

1. That rezoning of the R-1 and C-M to C-2; the R-1 to R-2, the R-1 to P-0 as initiated and the parcel north of Doctors' Hospital proposed for rezoning from R-A to P-0, is required by public necessity, convenience, and general welfare for the following reasons:

- a) Doctors' Hospital, undergoing growth and change in character is causing a change in character of the adjacent area to the north and east upon which the above zoning will apply.
- b) The recommended zoning will allow uses compatible with the affected nearby residences as well as Doctors' Hospital.
- c) The recommended zoning will provide a transition between the residences to the west of Doctors' Hospital and the commercial uses fronting on McHenry Avenue to the east.

2. That rezoning of the R-A to R-1 and R-A to P-0 of the 2 lots having frontage on West Orangeburg Avenue as initiated is not required by public necessity, convenience and general welfare for the following reasons:

- a) Rezoning of the above mentioned 2 lots to P-0 would be "spot zoning".
- b) Rezoning of the parcel initiated for change from R-A to R-1 would promote a false impression to the residents to the north and west that the property would be developed with one-family residences.

3. The three parcels mentioned in #2 above for which zoning is to be denied are described as follows:

R-A to R-1:

Beginning at the point of intersection of the centerline of West Granger Avenue with the centerline of Sherwood Avenue, also being the northwest corner of Lot 3 of the Mensinger Colony as shown on the official map thereof, filed in the

office of the recorder of Stanislaus County, California in Volume 4 of maps at Page 25; thence southerly along the centerline of Sherwood Avenue, also being the west line of Lot 3 of said Mensinger Colony a distance of 580.13 feet; thence easterly along a line which is parallel to the south line of Lot 3 of said Mensinger Colony and 80 feet northerly therefrom a distance of 263.90 feet; thence northerly along a line which is parallel to the east line of Lot 3 of said Mensinger Colony and 65.82 feet westerly therefrom, a distance of 580.26 feet to the centerline of West Granger Avenue then westerly along the centerline of West Granger Avenue 329.72 feet more or less to the point of beginning.

R-A to P-0:

Parcel 2

Beginning at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg Avenue 168.00 feet; thence northerly along a line which is parallel to the centerline of Florida Avenue 109.99 feet; thence easterly along a line which is parallel to the centerline of West Orangeburg Avenue 168.00 feet to the centerline of Florida Avenue; thence southerly along the centerline of Florida Avenue 109.99 feet to the point of beginning.

Parcel 3

Commencing at the point of intersection of the centerline of Florida Avenue with the centerline of West Orangeburg Avenue; thence westerly along the centerline of West Orangeburg 249.54 feet to the point of beginning; thence northerly along a line which is parallel with the centerline of Florida Avenue and westerly 249.54 feet therefrom a distance of 180.00 feet; thence westerly along a line which is parallel to the centerline of West Orangeburg Avenue a distance of 80 feet; thence southerly along a line which is parallel to the centerline of Florida Avenue a distance of 180 feet to the centerline of West Orangeburg Avenue; thence easterly along the centerline of West Orangeburg 80 feet to the true point of beginning.

BE IT FURTHER RESOLVED by the Planning Commission that it recommends to the Council that rezoning of the R-1 and C-M to C-2; the R-1 to R-2; the R-1 to P-0 as initiated and the parcel north of Doctors' Hospital proposed for rezoning from R-A to P-0 be approved.

BE IT FURTHER RESOLVED by the Planning Commission that rezoning of the R-A to R-1 and the R-A to P-0 of the 2 lots having frontage on West Orangeburg Avenue as described in Planning Commission finding #3 above be and is hereby denied.

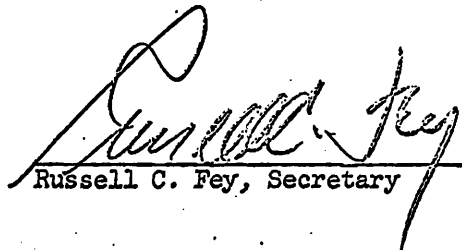
The foregoing resolution was introduced at the regular meeting of the Planning Commission held on December 3, 1968, by William Nicholson, who moved its adoption, which motion was seconded by George Gagos and carried by the following vote:

Ayes: Dunlap, Humphreys, Nicholson, and Gagos

Noes: Alexander, Muratore, and Sutton.

Absent: None

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



Russell C. Fey, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 69-212

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE, LANDSCAPE ARCHITECTS, FOR PLANS AND SPECIFICATIONS FOR STAGE 1 DEVELOPMENT OF SHERWOOD PARK SITE (Lump sum: \$4,765)

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 plans and specifications for State 1 Development of Sherwood Park site (for a lump sum: \$4,765) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-213

A RESOLUTION ESTABLISHING FILING FEE FOR APPLICATION FOR ABANDONMENT OR VACATION OF PUBLIC RIGHTS OF WAY OR EASEMENTS AND RESCINDING RESOLUTION NO. 69-73

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

1. A filing fee of \$75.00 for each application filed with the City of Modesto for vacation and abandonment of a public right of way or easement is hereby established.

2. Said filing fee shall be paid at the same time as the application for vacation or abandonment is filed, except that public agencies shall be exempt from such fees.

3. All request for abandonment shall be made to the Council, which will refer the request to the Planning Commission. Following a public hearing, the Planning Commission will make a recommendation to the Council which will also hold a public hearing and consider the request.

4. In the event staff determines that a title report is required, it shall be furnished by the applicant prior to consideration by the Planning Commission.

BE IT FURTHER RESOLVED that Resolution No. 69-73 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-214

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. (PRESCOTT NO. 3 ADDITION)

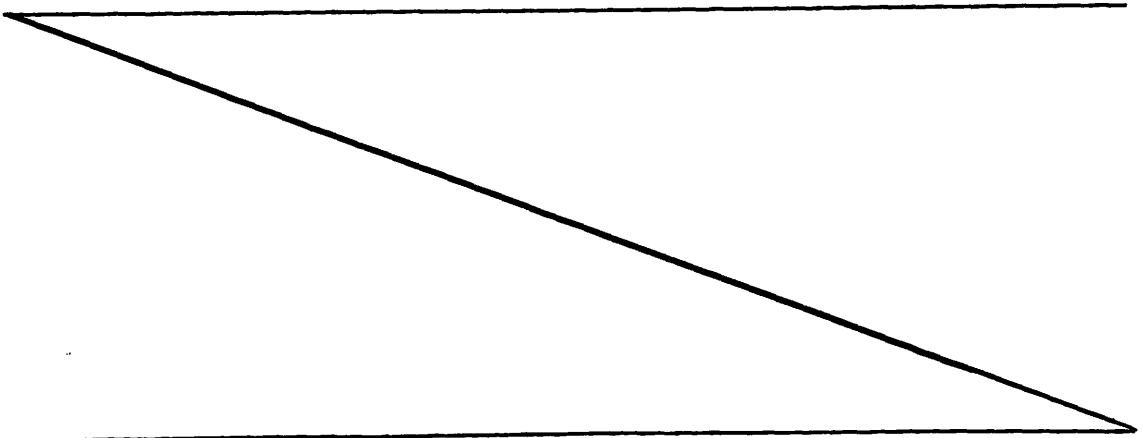
WHEREAS, there has been annexed to the City of Modesto on February 25, 1969, certain territory known as _____ Prescott No. 3 Addition, and

WHEREAS, the inclusion of the area contained in _____ Prescott No. 3 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 Prescott 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 as follows:



~~SECRET~~
PRESCOTT NO. 3 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 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and also being all of the property conveyed to Prescott Road Joint Venture, as per deed recorded March 17, 1967, as Instrument 8189, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary of the PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being South $89^{\circ} 21' 30''$ West, 20.00 feet from the Northeast corner of the Northeast quarter of the Southeast quarter of Section 13 and the center line of Prescott Road; thence along the existing City Limits on a Southern line of said Addition (109), South $89^{\circ} 21' 30''$ West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of Section 13, said point being the Southeastern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, and the Northeastern corner of the SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Scott Manor Addition (130) and the Western line of the Northeast quarter of Southeast quarter of Section 13, South $0^{\circ} 16' 30''$ East, 396.00 feet, to the Southeastern corner of said Addition (130); thence leaving the City Limits and along the Southern and Eastern lines of the Prescott Road Joint Venture property the following bearings and distances: North $89^{\circ} 21' 30''$ East, 962.31 feet; North $0^{\circ} 38' 30''$ West, 192.00 feet; and North $89^{\circ} 21' 30''$ East, 345.51 feet, to a point on a line which is 20.00 feet Westerly from the center line of Prescott Road, said point also being on the existing City Limits on a Western line of the Park Manor Addition (109); thence along the existing City Limits on the Western line of said Addition (109), North $0^{\circ} 15'$ West, 204.00 feet to the point of beginning, containing 10.358 Acres, more or less.

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. 31.

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 5, 1969, 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 judgement 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. 31.

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 side of Prescott Road at the southern boundary of the annexation.

(2) On the west side of Prescott Road at the northern boundary of the annexation.

(3) At the eastern end of Sharon Way at the western 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. 31, 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 March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, 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. Blasey
Public Works Department
3-13-69

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 17, 1969, 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: Hughes, Mitchell, Robinson, Shastid, 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 18, 1969



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-215

A RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA TO REMOVE THE CITY OF MODESTO FROM THE PROCEEDINGS IT HAS INSTITUTED RELATING TO THE GRADE CROSSING OF SOUTHERN PACIFIC COMPANY AT WOODLAND AVENUE IN THE COUNTY OF STANISLAUS (CROSSING NO. B-111.6), AND NOT TO ASSIGN ANY FINANCIAL RESPONSIBILITY FOR THE PROPOSED AUTOMATIC PROTECTION AT SAID GRADE CROSSING TO THE CITY OF MODESTO.

WHEREAS, on August 13, 1968, the Public Utilities Commission of the State of California, advised the City that the Southern Pacific Company's grade crossing at Woodland Avenue was partially located within the city limits, and requested the City to participate with the County of Stanislaus and the Southern Pacific Company in the cost of installing automatic protection at said crossing, and

WHEREAS, said request was considered by the Council at its meeting of August 26, 1968, at which time, by motion, the Council voted not to participate in the cost of installing automatic protection at said Woodland Avenue grade crossing because said crossing is not situated within the city limits of the City of Modesto, and

WHEREAS, the Director of Parking and Traffic of the City of Modesto advised William W. Dunlop, Secretary of the Public Utilities Commission by letter dated August 27, 1968, of the City Council's action taken at its meeting of August 26, 1968, and

WHEREAS, by a letter dated February 28, 1969, the Director of Parking and Traffic also advised Mr. William Symons, Jr., President of the Public Utilities Commission of the Council's action taken at its meeting of August 26, 1968, and

WHEREAS, the City of Modesto has received a notice advising it that the Public Utilities Commission has set a hearing for April 21, 1969, Case No. 8895, to consider the matter of the Woodland Avenue Crossing No. B-111.6 of the Southern Pacific Company tracks in the County of Stanislaus, for investigation into the status, safety, maintenance, use and protection or closing of the crossing, which names the City of Modesto as an interested party to the proceedings, and

WHEREAS, the City Council desires to reaffirm its former decision to not participate in the cost of the installation of automatic protection at said Woodland Avenue grade crossing of the Southern Pacific Company for the reason that said crossing is not located within the city limits of the City of Modesto, and that said Council therefore believes the City of Modesto is not an interested party in the Public Utilities Commission Case No. 8895 relating to the investigation it is conducting relating to said grade crossing,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby requests the Public Utilities Commission of the State of California to remove the City of Modesto as an interested party in the proceedings it has pending relating to said Woodland Avenue Grade Crossing No. B-111.6 and to not assign any financial responsibility to the City of Modesto for the cost of installing automatic protection at said Woodland Avenue Grade Crossing No. B-111.6 for the following reasons:

1. The crossing is approximately 60 feet beyond the city limits of the City of Modesto.
2. By a letter dated August 13, 1968, to the Director of Parking and Traffic of the City of Modesto, the Secretary of the Public Utilities Commission advised that "In reviewing this matter, it appears that three of the legs encompassing this grade crossing are located within the city limits and would appear to generate the majority of the traffic over this crossing. These legs would include two on former State Route 4 and the other on Coldwell Avenue." This conclusion is incorrect. The grade crossing does not "encompass" the intersection. The grade crossing is 60 or more feet away from the intersection. The crossing is solely across Woodland Avenue, a county road outside of the city limits
3. Although some traffic may proceed from city streets onto Woodland Avenue, all the traffic at the crossing approaches and leaves the crossing on a county road.
4. In Public Utilities Commission Case No. 7832 the City of Modesto was required by the P. U. C. to pay the full allocation of costs of the crossing gates at the Kansas Avenue No. B-112.3 crossing, the next crossing north on these tracks. This was despite the facts that Ninth Street was a State Highway (Route 4) and also only 60 feet from the crossing, and that 500 feet to the west Kansas Avenue was, and still is, a county road. In that case (P. U. C. Case No. 7832) the county was not considered a "necessary and indispensable party", and the State was only required to work with the city in modifying the adjacent traffic signals, not to share in the cost of the gates.
5. Where a railroad crosses a road or a street, the agency having control of that road or street is the "necessary and indispensable" party, not an agency having jurisdiction 60 feet or 500 feet away.

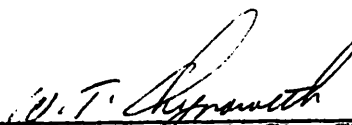
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, by Councilman Hughes, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simons, Smith,
Mayor Davies

NOES: Councilmen: None

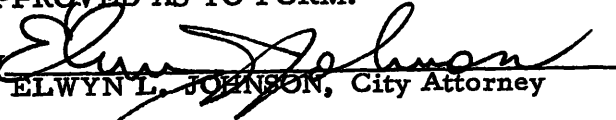
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-216

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE SOUTHERN PACIFIC CO. FOR EXPANSION OF CITY'S S.P. DEPOT PARKING LOT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and The Southern Pacific
Co. for expansion of City's S.P. Depot Parking Lot (to expand the area
~~xxxx~~ leased from S.P. by approximately 700 square feet)

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
March , 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-217

A RESOLUTION CANCELLING AGREEMENT BETWEEN THE CITY OF MODESTO AND R. S. GADA, DBA RAY'S RADIO SHOP FOR REPAIR OF THE CITY'S ELECTRONIC AND RADIO EQUIPMENT (Effective April 16, 1969)

WHEREAS, the City of Modesto and R. S. Gada, dba Ray's Radio Shop, entered into an agreement on July 1, 1966 for the repair and maintenance of the City's electronic and radio equipment; and

WHEREAS, Section 7 of said agreement provides that this agreement may be terminated at the option of either party by the party desiring to terminate this agreement giving thirty days' prior written notice to the other party, and

WHEREAS, Ray Gada, dba Ray's Radio Shop, in a letter dated March 17, 1969, has given thirty days' notice to the City of Modesto requesting termination of said agreement effective April 16, 1969.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the thirty-day written notice to terminate the agreement between the City of Modesto and R. S. Gada, dba Ray's Radio Shop is hereby accepted by the City of Modesto, said termination to be effective April 16, 1969.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-218

A RESOLUTION DENYING REQUEST OF CHET BOWES, D.D.S., FOR WAIVER
OF PENALTY ON BUSINESS LICENSE TAX

WHEREAS, Chet Bowes, D.D.S., has requested a waiver of penalty and interest on business license tax for the quarter ending December 31, 1968; and

WHEREAS, Section 6-1.111 of the Municipal Code provides that taxes for quarterly gross receipts for the preceding quarterly period are delinquent at 5 o'clock p.m. on the last day of the month following the quarterly license period, in this case January 31, 1969, and

WHEREAS, the Director of Finance in a memorandum to the City Manager has recommended that the penalty not be waived as the envelope containing the payment was postmarked after the due date.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Chet Bowes, D.D.S., for a waiver of penalty for late payment of quarterly tax for the period ending December 31, 1968 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 17th day of March, 1969, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-219

A RESOLUTION DENYING REQUEST OF HOME FINANCE CORP. FOR WAIVER
OF PENALTY ON BUSINESS LICENSE TAX

WHEREAS, Home Finance Corp. has requested a waiver of penalty and interest on business license and tax for the quarter ending September 30, 1968; and

WHEREAS, Section 6-1.111 of the Municipal Code provides that taxes for quarterly gross receipts for the preceding quarterly period are delinquent at 5 o'clock p.m. on the last day of the month following the quarterly license period, in this case October 31, 1968; and

WHEREAS, the Director of Finance in a memorandum to the City Manager has recommended that the penalty not be waived as the envelope containing the payment was postmarked after the due date.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Home Finance Corp. for a waiver of penalty for late payment of quarterly tax for the period ending September 30, 1968 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 17th day of March, 1969, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-220

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 920 MCHENRY
AVENUE, A PORTION OF BLOCK 649 - H. E. Austin)

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 per cent (50%) of the street frontage of
McHenry Avenue, Block 649

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 002-01-112-13-11-003 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 7th day of April 1969, 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 17th
day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, 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

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 April 1969, 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 17th
day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: None

✓
3-19-69
2:37

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

(SEAL)

APPROVED AS TO DESCRIPTION:
By R. A. Hazard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-221

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON McHENRY AT
912 McHENRY AVENUE, A PORTION OF BLOCK 649 -
Reginald S. Jeans)

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 per cent (50%) of the street frontage of
McHenry Avenue, Block 649

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 002-01-112-13-003 as per Stanislaus
County Assessor's Records.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-222

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON McHENRY AT
1560 McHENRY AVENUE, A PORTION OF BLOCK 1235 -
Rumbley Realty Co.)

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 per cent (50%) of the street frontage of
McHenry Avenue, Block 1235

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 002-01-031-01-01-003 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 7th day of April 1969, 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 17th
day of March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

5-11-69
ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Haseyford
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-223

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 KAZMIR COURT 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 March, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

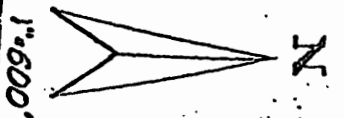
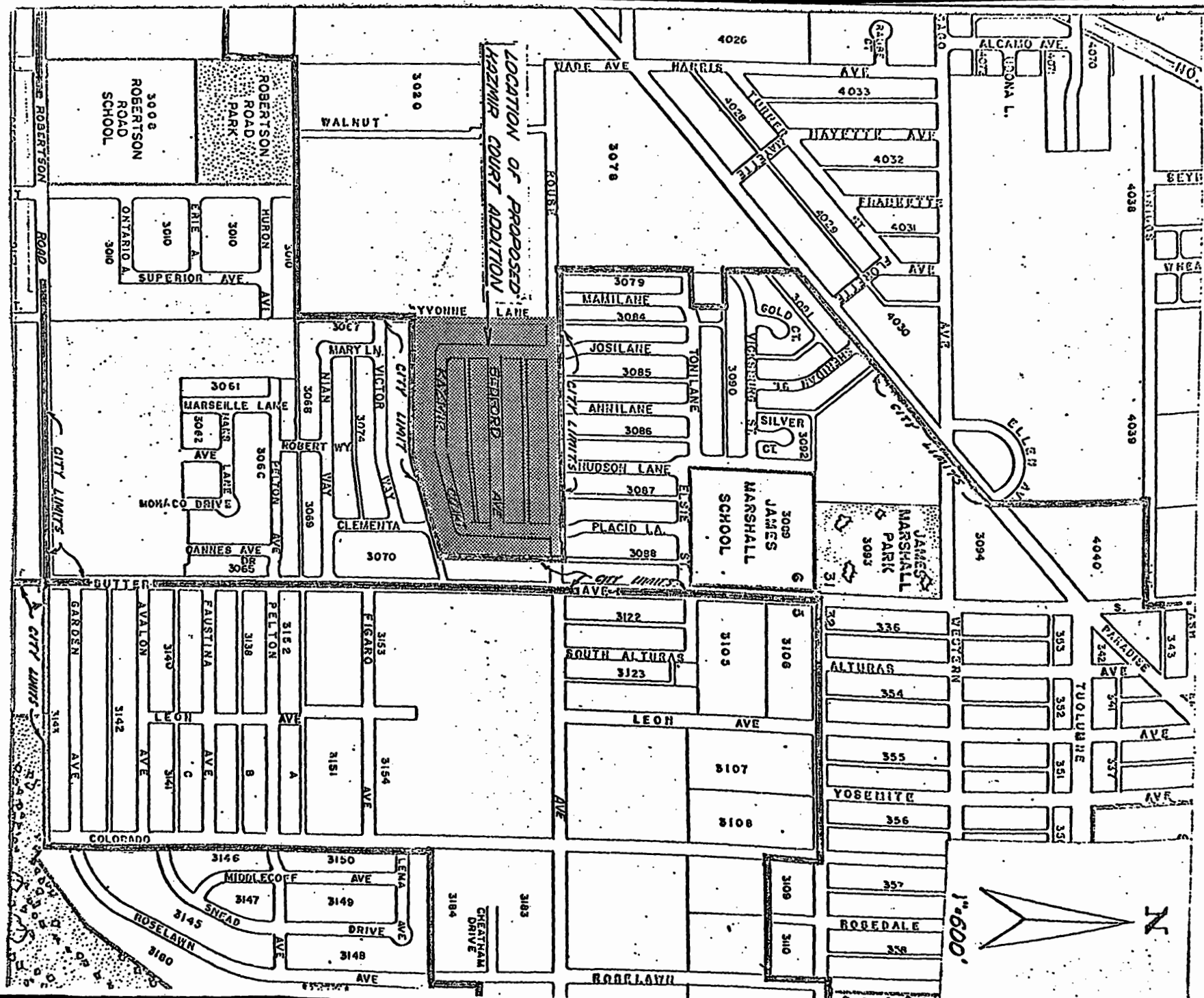
W. T. Chynoweth
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MARCH 3, 1969



LOCATION OF PROPOSED
KAZMIR COURT ADDITION

KAZMIR COURT
SEBORD AVE

3002
ROBERTSON
ROAD
SCHOOL

3009
JAMES
MARSHALL
SCHOOL

JAMES
MARSHALL
PARK

ROBERTSON ROAD

CITY LIMITS

CITY LIMITS

ROUTE

CITY LIMITS

1" = 600'

MODESTO CITY COUNCIL
RESOLUTION NO. 69-224

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 COOLIDGE 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 March, 19 , 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

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

(SEAL)

APPROVED AS TO FORM:

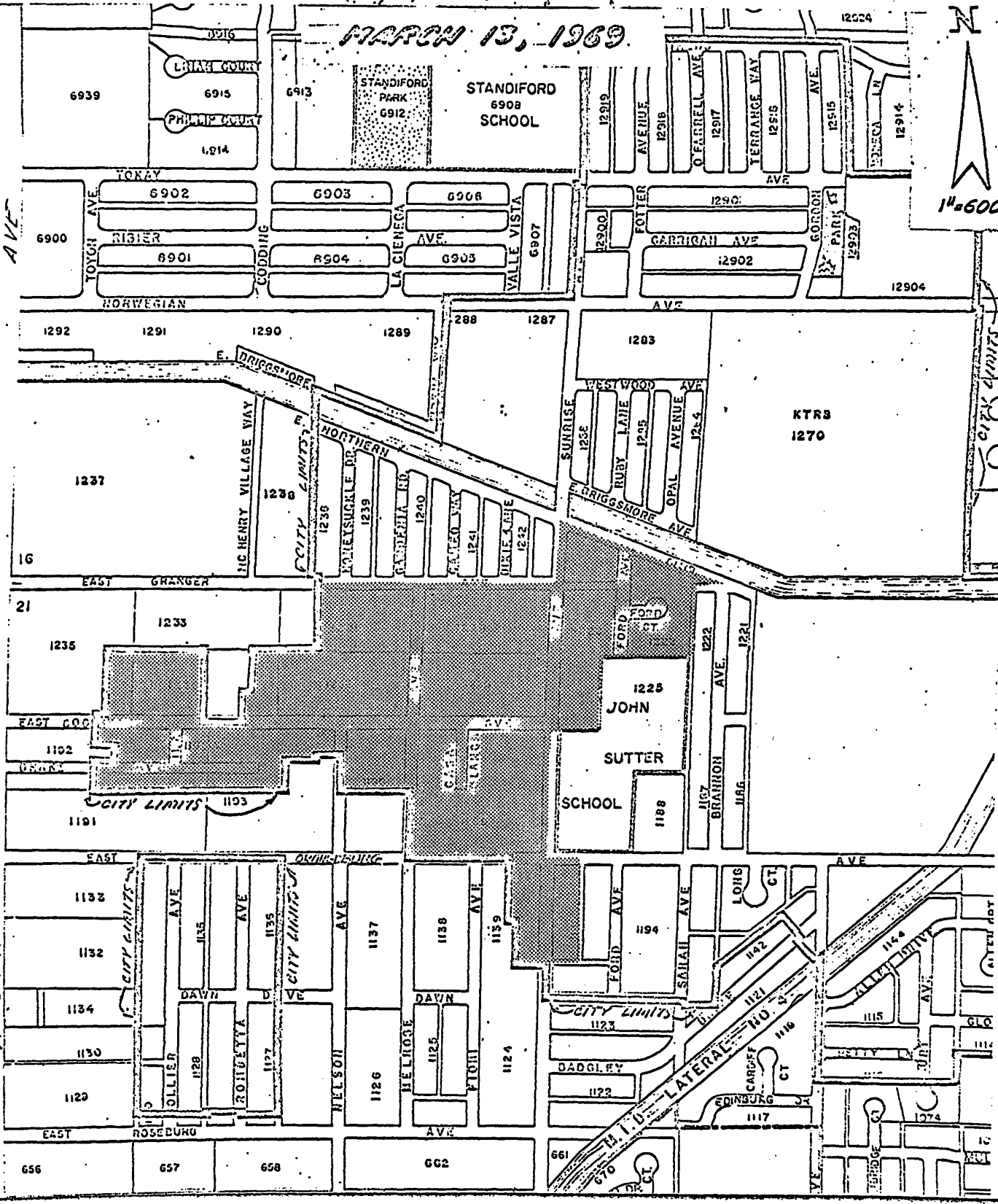
By Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

EAST COOLIDGE ADDITION

MARCH 13, 1969



1"=600'



MODESTO CITY COUNCIL
RESOLUTION NO. 69-225

A RESOLUTION ACCEPTING THE BID OF COOKS COMMUNICATION CORP., FRESNO, CALIFORNIA, FOR RADIO EQUIPMENT FOR A NET AMOUNT OF \$5,350 (TEN RADIOS)

WHEREAS, Resolution No. 69-167, adopted by the Council of the City of Modesto on March 3, 1969, approved the specifications for the furnishing of eleven (11) portable and mobile radios, and authorized the calling for bids, and

WHEREAS, the bids received for the radio equipment were opened at 2:00 P.M. on March 18, 1969, and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Cooks Communication Corp., Fresno, California, for ten radios (listed on a memorandum dated March 19, 1969) as follows:

<u>Item</u>	<u>Quantity</u>	<u>Model</u>	<u>Unit Pr.</u>	<u>Total</u>
1.	2	GE MT-56TCS66	\$555.00	\$1,110.00
2.	8	GE MT-56TAS66	530.00	4,240.00
			TOTAL	\$5,350.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Cooks Communication Corp., Fresno, California, for the radio equipment listed above for a net amount of \$5,350.00 be accepted and the issuance of purchase orders for the above equipment authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-226

A RESOLUTION ACCEPTING THE BID OF MOTOROLA COMMUNICATIONS & ELECTRONICS CORP., FRESNO, CALIFORNIA, FOR RADIO EQUIPMENT FOR A NET AMOUNT OF \$797.11 (ONE RADIO)

WHEREAS, Resolution No. 69-167, adopted by the Council of the City of Modesto on March 3, 1969, approved the specifications for the furnishing of eleven (11) portable and mobile radios, and authorized the calling for bids, and

WHEREAS, the bids received for the radio equipment were opened at 2:00 P.M. on March 18, 1969, and later tabulated by the Purchasing Officer for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Motorola Communications & Electronics Corp. for one radio (listed on a memorandum dated March 19, 1969) as follows:

<u>Item</u>	<u>Quantity</u>	<u>Model</u>	<u>Unit Pr.</u>	<u>Total</u>
3.	1	Motorola P33 DEN-1100M/W	\$797.11	\$797.11

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Motorola Communications & Electronics Corp., Fresno, California, for the radio equipment listed above for a net amount of \$797.11 be accepted and the issuance of a purchase order for the above equipment authorized.

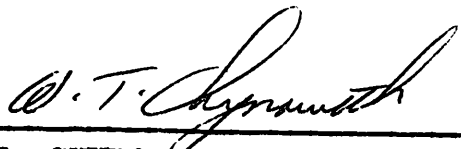
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-227

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER, WOODROW TO RUMBLE

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, Woodrow to Rumble,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 8, 1969 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 24th day of March , 19 69, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-228

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$43,000 FOR CONSTRUCTION OF SUBTRUNK SEWER TO SERVE DAVIS PARK, NORTHGATE NO. 5 SUBDIVISION, AND ADJACENT AREAS

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

1953 SEWER BOND

FROM: General Reserve (60-404) \$19,201
TO: Northgate Sub-Trunk Sewers (6555-404) 19,201

1957 SEWER BOND

FROM FROM: Municipal Sewer District (6653-405) \$23,799
TO: Northgate Sub-Trunk Sewers (6555-405) 23,799

(To provide funds for the construction of a subtrunk sewer to serve Davis Park, Northgate No. 5 Subdivision and adjacent areas)

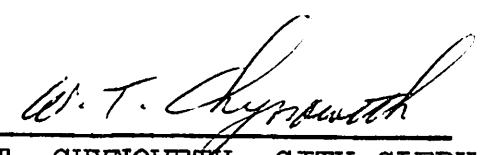
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-229

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR IMPROVEMENTS TO MARSHALL PARK

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

SECTION 1. The plans and specifications for improvements to Marshall Park,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 8, 1969 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 March , 19 69, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-230

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY, MODESTO, CALIFORNIA, FOR MODERNIZATION OF ELECTRICAL CONTROLS AT PUMP STATIONS 9, 10 AND 16

WHEREAS, Resolution No. 69-169 , adopted by the Council of the City of Modesto on March 3, 1969 approved the plans and specifications for the modernization of electrical controls at Pump Stations 9, 10, and 16, and authorized the calling for bids, and

WHEREAS, the bids received for the modernization of electrical controls at Pump Stations 9, 10, and 16 were opened at 10:00 A.M. on March 18, 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 Industrial Electrical Company, Modesto, California, in the amount of \$6,944.00 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, Modesto, California, in the amount of \$6,944.00 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 24th day of March, 1969 , by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-231

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. (ROSE ACRES 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 February 3, 1969, duly adopted Resolution No. 69-108 (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. 29 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 24, 1969, 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.

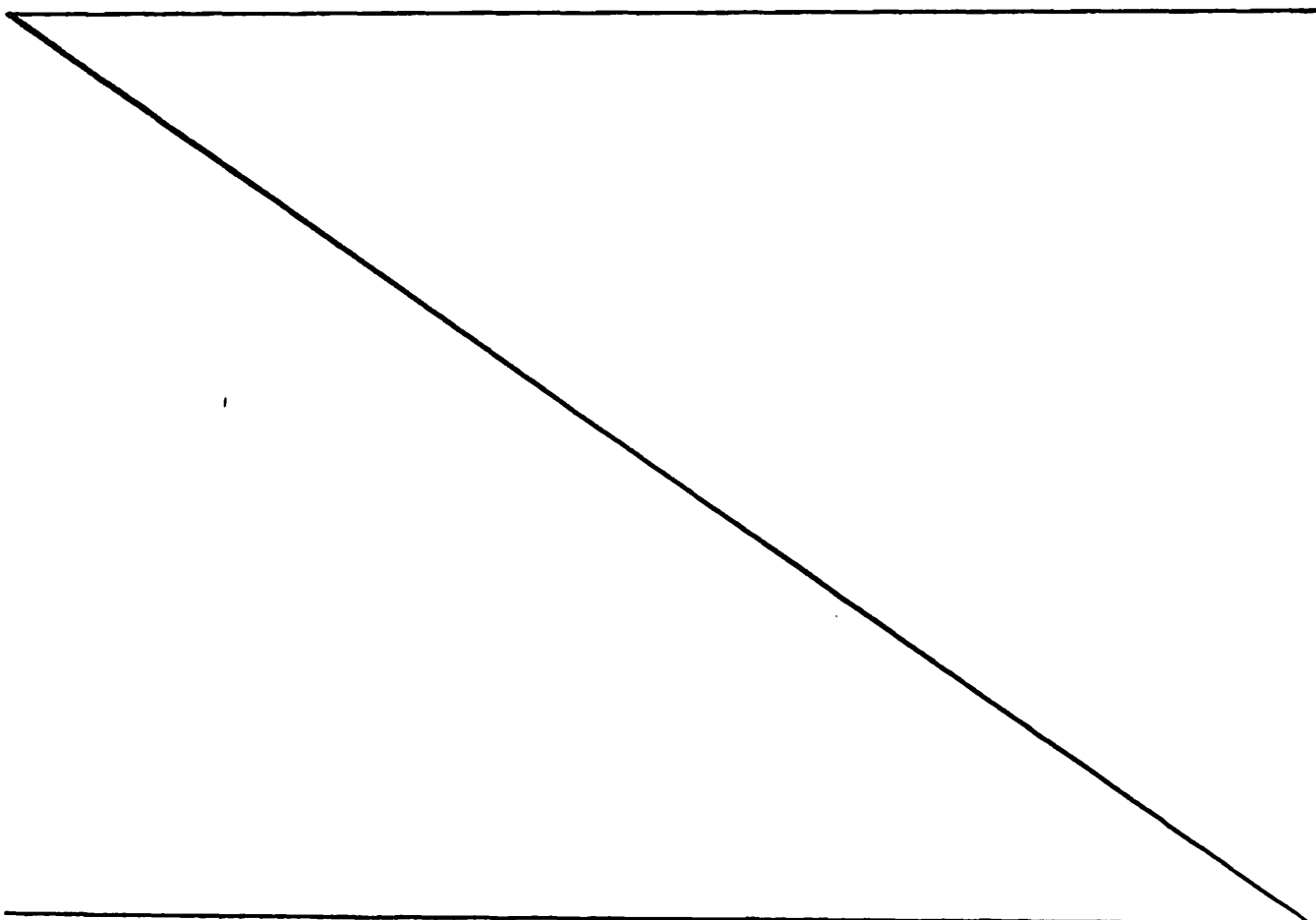
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 29 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. 29 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. 29, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



October 24, 1968

ROSE ACRES NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 2 of the BROUGHTON COLONY TRACT, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965, as Instrument 28973, Stanislaus County Records, said point being on the center line of Rose Avenue; thence along the center line of Rose Avenue, said line also being the Western line of the Northeast quarter of Section 22 and the Western line of Lot 2 of the Broughton Colony Tract, North $0^{\circ} 37'$ West, 643.78 feet to a point on the Northern line of Section 22; thence along said Northern line of Section 22, North $89^{\circ} 50' 35''$ East, 1311.54 feet to the Northeastern corner of Lot 2; thence along the Eastern line of said Lot 2, South $0^{\circ} 41' 30''$ East, 644.62 feet to the Northeastern corner of the Kienetz Addition (179); thence along the existing City Limits on the Northern line of said Addition (179), South $89^{\circ} 52' 45''$ West, 1312.39 feet to the point of beginning, containing 19.402 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. 29, 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 March, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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. Hasegood
Public Works Department

4-2-7-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-232

A RESOLUTION REFERRING THE PROPOSED AMENDMENT TO SECTION MAP 8-3-9 OF THE ZONING MAP BACK TO THE PLANNING COMMISSION FOR FURTHER STUDY. (DAN BALESTRINI)

WHEREAS, the Planning Commission of the City of Modesto by its Resolution No. 69-11 adopted on January 21, 1969, recommended that Section 8-3-9 of the Zoning Map be amended to reclassify from One-Family Residential Zone, R-1, to Planned Development Zone, P-D, the following described property:

Lots 1, 2, 3 and 4, Block 13101 Bel-Air No. 3

Lots 1, 2, 3, 4 and 5, Block 13100 Bel-Air No. 3

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.

WHEREAS, said matter was set for public hearing before the Council in the Council Chambers located at 801 - 11th Street, Modesto, California, at 7:55 o'clock P. M. on February 24, 1969, at which time said hearing was continued to March 24, 1969, at 7:50 o'clock P. M. in said Council Chambers located at 801 - 11th Street, Modesto, California, and

WHEREAS, said continued 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:

- (a) The property was denied R-2 zoning in 1967;
- (b) There has been no substantial change since 1967 that would justify a P-D Zone for R-1 uses for property that was denied R-2 zoning in 1967;
- (c) 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; and

- (d) 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 it hereby declares its intention to deny the proposed amendment to Section Map 8-3-9 of the Zoning Map to reclassify from One-Family Residential Zone, R-1, to Planned Development Zone, P-D, the property hereinbefore described, but the Council's final decision in this matter shall not be rendered

until a further report has been received from the Planning Commission, as provided by Section 10-2.2114 of the Modesto Municipal Code. In further considering this matter and making its further report, the Council requests the Planning Commission to consider and report on the following:

(a) Has there been substantial change since 1967 that would justify a P-D Zone for R-1 uses for property that was denied R-2 zoning in 1967?

(b) Would the granting of P-D zoning for this property be consistent with the denial of R-2 zoning for other properties in the same vicinity?

(c) Is the proposed rezoning required by public necessity, convenience and general welfare?

BE IT FURTHER RESOLVED that the City Council's decision in this matter shall not be final until such time as the City Council receives and acts upon such further report of the Planning Commission; provided, however, that failure of the Planning Commission to act within forty (40) days of receipt of notice of this request shall automatically make said decision final.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Smith, Mayor Davies
NOES: Councilmen: Hughes
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 [Signature]
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-233

A RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURE FOR
REPLACEMENT OF WATER LINE ON WEST HATCH ROAD

WHEREAS, West Hatch Road is presently under construction;
and


WHEREAS, it is imperative that a water line extending
several hundred feet west from the corner of Cascade and West
Hatch Road be reconstructed; and

WHEREAS, in order to facilitate the reconstruction of
the water line to coincide with the present reconstruction of
West Hatch Road, the Director of Public Works has requested
that formal bid procedure for replacement of said water line
be waived.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that waiver of formal bid procedure for the replace-
ment of water line to extend several hundred feet west from
the corner of Cascade and West Hatch Road is hereby authorized.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 24th day
of March, 1969 by Councilman Shastid, who moved its adoption,
which motion being duly seconded by Councilman Smith, was upon
roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST: 
W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-234

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE, LANDSCAPE ARCHITECTS, FOR PLANS AND SPECIFICATIONS FOR STAGE I DEVELOPMENT OF MOOSE PARK SITE (\$3,308)

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 plans and specifications for Stage I ~~for~~ development of Moose Park Site for a lump sum figure of \$3,308.00

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March , 1969, by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-235

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GREATER MODESTO COUNCIL OF CHURCHES FOR LEASE OF THE DOWNEY AVENUE FIRE STATION AT 416 DOWNEY AVENUE FOR A YOUTH CENTER (FOR ONE YEAR BEGINNING MARCH 24, 1969 AND ENDING MARCH 23, 1970)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Greater Modesto Council of Churches for lease of the Downey Avenue Fire Station at 416 Downey Avenue for a youth center (on a year-to-year basis) effective March 24, 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 24th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-236

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND AERO COMMUTER FOR LEASE OF PREMISES, FACILITIES, RIGHTS, LICENSES, SERVICES AND PRIVILEGES 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 Aero Commuter, a California corporation, for lease of premises, facilities, rights, licenses, services and privileges in connection with and on 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 24th day of March, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-237

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GOLDEN PACIFIC AIRLINES, A CALIFORNIA CORPORATION FOR LEASE OF PREMISES 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 Golden Pacific Airlines, a California Corporation, for lease of premises, facilities, rights, licenses, services and privileges in connection with and on the Airport, be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969 by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-238

A RESOLUTION AUTHORIZING GOLDEN PACIFIC AIRLINES AND AERO
COMMUTER AIRLINES TEMPORARY USE OF MOBILE OFFICES AT MODESTO
CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Golden Pacific Airlines and Aero Commuter are hereby authorized the temporary use of mobile offices at Modesto City-County Airport in connection with their respective agreements with the City of Modesto in providing air transportation with respect to persons, property and cargo.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969 by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-239

A RESOLUTION AUTHORIZING AN AMENDMENT TO CORRECT AN ERROR IN THE CONTRACT BETWEEN THE CITY COUNCIL OF THE CITY OF MODESTO AND THE BOARD OF ADMINISTRATION OF THE PUBLIC EMPLOYEES' RETIREMENT SYSTEM

WHEREAS, the Board of Administration of the Public Employees' Retirement System and the City Council of the City of Modesto entered into an amendment to contract effective January 1, 1969 providing for the recalculation of allowances to persons already retired; and

WHEREAS, it is and has been the intention of the City of Modesto to extend the allowance increases to all persons retired from the City of Modesto including those who were retired under the local system on the effective date of the contract; and

WHEREAS, such costs were included in the actuarial valuation which determined the cost of the recalculation; and

WHEREAS, Section 20461 of the Public Employees' Retirement Law provides that an error made in a contract may be corrected through amendments approved by the adoption of suitable resolutions by the contracting parties;

NOW, THEREFORE, BE IT RESOLVED that said City Council of the City of Modesto authorize, and it does hereby authorize an amendment to said contract to be effective January 1, 1969 to read as follows:

A. Paragraphs 5(c) (10), (11), (12), and (13) and paragraphs 6(g) (7), (8), (9), and (10) of the contract amendment executed effective January 1, 1969 shall include: "This increase shall be applicable to pensioners and annuitants who were retired under the local system on the effective date of the contract."

BE IT FURTHER RESOLVED that the City Manager of the City of Modesto is hereby authorized, empowered, and directed to execute said amendment for and on behalf of said City Council.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

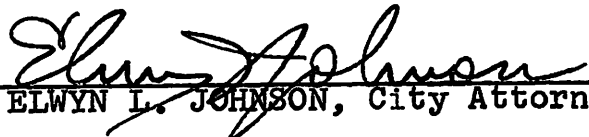
ATTEST:



W. T. CHYNOWETH
City Clerk

APPROVED AS TO FORM:

By:



ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-240

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EMPIRE SANITARY DISTRICT (PROVIDES FOR CITY TO ACCEPT AND HANDLE DOMESTIC AND COMMERCIAL WASTE FROM THE SANITARY DISTRICT AND ESTABLISHES FEES AND CONDITIONS OF THAT SERVICE)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Empire Sanitary District, which provides for City to accept and handle domestic and ~~for~~ commercial waste from the Sanitary District and establishes fees and conditions of that 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 24th day of March , 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-241

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 111 ROSINA AVENUE,
PORTIONS OF LOTS 8 AND 9, BLOCK 2125 (Chester C. Spearing)

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Rosina Avenue, Block 2125

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 35 feet of Lot 8 and the North 15 feet of Lot 9,
Block 2125 of SEVERIN HOMES SUBDIVISION No. 1 as per map
filed January 25, 1939 in Volume 11 of Maps, Page 57,
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 7th day of April 1969, 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 24th
day of March, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Hughes, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson, Simon

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

3/24/69
TWA

(SEAL)
APPROVED AS TO DESCRIPTION:
By R. A. Rosewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-242

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. (AT 509 WOODROW AVENUE,
PORTION OF BLOCK 13019 (Billie F. Jetton))

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Block 13019, Woodrow 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:

Parcel Number 002-08-055-21-12-001, 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 7th day of April 1969, 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 24th
day of March, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Hughes, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-243

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 223-225 ROSEMONT
AVENUE, LOTS 11 THROUGH 14, BLOCK 325 - Joseph A. Laver)

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 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:

Lots 11, 12, 13, and 14, Block 325 in the CITY OF MODESTO
as per map filed December 21, 1942 in Volume 15 of Maps,
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 7th day of April 1969, 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 24th
day of March, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Hughes, was upon roll call carried and
the resolution adopted by the following vote:

- AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

3-25-69
4/2/69

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By P. A. Rosewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-244

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 410 ROSELAWN AVE.,
LOTS 43 AND 44, BLOCK 358 - Kenneth O. Diehl)

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 per cent (50%) of the street frontage of
Roselawn Avenue, Block 358

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 43 and 44, Block 358 in the CITY OF MODESTO
as per map filed December 21, 1942 in Volume 15
of Maps, 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 April 1969, 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 24th
day of March, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Hughes, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hesebold
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-245

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1220 McHENRY AVE.,
PORTION OF BLOCK 1129 - Clyde E. Miller)

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 per cent (50%) of the street frontage of
McHenry Ave., Block 1129

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 002-01-031-11-24-003, 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 7th day of April 1969, 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 24th
day of March, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Hughes, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. C. Hasegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-246

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COOK'S COMMUNICATION CORPORATION TO PROVIDE RADIO AND ELECTRONIC MAINTENANCE FOR ONE YEAR PERIOD COMMENCING APRIL 16, 1969

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Cook's Communication Corporation to provide radio and electronic maintenance for one year period commencing April 16, 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 24th day of March , 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-247

A RESOLUTION ACCEPTING LICENSE FROM TIDEWATER SOUTHERN RAILROAD
FOR CONSTRUCTION OF SUBTRUNK SEWER TO SERVE NORTHGATE SUBDIVISION
AND ADJACENT AREA

BE IT RESOLVED by the Council of the City of Modesto that a license issued by Tidewater Southern Railway Company licensing the City of Modesto to construct, install, maintain and operate a 12" VCP Sewer Line, in a 10 ga. (36' of 20") smooth steel casing under and across the property, right of way and track of Tidewater Southern Railway Company at or near Rumble Road, between Crossing No. 75-25.8 and 75.26.2 in the City of Modesto, County of Stanislaus, State of California, be and it is hereby accepted.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto are hereby authorized to sign said license.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-248

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND UNION OIL CO. FOR ANNEXATION OF PROPERTY LOCATED AT THE SOUTHWEST CORNER OF McHENRY AVENUE AND STANDIFORD AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Union Oil Co. for annexation of property located at the southwest corner of McHenry Avenue and Standiford 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 March , 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-249

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FLOYD THOMAS BERGLUND FOR SERVICES AS EXECUTIVE SECRETARY OF THE DOWNTOWN IMPROVEMENT DISTRICT (Effective February 1, 1969)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Floyd Thomas Berglund as executive secretary of the Downtown Improvement District for a two-year period beginning February 1, 1969 and ending January 31, 1971 ~~XXXX~~ at a salary of \$900 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 24th day of March , 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-250

A RESOLUTION APPROVING ASSIGNMENT OF CONTRACT FOR PROJECT 07-1-00123, PROJECT UNIT NO. 9, FROM STOCKTON CONSTRUCTION CO. TO STOCKTON CONSTRUCTION CO., INC., SUBJECT TO CERTAIN CONDITIONS

WHEREAS, the City of Modesto on February 4, 1969 entered into a contract with Stockton Construction Co., General Contractors, for Project 07-1-00123, for the construction of Modesto Sewer Unit No. 9 Scenic-Sonoma Trunk and Pump Plants; and

WHEREAS, Stockton Construction Co., General Contractors, owned entirely by Iver W. Swanson, an individual, in a letter dated March 11, 1969 has requested that the contract for Modesto Sewer Unit No. 9 Scenic-Sonoma Trunk and Pump Plants be assigned to Stockton Construction Co., Inc., a California corporation entirely owned by Iver W. Swanson; and

WHEREAS, the U. S. Department of Commerce, Economic Development Administration, Western Area Office, 415 First Avenue North, Seattle, Washington, in a letter dated March 16, 1969 has indicated that it has no objections to assignment of the contract to Stockton Construction Co., Inc.; and

WHEREAS, the City Attorney in a memorandum dated March 20, 1969 has indicated that the City staff has no objection to the assignment so long as the City's rights are in no way jeopardized.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that assignment of Contract for Project 07-1-00123, Sewers Contract for Project Unit No. 9, Modesto, California, from Stockton Construction Co. to Stockton Construction Co., Inc., is hereby approved subject to the following conditions:

1. That the assignment in no way relieve Stockton Construction Co. of its obligations and duties under the contract which it has entered into with the City of Modesto.
2. That Stockton Construction Co. obtain approval of its bonding company for the assignment.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969,

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

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-251

A RESOLUTION REFERRING PROPOSED AMENDMENTS TO TITLE X OF THE MODESTO MUNICIPAL CODE TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION

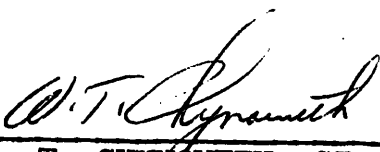
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following proposed amendments to Title X of the Modesto Municipal Code are hereby referred to the Planning Commission for report and recommendation:

1. Amend H-1 Zone to make it the responsibility of the Board of Zoning Adjustment instead of the Planning Commission to consider H-1 Zone Use Permits.
2. Amend P-0 Zone to make it the responsibility of the Board of Zoning Adjustment to consider P-0 Zone Use Permits.
3. Amend Sec. 10-2.1803 to make it the responsibility of the Board of Zoning Adjustment to determine the number of off-street parking spaces needed for any uses not listed.
4. Amend Sec. 10-2.2114 to eliminate the requirement for an automatic referral back to the Planning Commission when Council and Commission do not agree on a rezoning request.
5. Include a one-year limitation for bringing back the same rezoning request with qualification that Planning Commission could waive limitation in unusual cases.
6. Add section to clearly spell out that an applicant for rezoning has the burden of proof of showing that present zoning is incorrect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-252

A RESOLUTION DENYING REQUEST OF J. GREENBERG AND COMPANY, INC.,
FOR WAIVER OF PENALTY ON BUSINESS LICENSE TAXES

WHEREAS, J. Greenberg and Company, Inc., has requested a waiver of penalty on business license taxes, resulting from an audit of the firm's accounts by a representative of the Director of Finance; and

WHEREAS, an audit of the accounts of J. Greenberg and Company, Inc., indicates a deficiency in the amount of \$1,734.24, which deficiency is based on sales recorded as wholesale transactions which, by legal definition, are retail sales and subject to the "gross receipts tax."

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of J. Greenberg and Company, Inc., for waiver of penalty on business license taxes resulting from an audit of the firm's accounts is hereby denied.

BE IT FURTHER RESOLVED that the audit of the firm's accounts by a representative of the Director of Finance indicating a deficiency in the amount of \$1,734.24 is hereby affirmed.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-253

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS EL VISTA SCHOOL 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 February 24, 1969, 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 El Vista School Addition, and described as attached hereto.
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 February 21, 1969, 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 12th day of May, 1969, 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. That, if annexation of said territory is completed, it shall be a part of the City of Modesto for all purposes from the date of filing by the Secretary of State of the State of California of the ordinance approving the annexation.

7. 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 Geres Courier, 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.

8. The City Clerk of the City of Modesto shall also cause written notice of such proposed annexation to be mailed to each person to whom land within the territory proposed to be annexed is assessed on the last equalized county assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll or as known to said Clerk, and to any person who has filed his name and address and the designation of the land in which he has any interest, either legal or equitable, with said Clerk. Said notices shall be mailed not less than twenty (20) days before the public hearing on the proposed annexation.

9. 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.

10. 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.

11. 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 24th day of March, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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. Baseford
Public Works Department

RH:ll
3-20-69

EL VISTA SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 26 and 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northeastern corner of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, and a Southeastern corner of the MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 37564, Stanislaus County Records, said point being at the intersection of the Northerly extension of the Eastern line of a 20 foot alley in Block 2258 and the Northern line of a 60 foot public road known as Encina Avenue, said Northern line also being the Southern line of the Modesto Irrigation District Lateral Number 2; thence along the existing City Limits on an Eastern boundary of the Moran Addition (102) and across said Lateral Number 2, North 0° 35' 30" West, 75.00 feet, to a point on the Northern line of said Lateral Number 2; thence along the existing City Limits on a Southern boundary of the Moran Addition (102) and the Northern line of said Lateral Number 2, South 89° 46' East, 114.24 feet, to a Southeastern corner of the Moran Addition (102) and a Southwestern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point also being on the Western line of a public road known as El Vista Avenue; thence along the existing City Limits on the Southern boundary of said Addition (197) and the Northern line of Lateral Number 2, South 89° 46' East, 50.00 feet, to the Southeastern corner of said Addition (197), said point being on the section line common to Sections 26 and 27; thence leaving the existing City Limits and along said section line, said line also being the center line of El Vista Avenue, South 0° 36' East, 37.50 feet, to the quarter section corner common to Sections 26 and 27, said point also being on the center line of Lateral Number 2; thence along the North line of the Southwest quarter of Section 26 and the center line of said Lateral Number 2, South 89° 57' 35" East, 656.95 feet, to the Eastern line of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 26, said line being the center line of a 60 foot public road known as Colfax Avenue; thence along said center line of Colfax Avenue, South 0° 35' 25" East, 780.96 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North 89° 55' 40" West, 656.83 feet, to a point on the center line of an 80 foot public road known as El Vista Avenue; thence along said center line of El Vista Avenue, North 0° 36' West, 110.00 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North 89° 46' West, 164.33 feet, to a point on the Southerly extension of the Eastern line of a 20 foot alley in Block 2258 and a point on the Eastern boundary of the La Loma-Yosemite Addition (55); thence along the existing City Limits on the Eastern boundary of said Addition (55), North 0° 35' 30" West, 633.12 feet, to the point of beginning, containing 14.444 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-254

A RESOLUTION SETTING DATE OF HEARING FOR CONSIDERATION OF PROPOSED AMENDMENTS TO THE ZONING REGULATIONS OF THE MODESTO MUNICIPAL CODE PERTAINING TO R-3 HEIGHT INCREASE

WHEREAS, the Planning Commission on March 18, 1969 adopted Resolution No. 69-33 recommending to the City Council amendments to Chapter 2 of Title X of the Modesto Municipal Code pertaining to R-3 height increase; and

WHEREAS, copies of the proposed amendments to the zoning regulations are on file in the office of the City Clerk.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that April 21, 1969 at 4:15 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California is hereby set as the time and place for consideration of proposed amendments to the zoning regulations pertaining to R-3 height increase.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of March, 1969 by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Hughes , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-255

A RESOLUTION APPOINTING MEMBER OF THE LIBRARY AND CULTURE COMMISSION
FOR A TERM EXPIRING JANUARY 1, 1973 - MRS. RICHARD OSTERHOLM

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
Library and Culture Commission for the respective
term as indicated:

Mrs. Richard Osterholm - for a term ending January 1, 1973

SECTION 2. The City Clerk is hereby directed to transmit a copy
of this resolution to the newly appointed member 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 24th day of
March 1969, by Councilman Shastid, who moved its
adoption, which motion being duly seconded by Councilman Smith,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

CERTIFICATION OF GOVERNING BODY'S ACTION

I hereby certify that the foregoing is a true and correct copy
of a Resolution adopted by the CITY COUNCIL,
(Governing Body)
of the CITY OF MODESTO on March 24, 1969
(Name of Public Agency) (Date)
mod@xxxx, appearing at Page _____, Volume _____ of the (Minutes)
(Official Records) of the City of Modesto.
(Governing Body)


W. T. Chynoweth

CITY CLERK or
Secretary of the Board
W. T. CHYNOWETH

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

CERTIFICATION OF GOVERNING BODY'S ACTION

I hereby certify that the foregoing is a true and correct copy
of a Resolution adopted by the CITY COUNCIL,
(Governing Body)
of the CITY OF MODESTO on March 24, 1969
(Name of Public Agency) (Date)
~~and~~, appearing at Page _____, Volume _____ of the (Minutes)
(Official Records) of the City of Modesto.
(Governing Body)



CITY CLERK or
Secretary of the Board
W. T. CHYNOWETH

MODESTO CITY COUNCIL
RESOLUTION NO. 69-256

A RESOLUTION ACCEPTING THE RESIGNATION OF WILLIAM M. NICHOLSON, JR.,
FROM THE BOARD OF ZONING ADJUSTMENT

WHEREAS, William M. Nicholson, Jr., was appointed to the Board of Zoning Adjustment as a representative of the Planning Commission on January 27, 1969, and

WHEREAS, Mr. Nicholson has tendered his resignation from the Board of Zoning Adjustment, and

WHEREAS, Mr. Nicholson 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 William M. Nicholson, Jr., from the Board of Zoning Adjustment be, and hereby is accepted, 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 William M. Nicholson, Jr., for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-257

A RESOLUTION ACCEPTING THE RESIGNATION OF JERROLD G. BAIR FROM THE AB-103 ADVISORY BOARD (DOWNTOWN IMPROVEMENT DISTRICT)

WHEREAS, Jerrold G. Bair was appointed a member of the AB-103 Advisory Board on May 13, 1968, and

WHEREAS, Mr. Bair has tendered his resignation from said Advisory Board, and

WHEREAS, Mr. Bair 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 Jerrold G. Bair from the AB-103 Advisory Board be, and hereby is accepted, 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 Jerrold G. Bair for his outstanding service to the community.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-258

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE GOLF COURSE GASOLINE TRACTOR (SPECIFICATION NO. H-69)

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

SECTION 1. The ~~plans and~~ specifications for furnishing one golf course gasoline tractor (Specification No. H-69),

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 22, 1969 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 7th day of April , 19 69, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-259

A RESOLUTION ACCEPTING THE BID OF EMERALD CONSTRUCTION COMPANY, INC., FOR CONSTRUCTION OF OFFICE BUILDING AND ELECTRICAL WORK AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 69-168 , adopted by the Council of the City of Modesto on March 3, 1969 approved the plans and specifications for the construction of office building and electrical work at Modesto City-County Airport, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of office building and electrical work at Modesto City-County Airport were opened at 10:00 A.M. on March 25, 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 Emerald Construction Company, Inc., in the amount of \$29,970.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Emerald Construction Company, Inc., in the amount of \$29,970.00 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 7th day of April, 1969 , by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-260

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 TO PROVIDE SUFFICIENT FUNDS FOR CONSTRUCTION OF OFFICE BUILDING AND ELECTRICAL WORK AT MODESTO CITY-COUNTY AIRPORT

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

FUND 230

FROM: Airport - Aircraft Hangar 60 x 60	(6530-46)	\$5,000
TO: Airport - New Office Building	(6513-46)	\$5,000

(To provide sufficient funds for the construction of the office building and electrical work at the Modesto City-County Airport. \$27,000 was budgeted for this project, which did not include funds for the electrical work to be done and the escalation in the cost of construction. (See memo to City Manager from Director of Public Works dated February 25, 1969).)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-261

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SEWER EXTENSION ON McHENRY AVENUE - FLOYD AVENUE TO CAVIL DRAIN FROM CONTRACTOR, INDUSTRIAL ELECTRICAL COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of sewer extension on McHenry Avenue - Floyd Avenue to Cavil Drain

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated December 16, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of sewer extension on McHenry Avenue - Floyd Avenue to Cavil Drain - 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 \$4,581.15 , as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-262

A RESOLUTION ACCEPTING THE CONSTRUCTION OF STAGE 2 INSTALLATION OF
AUTOMATIC SPRINKLER SYSTEM AT DEL WEBB FIELD

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Stage 2 Installation of
Automatic Sprinkler System at Del Webb Field

has been completed by Jonnie E. Galloway, Escalon, California,
contractor,

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

NOW, THEREFORE, BE IT RESOLVED that the construction of Stage 2
Installation of Automatic Sprinkler System at Del Webb Field
be accepted from said contractor, Jonnie E. Galloway,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$6,874.00 ,
as provided in the contract, be authorized.

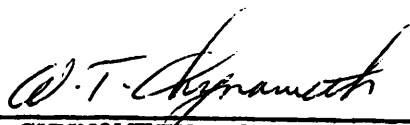
The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 7th day of April,
1969, by Councilman Shastid , who moved its adoption, which motion
being duly seconded by Councilman Smith , was upon roll call
carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-263

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ADJUSTING CURBS ON "I" STREET BETWEEN 9TH STREET AND 12TH STREET (TO FACILITATE PARALLEL PARKING ON "I" STREET AFTER IT IS CONVERTED TO TWO-WAY TRAFFIC)

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

SECTION 1. The plans and specifications for adjusting curbs on "I" Street between 9th Street and 12th Street (to facilitate parallel parking on "I" Street after it is converted to two-way traffic), copies of which are on file, are hereby accepted and approved.

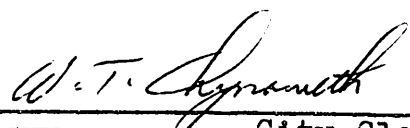
SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 22, 1969 at 10:00 A.M. and the City Clerk is hereby directed to give notice inviting such 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 7th day of April , 1969 , by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-264

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. (STRATHMORE 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 17, 1969, duly adopted Resolution No. 69-137 (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. 30 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 7, 1969, 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.

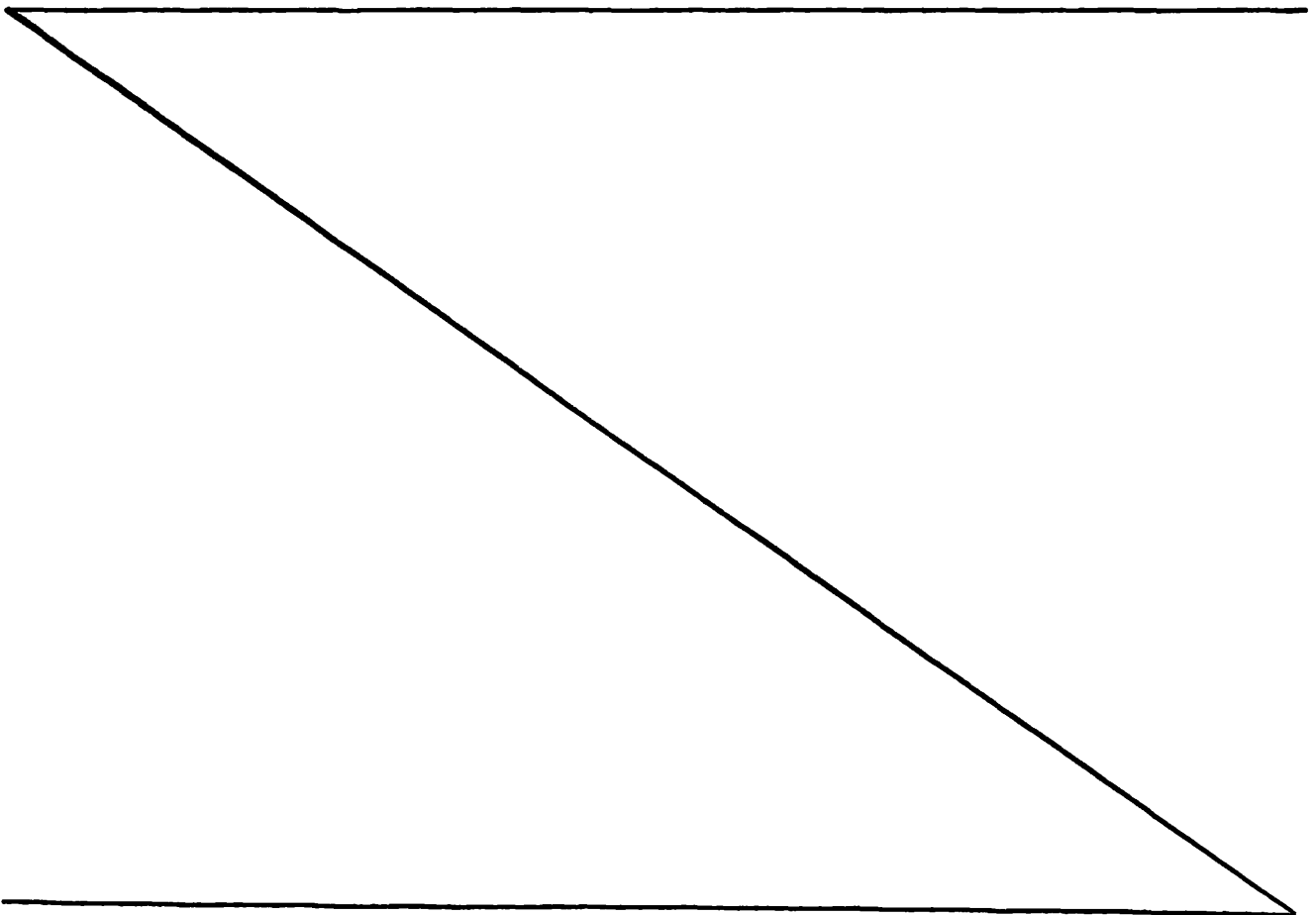
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 30 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. 30 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. 30, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



October 13, 1967

STRATHMORE ADDITION

All that real property in the State of California, County of Stanislaus, Sections 22 and 27, 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 DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being at the intersection of the center line of Brighton Avenue and the Easterly extension of the Southern line of a 20 foot alley in Block 1031;

Thence along the Eastern line of the Downey High School and John Muir School Addition (33) and the existing City Limits, North $0^{\circ}36'$ West, 330.00 feet, to the Southwestern corner of the WYLIE NO. 3 ADDITION (165), as per description filed August 10, 1964, as Instrument 31071, Stanislaus County Records;

Thence along the Southern line of said Wylie No. 3 Addition (165) and the existing City Limits the following bearings and distances: South $89^{\circ}58'13''$ East, 204.00 feet; thence North $0^{\circ}30'30''$ West, 330.07 feet; thence South $89^{\circ}58'13''$ East, 885.34 feet; thence South $0^{\circ}37'$ East, 2.00 feet; thence South $89^{\circ}58'13''$ East, 228.71 feet; thence along the center line of Rose Avenue, North $0^{\circ}37'$ West, 330.84 feet; thence North $89^{\circ}51'45''$ West, 20.00 feet, to the Southeastern corner of the WYLIE ADDITION (132), as per description filed July 23, 1962, as Instrument 27724, Stanislaus County Records;

Thence along the Eastern line of the Wylie Addition (132) and the existing City Limits, North $0^{\circ}37'$ West, 659.39 feet, to a Southwestern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 3, 1965, as Instrument 12390, Stanislaus County Records;

Thence along the Southern and Western line of said Rose Avenue School Addition (176) and the existing City Limits the following bearings and distances: North $89^{\circ}59'$ East, 1336.14 feet; thence South $0^{\circ}40'30''$ East, 963.80 feet; thence South $89^{\circ}59'50''$ East, 607.77 feet; thence South $0^{\circ}38'50''$ East, 991.22 feet, to a point on the center line of Scenic Drive;

Thence leaving the existing City Limits and along the center line of Scenic Drive, South $80^{\circ}15'$ West, 632.75 feet, and South $73^{\circ}47'$ West, 2720.67 feet, to its intersection with the center line of Brighton Avenue; thence along said center line of Brighton Avenue, North $0^{\circ}33'23''$ West, 1173.39 feet, to the point of beginning, containing 131.000 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. 30, 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 April, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Hughes, Mitchell, Robinson, Shastid, 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. Rosegood
Public Works Department
4-2-19-69

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 69-220 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

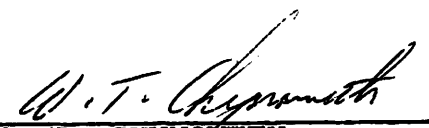
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-266

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON McHENRY AT
1560 McHENRY AVENUE, A PORTION OF BLOCK 1235 -
Rumbly Realty Co.)

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 McHenry Avenue, Block 1235 _____, and

WHEREAS, the Council, did, on March 17, 1969, adopt its Resolution No. 69-222, 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 April, 1969, 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. 69-222, 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. 69-222 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 7th day of April, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

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. 69-241 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 7th day of April, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-268

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 509 WOODROW AVENUE,
PORTION OF BLOCK 13019 - Billie F. Jetton)

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 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 in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 13019, Woodrow Avenue

_____, and
WHEREAS, the Council, did, on March 24, 1969, adopt its Resolution No. 69-242, 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 7th day of April, 1969, 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. 69-242, 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. 69-242 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 7th day of April, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-269

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 223-225 ROSEMONT
AVENUE, LOTS 11 THROUGH 14, BLOCK 325 - Joseph A. Laver)

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 325, Rosemont Avenue, and

WHEREAS, the Council, did, on March 24, 1969, adopt its Resolution No. 69-243, 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 7th day of April, 1969, 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. 69-243, 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. 69-243 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 April, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-270

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 410 ROSELAWN AVE.,
LOTS 43 AND 44, BLOCK 358 - Kenneth O. Diehl)

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 Roselawn Avenue, Block 358

_____, and
WHEREAS, the Council, did, on March 24, 1969, adopt its Resolution No. 69-244, 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 April, 1969, 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. 69-244, 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. 69-244 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 7th day of April, 1969, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-271

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1220 McHENRY AVE.,
PORTION OF BLOCK 1129 - Clyde E. Miller)

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 McHenry Ave., Block 1129

_____, and
WHEREAS, the Council, did, on March 24, 1969, adopt its Resolution No. 69-245, 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 April, 1969, 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. 69-245, 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. 69-245 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 7th day of April, 19 69, 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: Hughes, Mitchell, Robinson, Shastid, 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. 69- 272

A RESOLUTION ESTABLISHING CONDITIONS UNDER WHICH THE DIRECTOR OF PUBLIC WORKS CAN GRANT VARIANCES FROM THE DRIVEWAY STANDARDS OF THE CITY OF MODESTO.

WHEREAS, Section 7-1.401 of the Modesto Municipal Code authorizes the Council to establish by resolution conditions under which the Director of Public Works can grant variances from the driveway standards of City, and

WHEREAS, the Council is desirous of establishing such conditions,
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows:

SECTION 1. The Director of Public Works is hereby authorized to grant variances from the driveway standards of City as authorized in Section 7-1.401 of the Modesto Municipal Code if he finds and determines that the applicant has shown the following:

(a) The driveway is necessary for the full use and enjoyment of the applicant's property.

(b) There is no other reasonable and convenient way that the applicant can construct or install the driveway.

(c) The driveway will not create a nuisance.

(d) The driveway will not unreasonably interfere with the rights of the public in the street.

(e) The driveway may be constructed or installed in such a manner that it will not be a hazard to the public using the street.

(f) The driveway can be removed at any time in the future that the variance may be revoked.

SECTION 2. Any variance granted by the Director of Public Works pursuant hereto, shall be subject to the following conditions:

(a) The applicant shall comply with all of the requirements of Article 4 of Chapter 1 of Title VII of the Modesto Municipal Code.

(b) The applicant shall comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that relate to or affect the rights granted by the variance.

(c) The variance shall be revocable at any time by the City Council.

(d) Such other reasonable conditions as may be deemed necessary by the Director of Public Works.

(e) The applicant shall accept the variance and all of its conditions in writing, and no rights or privileges shall be conferred by the variance until it has been so accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 7th day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith,

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. 69- 273**

**A RESOLUTION ESTABLISHING CONDITIONS UNDER WHICH
THE DIRECTOR OF PUBLIC WORKS CAN ISSUE PERMITS
FOR ENCROACHMENTS IN THE SIDEWALK-PLANTING STRIPS
OF THE CITY OF MODESTO.**

**WHEREAS, Section 7-1.104 of the Modesto Municipal Code authorizes
the Council to establish by resolution conditions under which the Director of Public
Works can issue permits for encroachments in the sidewalk-planting strips of
City, and**

**WHEREAS, the Council is desirous of establishing such conditions,
NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto as follows:**

**SECTION 1. The Director of Public Works is hereby authorized to issue
permits for encroachments in the sidewalk-planting strips of City as authorized in
Section 7-1.104 of the Modesto Municipal Code, if he finds and determines that
the permittee has shown the following:**

**(a) The encroachment is necessary for the full use and enjoyment
of the permittee's property.**

**(b) There is no other reasonable and convenient place that the
permittee can construct or install the encroachment.**

(c) The encroachment will not be unsightly or create a nuisance.

**(d) The encroachment will not unreasonably interfere with the
rights of the public in the sidewalk-planter area and in the adjacent street.**

**(e) The encroachment may be constructed or installed in such
a manner that it will not be a hazard to the public using the sidewalk-planting area
or the adjacent street.**

**(f) The encroachment can be removed at any time in the future
that the permit may be revoked.**

**SECTION 2. Any permit issued by the Director of Public Works
pursuant hereto, shall be subject to the following conditions:**

**(a) The permittee shall agree to indemnify and hold the City
and its officers, agents and employees free and harmless from any and all damages,
costs, charges or liability of any kind or character that may arise out of, relate to,
or in any way be connected with the exercise of the rights granted the permittee
by the permit.**

(b) The permittee shall agree to defend, at his own cost and expense, any and all law suits that may arise out of or be connected in any way with the exercise of the rights granted by the permit.

(c) The permittee shall agree to comply with all laws, ordinances, and regulations of the City of Modesto, County of Stanislaus, and State of California that relate to or affect the rights granted by the permit.

(d) The permittee shall furnish evidence of Public Liability and Property Damage Insurance when, in the opinion of the Director of Public Works, such insurance coverage is necessary to protect the public because of the type of encroachment involved. Such insurance shall be in amounts satisfactory to the City Attorney, and shall contain a contractual liability endorsement covering the liability assumed by the permittee by the terms of the permit. Such insurance shall also provide that the policy may not be cancelled except after ten days' notice in writing to the City Clerk of the City of Modesto.

(e) The permittee shall construct, install and maintain the encroachment in such a manner that it shall not become a nuisance or be hazardous to the public using the sidewalk-planting area and the adjacent street.

(f) The permittee shall construct, install and maintain the encroachment to the satisfaction of the Director of Public Works.

(g) The permit shall be binding on all successors, assigns and heirs of the permittee.

(h) The permit shall be revocable at any time by the City Council.

(i) Such other reasonable conditions as may be deemed necessary by the Director of Public Works.

(j) The permittee shall accept the permit and all of its conditions in writing, and no rights or privileges shall be conferred by the permit until it has been so accepted, and a certificate evidencing any insurance required has been filed with the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith
NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

(SEAL)

APPROVED AS TO FORM:

ATTEST:

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

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-274

A RESOLUTION ADOPTING GUIDELINES FOR THE CONDUCT OF PUBLIC
HEARINGS BY THE CITY COUNCIL

BE IT RESOLVED by the Council of the City of Modesto that the attached "Guidelines for Conduct of Public Hearings," marked Exhibit "A" and made a part hereof, are hereby adopted as guidelines for the conduct of public hearings by the Council of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969 by Councilman Shastid, 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: Hughes, Mitchell, Robinson, Shastid,
Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL

GUIDELINES FOR CONDUCT OF PUBLIC HEARINGS

1. All hearings will be recorded by mechanical means. If a reporter is desired, the fee or fees of such reporter shall be paid by the party requesting his services.
2. The real parties in interest, including the applicant or any party having a substantial interest in the hearing, may be represented by counsel or a spokesman.
3. At the opening of the hearing, a factual report prepared in advance of the hearing by the staff will be read or presented. As a part of this presentation, suitable large-scale maps and plot plans of the area concerned may be identified and placed in view of the Council and all persons attending the hearing.
4. At the conclusion of the presentation by the staff, the applicant or proponents may testify, call witnesses and present any material exhibits, documents or other physical evidence.
5. At the conclusion of the presentation by the applicant or proponents, any persons who oppose the application may testify, call witnesses and present any material exhibits, documents or other physical evidence.
6. All exhibits, documents or other physical evidence used by applicant or other interested parties during the hearings, will be introduced into evidence and will become part of the record and retained by the Council until the decision becomes final. Reading at length from books and other written material will not be permitted.
7. Witnesses shall not be required to be sworn. Each witness will be required to approach the microphone and give his full name and address for the record before testifying.
8. The right to cross-examine the witnesses shall be afforded, if requested. However, the Mayor in his discretion, may require that such questions be addressed to him for resubmission to the witness.
9. The reading of details of letters and petitions by the persons submitting them will not be permitted. Such documents may be filed with the City Clerk and the Clerk shall mark them as having been received for the limited purpose of showing the names of the persons protesting or supporting the application.
10. While it is desirable in a democratic process to permit every person an unlimited right to speak, such a right unduly prolongs a public hearing and clouds the basic issue if the evidence presented is merely cumulative and repetitious. Therefore, whenever necessary, the Mayor will state that cumulative and repetitious evidence is to be avoided. Similarly, testimony and evidence which is incompetent, irrelevant and immaterial or hearsay shall be foreclosed by the Mayor. If, because of the informality of the hearing, such improper evidence is received, it shall not be considered by the Council in reaching its decision.
11. The Council may establish special rules for individual hearings, establishing time limits for presentations and requiring presentations to be made through spokesmen, if possible.

EXHIBIT "A"

12. Just before conclusion of the hearing, the Mayor, at his discretion, may allow a limited amount of time to the applicant, or his counsel, for the summation of his presentation. A similar amount of time shall be allowed for summation by the person or persons opposing the application. Thereafter, the Mayor will ask for the recommendation of the staff and the reasons for such recommendation. No public discussion will be permitted by applicant or members of the audience on the recommendation of the staff. However, at the discretion of the Mayor, comment may be made by applicant or members of the audience on the staff recommendation if any new matter not previously discussed during the public hearing is brought to the Council's attention by the staff.
13. The Council should discuss the issues involved and make its decision only after hearing the evidence presented at the public hearing. Discussion of the matter by members of the Council concurrently with or immediately following the staff's factual report and before the public has an opportunity to present its point of view may influence the Council's action. Therefore, except for questions by the Council to obtain or clarify the facts, discussion of the matter by members should be delayed until after the public hearing is closed and the matter is presented to the Council for discussion and decision.
14. If a Councilman has personal knowledge of the property or area, the Councilman should make a statement to that effect at the time of the hearing so the record will reflect everything being taken into consideration in making the final decision.
15. In conducting a public hearing, the City Council acts in a quasi-judicial capacity. Because of this, Councilmen should scrupulously guard the right of the public to a fair and impartial public hearing. Councilmen should avoid personal contacts and telephone calls outside of the public hearing and should inform persons contacting them to make their information or objections known at the public hearing.
16. Summary of Procedure for Conduct of Public Hearings by the Modesto City Council:
 - (a) Opening of public hearing.
 - (b) Factual staff report.
 - (c) Applicant's presentation.
 - (d) Opposition presentation.
 - (e) Summation by applicant and opposition (at the discretion of the Mayor).
 - (f) Staff recommendation.
 - (g) Close of public hearing.
 - (h) Discussion and decision by Council.

Adopted by Resolution No. 69-274
April 7, 1969

MODESTO CITY COUNCIL
RESOLUTION NO. 69-275

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 ADDITION)

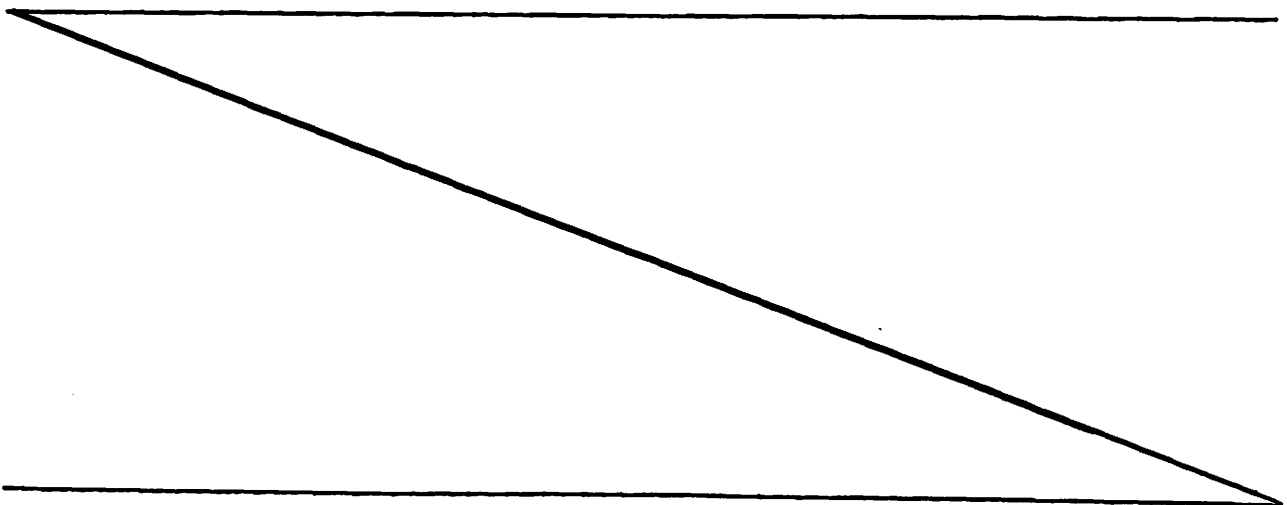
WHEREAS, there has been annexed to the City of Modesto on March 10, 1969, certain territory known as Riverside Addition, and

WHEREAS, the inclusion of the area contained in Riverside 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 Riverside 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 as follows:



RIVERSIDE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 26 and 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 Yosemite Lanes Addition (163), as per description filed May 19, 1964, as Instrument 19735, Stanislaus County Records, said point being at the intersection of the Southern line of Yosemite Boulevard and the Southerly extension of the Western line of Trask Lane, as said streets are shown on the map of Yosemite Villa subdivision, filed in Volume 17 of Maps, Page 1, Stanislaus County Records; thence along the existing City Limits on the Southerly extension of the Western line of Trask Lane, North $0^{\circ} 35' 20''$ West, 83.00 feet, to a point on the Northern line of Yosemite Boulevard; thence leaving the City Limits and along the Northern line of Yosemite Boulevard, said line being parallel with and 50.00 feet, measured at right angles, Northerly from the South line of Section 26, South $89^{\circ} 54' 15''$ East, 886.51 feet, to the Southeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded January 25, 1962, as Instrument 3211, Stanislaus County Records; thence along the Eastern and Northern lines of said Wilson property, North $0^{\circ} 34' 20''$ West, 358.66 feet, and North $89^{\circ} 56' 20''$ West, 100.00 feet, to the Northeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded December 28, 1961, as Instrument 43440, Stanislaus County Records; thence along the Northern line of said Wilson property, North $89^{\circ} 56' 20''$ West, 100.00 feet, to the Southeastern corner of the Los Altos Tract, as per map filed in Volume 17 of Maps, Page 45, Stanislaus County Records; thence along the eastern line of said subdivision, North $0^{\circ} 34' 20''$ West, 912.30 feet, to the Northeastern corner of said subdivision and the Southeastern corner of the Lynndale Park Subdivision, as per map filed in Volume 17 of Maps, Page 51, Stanislaus County Records; thence along the Eastern line of said subdivision, North $0^{\circ} 34' 50''$ West, 660.37 feet, to the Northeastern corner of said subdivision; thence along the Easterly extension of the Northern line of said subdivision, said line being the Northern line of property conveyed to Arthur F. Althoff, et ux, by Deed recorded December 24, 1951, as Instrument 29501, Stanislaus County Records, South $89^{\circ} 55' 45''$ East, 657.00 feet, to a point on the Western line of 40 foot North Riverside Drive, said line also being the East line of the West half of Section 26; thence along said Western line of North Riverside Drive and the East line of the West half of Section 26, North $0^{\circ} 33' 30''$ West, 623.27 feet, to a point on the Southern line of the Modesto Irrigation District Lateral Number 2; thence along said Southern line of Lateral Number 2, North $89^{\circ} 58' 05''$ West, 1313.85 feet, to the Northeastern corner of the Yosemite Villa subdivision and the center line of Trask Lane as shown on the map of said subdivision; thence along the center line of Trask Lane, North $0^{\circ} 35'$ West, 75.00 feet across Lateral Number 2 to the Northern line of Lateral Number 2 and the Southeastern corner of the Palo Verde Tract, as per map filed in Volume 17 of Maps, Page 22, Stanislaus County Records; thence along the Eastern line of said tract, North $0^{\circ} 35'$ West, 357.02 feet, to the Southwestern corner of the Edgebrook Manor subdivision, as per map filed in Volume 19 of Maps, Page 16, Stanislaus County Records; thence along the Southern line of said subdivision, South $89^{\circ} 58'$ East, 425.00 feet; thence along the Eastern line of said subdivision, North $0^{\circ} 35' 35''$ West, 265.18 feet, and North $0^{\circ} 51' 55''$ West, 746.09 feet to the Northeastern corner of said subdivision; thence along the Northern line of property conveyed to Arthur J. Wylie, et ux, by Deed recorded November 10, 1967, as Instrument 36770, Stanislaus County Records, the following bearings and distances: South $59^{\circ} 06' 20''$ East, 159.70 feet; North $89^{\circ} 57' 25''$ East, 527.52 feet, to the center line of Dry Creek; and along the center line of Dry Creek, South $56^{\circ} 49' 35''$ East, 299.55 feet, to the Northerly extension of the Eastern line of 40 foot North Riverside Drive; thence along the Eastern line of North Riverside Drive, said line being 20.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South $0^{\circ} 34' 45''$ East, 1123.15 feet, to a point on the Northern line of Lateral Number 2;

thence along the Northern line of Lateral Number 2, South $89^{\circ} 58' 05''$ East, 20.00 feet, to a point on the Northerly extension of the Eastern line of that portion of North Riverside Drive lying South of Lateral Number 2; thence along said Eastern line, said line being 40.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South $0^{\circ} 33' 30''$ East, 2712.86 feet, to a point on the Southern line of Yosemite Boulevard; thence along the Southern line of Yosemite Boulevard, said line being parallel with and 33.00 feet, measured at right angles, Southerly from the South line of Section 26, North $89^{\circ} 54' 15''$ West, 1383.02 feet, to the point of beginning, containing 64.805 acres, more or less.

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. 32.

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 26, 1969, 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 judgement 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. 32.

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 Yosemite Boulevard and Riverside Drive.

(2) On the west side of Riverside Drive at the eastern extension of Haddon Avenue.

(3) At the northwest corner of Riverside Drive and the Modesto Irrigation District Lateral No. 2.

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. 32, 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 April, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. Rosemond
Public Works Department
3-27-69

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 7, 1969, 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 Shastid, seconded by Councilman Smith, and adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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 8, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-276

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
EFRAIN ROMERO R. AND HORTENCIA ROMERO FOR SEWER SERVICE (1310 GARDEN
AVENUE)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Efrain Romero R.
and Hortencia Romero
for sewer service at 1310 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 7th day of
April , 19 69 by Councilman Shastid , who moved
its adoption, which motion being duly seconded by Councilman/ ^{Smith} ~~SHASTID~~
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-277


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF BART BARTONI TO CONSTRUCT EXPOSED AGGREGATE CONCRETE SIDEWALK ON TENTH STREET FRONTAGE OF BARTONI ARCADE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that April 21, 1969 , 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 request of Bart Bartoni to construct exposed aggregate concrete sidewalk on the Tenth Street frontage of Bartoni Arcade.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April 1969 , by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-278

A RESOLUTION ACCEPTING IMPROVEMENTS IN SOMERSET PARK NO. 1
SUBDIVISION AND AUTHORIZING RELEASE OF \$350 CASH DEPOSIT UPON
EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Hagop, Inc., a Corporation, subdivider of Somerset
Park Unit No. 1, being a re-subdivision of a portion of Block 12,409
in the City of Modesto, has deposited \$350 with the City of Modesto
to guarantee improvements in Somerset Park Unit No. 1 Subdivision, and

WHEREAS, the Assistant Director of Public Works in a memorandum
dated April 3, 1969 has stated that all work required by agreement for
Somerset Park Unit No. 1 Subdivision dated May 23, 1966, being a re-
subdivision of a portion of Block 12,409 in the City of Modesto, has
been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Assistant 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 cash deposit in the amount of \$350 upon
expiration of the statutory lien period.

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

1. The improvements in Somerset Park Unit No. 1 Subdivision
are hereby accepted;
2. The City Clerk is hereby authorized to file a notice of
completion;
3. The City Clerk is hereby authorized to release the cash
deposit of \$350 filed by Hagop, Inc., 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 7th day of April, 1969,
by Councilman Shastid, who moved its adoption, which motion being
duly seconded by Councilman Smith, was upon roll call carried and the
resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-279

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. (A PORTION OF
BLOCK 13124 - Miss Lucille M. Rife)

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 per cent (50%) of the street frontage of
Block 13124, Woodrow 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:

Parcel Number 002-08-055-13-32-001 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 21st day of April 1969, 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 7th
day of April, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-280

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. (AT 1005 WOODROW AVE.,
A PORTION OF BLOCK 13119 - Joseph A. Reis)

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 per cent (50%) of the street frontage of
Block 13119, Woodrow 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:

Parcel Number 002-08-055-10-32-001 as per Stanislaus
County Assessor's Records.

to construct or cause to be constructed sidewalks, curbs and gutters 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 21st day of April 1969, 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 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 7th day of April, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. Rosemond
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-281

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 1315 E STREET,
WEST ONE-HALF OF LOTS 15 & 16, BLOCK 102 -
Mr. Trinidad Gutierrez)

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 per cent (50%) of the street frontage of
E STREET, Block 102

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 westerly 70 feet of Lots 15 and 16, Block 102 in the
CITY OF MODESTO as per map filed December 21, 1942 in
Volume 15 of Maps, 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 21st day of April 19,69, 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 7th
day of April, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. Haseyond
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-282

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON E STREET AT
501 - 14TH STREET, EAST ONE-HALF OF LOTS 15 & 16,
BLOCK 102 - Mrs. Stella Y. 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 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 per cent (50%) of the street frontage of
E Street, Block 102

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 easterly 70 feet of Lots 15 and 16, Block 102 in the
CITY OF MODESTO as per map filed December 21, 1942, in
Volume 15 of Maps, 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 21st day of April 1969, 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 7th
day of April, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. Hargrove
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-283

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1032 BRADY AVE.,
A PORTION OF BLK. 735 - Le Roy Wach)

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 per cent (50%) of the street frontage of
Brady Avenue, Block 735

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 002-01-113-03-11-001 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 21st day of April 1969, 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 7th
day of April, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-284

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON L STREET AT
1201 7th STREET, LOTS 15 AND 16, BLOCK 37 -
Robert Williams)

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 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 and gutters have been constructed, or construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Block 37, on L 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:

Parcel Number 002-01-500-69-32-001 as per
Stanislaus County Assessor's Records.

to construct or cause to be constructed sidewalk 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 21st day of April 1969, 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 7th
day of April, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-285

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ROSINA AVE.
AT 1623 YOSEMITE BLVD., LOTS 10 AND 11, AND 40 FEET
OF 9, BLOCK 2125 (Atlantic Richfield Corp.)

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 per cent (50%) of the street frontage of
Rosina Ave., Block 2125

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 002-01-502-37-58-003 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 21st day of April 1969, 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 7th
day of April, 1969, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by
Councilman Smith, was upon roll call carried and
the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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. Rosemond
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-286

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE KAZMIR COURT ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on March 3, 1969, a request for consent to commence proceedings to annex certain territory referred to as the Kazmir Court Addition to the City of Modesto was presented to the Council, and

WHEREAS, on March 17, 1969, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on April 1, 1969, 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 Kazmir Court Addition; said territory is contiguous to the City of Modesto and is shown on that certain map marked Exhibit "A" entitled, "Proposed Kazmir Court Addition",

dated March 3, 1969, 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 Kazmir Court 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 7th day of April, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, ZMitchell, Robinson, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:

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

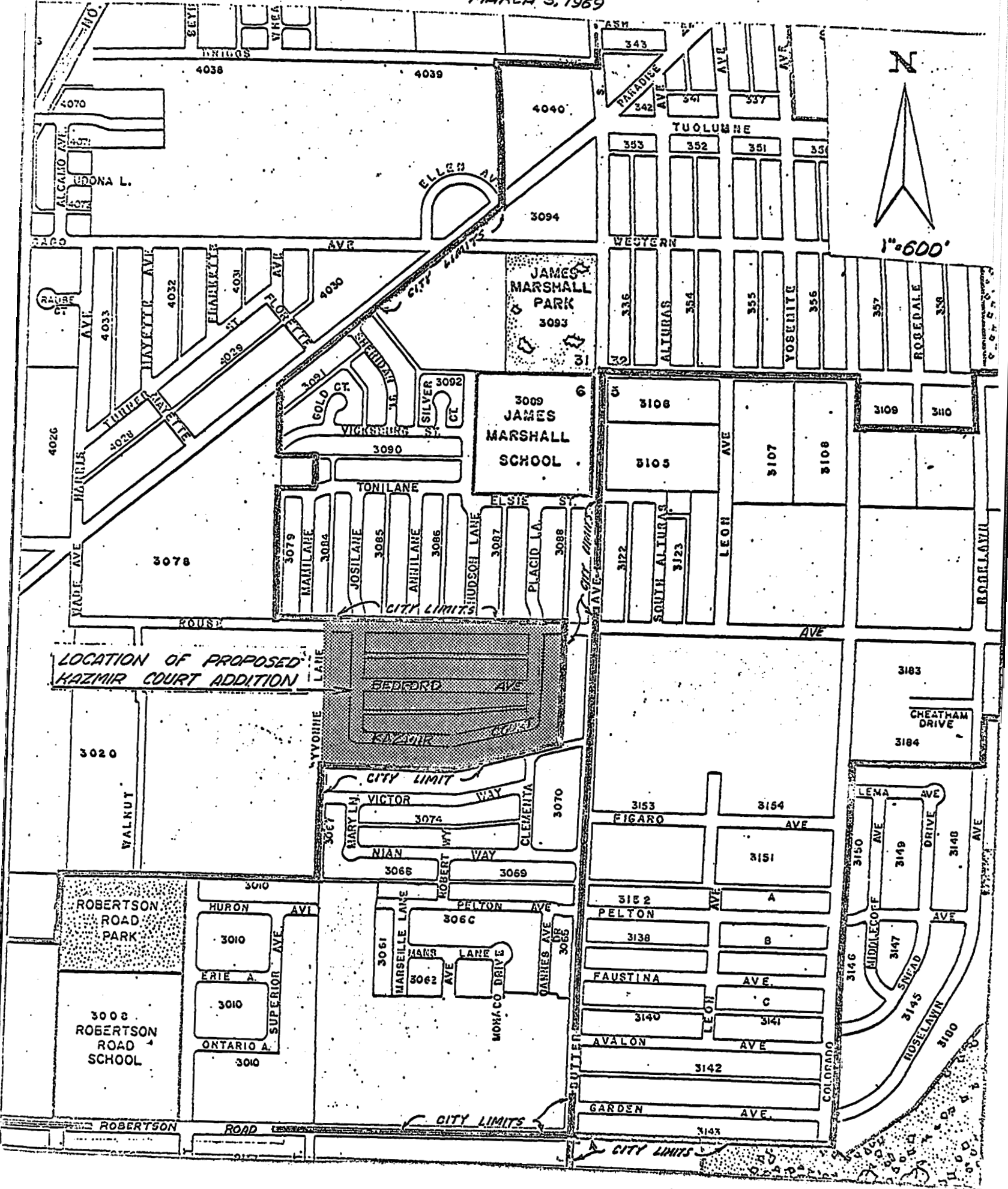
(SEAL)

APPROVED AS TO FORM:

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

PROPOSED KAZMIR COURT ADDITION

MARCH 3, 1969



LOCATION OF PROPOSED
KAZMIR COURT ADDITION

BEDFORD AVE

CITY LIMITS

CITY LIMITS

MODESTO CITY COUNCIL
RESOLUTION NO. 69-287

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE EAST COOLIDGE ADDITION ~~XXXXXXXX~~ TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on March 13, 1969, a request for consent to commence proceedings to annex certain territory referred to as the East Coolidge Addition to the City of Modesto was presented to the Council, and

WHEREAS, on March 17, 1969, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on April 1, 1969, 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 Coolidge Addition; said territory is contiguous to the City of Modesto and is shown on that certain map marked Exhibit "A" entitled, "East Coolidge Addition", dated March 13, 1969

~~XXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ 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 Coolidge 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 7th day of April, 1969, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

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

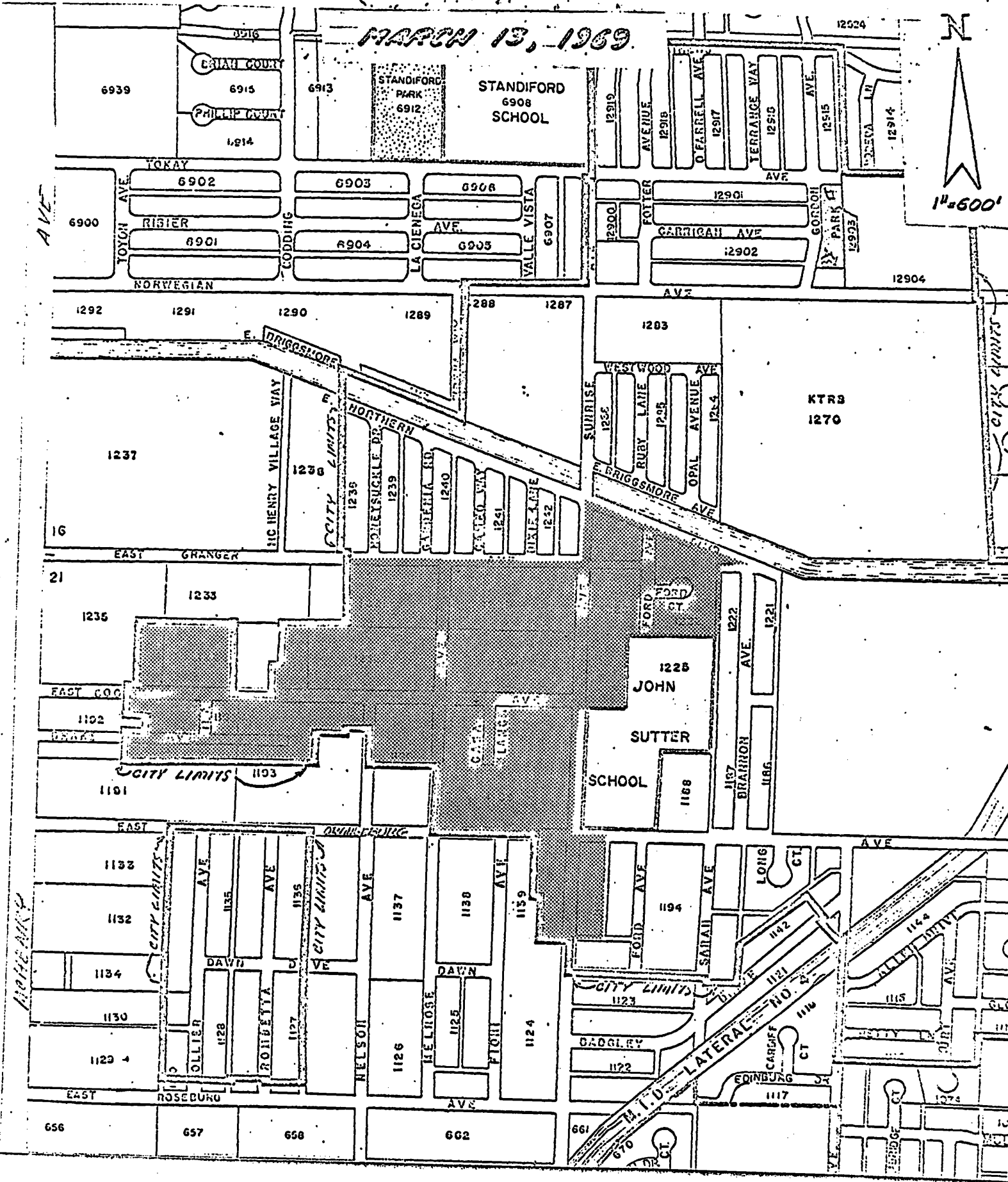
(SEAL)

APPROVED AS TO FORM:

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

EAST COOLIDGE ADDITION

MARCH 13, 1969



MODESTO CITY COUNCIL
RESOLUTION NO. 69-288

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS ROSE ACRES NO. 4 ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Rose Acres No. 4
Addition was approved by the Local Agency Formation Commission
by resolution adopted March 21, 19 69,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 7th
day of April, 19 69, by Councilman Shastid,
who moved its adoption, which motion being duly seconded by Coun-
cilman Smith, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, 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

February 14, 1969

ROSE ACRES NO. 4 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 at a point on the existing City Limits as established by Northwestern corner of the ROSE ACRES NO. 3 ADDITION (225), as per description filed January 24, 1969, as Instrument 2734, Stanislaus County Records, said point being on the center line of a 40 foot road known as Rose Avenue at the South quarter corner of Section 15; thence leaving the City Limits and along the center line of Rose Avenue, North, 660.37 feet, to the Southwestern corner of the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records; thence along the existing City limits and the Southern line of said Addition (181), South 89° 20' East, 1311.79 feet, to a point on the East line of the West half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, North 0° 01' 06" East, 660.64 feet, to a point on the North line of the South half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, South 89° 20' 41" East, 1311.91 feet, to a point on the East line of Section 15; thence leaving the City Limits and along the East line of Section 15, said line being the center line of a 40 foot road known as Oakdale Road, South 0° 01' 26" West, 1321.84 feet, to the section corner common to Sections 14, 15, 22 and 23; thence along the South line of Section 15, North 89° 19' 15" West, 2623.37 feet, to the point of beginning, containing 59.686 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-289

A RESOLUTION APPROVING APPROPRIATION TRANSFER FOR TRANSFER OF FUNDS FOR PURCHASE OF ITEMS SUBMITTED IN 69-70 BUDGET WITH FUNDS FROM 68-69 BUDGET FOR POLICE DEPARTMENT (\$10,547)

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

FUND 101

FROM:	Police - Salaries and Wages, Regular	(110-22)	\$9296.00
TO:	Police - Portable dictating units, 15 at 425. ea.	(5405-22)	\$6694.00
"	Transcribing units, 2 at 400. ea.	(5501-22)	840.00
"	Automatic Radio-Telephone Recorder	(5502-22)	1533.00
"	Body Armor, 2 at 69. ea.	(5406-22)	145.00
"	Telescopic sight	(5407-22)	84.00
FROM:	Police - Salaries and Wages, Regular	(110-22)	\$1251.00
TO:	Police - Tools, Shop & Field Supplies	(308-22)	\$1251.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of April, 1969, by Councilman Shastid , 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: Hughes, Mitchell, Robinson, Shastid, Simon, Smith

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-290

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$21,718 (FIRE DEPT.)
FOR PURCHASE OF SUPPLEMENTAL CAPITAL OUTLAY ITEMS

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

FUND 101

FROM:	General Fund - General Reserve (60)		\$21,718
TO:	Fire Dept.:		
	2½" Fog Nozzles, 3	(5409-21)	420
	Gasoline Pump	(5410-21)	350
	Lawn Mower	(5411-21)	135
	Emergency Power Gen., Station #1	(5412-21)	2,000
	Aircraft Crash Truck	(5413-21)	16,000
	Replacement Chemicals for Crash Truck	(5414-21)	2,000
	Deluge Nozzles, 2	(5415-21)	372
	Vacuum Cleaner, Station #4	(5504-21)	115
	Manual Typewriters, 2	(5505-21)	326

(Memorandum dated April 3, 1969 from City Manager to Mayor and Members
of the City Council, Subject: Fire Department Budget, ~~XXXXXX~~ on file
in office of the City Clerk)


The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 7th day of April, 1969,
by Councilman Shastid , who moved its adoption, which motion being
duly seconded by Councilman Smith , was upon roll call carried
and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Simon,
Smith

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-291

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FLASHING LIGHT BEACONS AT SIX INTERSECTIONS (8TH AND H, BODEM AND MORRIS, SYCAMORE AND ROSEBURG, COLLEGE AND BOWEN, CARVER AND ORANGEBURG, AND CARVER AND BRIGGSMORE)

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

SECTION 1. The plans and specifications for flashing light beacons at six intersections (8th and H, Bodem and Morris, Sycamore and Roseburg, College and Bowen, Carver and Orangeburg, and Carver and Briggsmore) copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 6, 1969 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 14th day of April , 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-292

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ANNUAL REQUIREMENTS OF LIQUID ANHYDROUS AMMONIA (COMMENCING JUNE 15, 1969)

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

SECTION 1. The ~~PLANS AND~~ specifications for annual requirements of liquid anhydrous ammonia (commencing June 15, 1969)(for treating waste water at Water Quality Control 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 April 23, 1969 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 14th day of April , 19 69, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-293

A RESOLUTION APPROVING ~~XXXXXX~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ANNUAL REQUIREMENTS OF LIQUID CHLORINE (COMMENCING JUNE 15, 1969)

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

SECTION 1. The ~~plans and~~ specifications for annual requirements of liquid chlorine (commencing June 15, 1969) used for treating waste water at Water Quality Control facility, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 23, 1969 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 14th day of April , 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-294

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR A NEW STREET FLUSHER BODY

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

SECTION 1. The ~~plans and~~ specifications for a new street flusher body (body is to be fabricated and installed on a city truck now on order), copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 28, 1969 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 14th day of April, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-295

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE IMPROVEMENT OF LaLOMA FROM H STREET TO YOSEMITE BLVD.

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

SECTION 1. The plans and specifications for the improvement of LaLoma from H Street to Yosemite Blvd.,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 29, 1969 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 14th day of April, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-296

A RESOLUTION ACCEPTING THE BID OF W. M. LYLES CO. FOR CONSTRUCTION OF SUBTRUNK SEWER, WOODROW TO RUMBLE

WHEREAS, Resolution No. 69-227 , adopted by the Council of the City of Modesto on March 24, 1969, approved the plans and specifications for the construction of subtrunk sewer, Woodrow to Rumble, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of subtrunk sewer, Woodrow to Rumble, were opened at 10:00 A.M. on April 8, 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 W. M. Lyles Co., Fresno, California, in the amount of \$30,546.99 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., Fresno, California, in the amount of \$30,546.99 be accepted and the execution of a contract for the completion of the project by the City's 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 April, 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-297

A RESOLUTION ACCEPTING THE BID OF ALBERT M. BIEHL FOR INSTALLATION OF IMPROVEMENTS IN MARSHALL PARK

WHEREAS, Resolution No. 69-229 , adopted by the Council of the City of Modesto on March 24, 1969, approved the plans and specifications for the installation of improvements in Marshall Park, and authorized the calling for bids, and

WHEREAS, the bids received for the installation of improvements in Marshall Park were opened at 10:10 A.M. on April 8, 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 Albert M. Biehl in the amount of \$29,902

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Albert M. Biehl in the amount of \$29,902

be accepted and the execution of a contract for the completion of the project by the City's 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 April, 1969 , by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-298

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 SCENIC NO. 2 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-121, adopted on February 10, 1969, the Council fixed the 14th day of April, 1969, 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. 69-121 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 Scenic 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1969, 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, Robinson, Shastid, Smith,
Mayor Davies, Hughes

NOES: Councilmen: None

ABSENT: Councilmen: ~~W. T. Chynoweth~~, 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. Haswood
Public Works Department
4-2-11-69

July 12, 1968

SCENIC NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, Stanislaus County Records, said point being the Southwestern corner of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records, and also being South 0° 04' East, 69.00 feet from the Northeastern corner of said Grant Addition and the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of said Grant Addition the following bearings and distances: South 0° 04' East, 75.00 feet; South 8° 45' 40" West, 66.93 feet; South 0° 28' East, 198.00 feet; and South 73° 56' West, 25.41 feet, to the Northwestern corner of property conveyed to Birdie Henderson by Deed recorded in Volume 1269, Page 602, Stanislaus County Records; thence leaving the existing City limits and along the Western line of said Henderson property, South 0° 43' East, 373.05 feet, to a point on the center line of a 50 foot public road known as Scenic Drive; thence along said center of Scenic Drive, North 68° 23' 30" East, 362.25 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said center line being the East line of Section 28; thence along said center line of Coffee Road, North 0° 04' West, 581.74 feet, to a point which is South 0° 04' South, 99.00 feet from the center line of East Morris Avenue, said point being on the Easterly extension of the Southern line of Pingle property; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet to the point of beginning, containing 4.876 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-299

AMENDMENT TO EASEMENT

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND Eugene R. Abel and Doris M. Abel

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to easement
that the/agreement between the City of Modesto and Eugene R. Abel
and Doris M. Abel, grantors, dated April 12, 1969
for easement to the City of Modesto for Project Unit No. 5 of City's
Sewer Improvement Project
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said/agreement
amendment to easement
by the designated city officials be authorized,

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
April , 19 69 by Councilman Mitchell , who moved
its adoption, which motion being duly seconded by Councilman Hughes
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-300

A RESOLUTION AUTHORIZING PARTICIPATION IN AN AMICUS CURIAE BRIEF IN SUPPORT OF THE CITY OF SAN JOSE IN THE ACTION OF BISHOP VS. CITY OF SAN JOSE.

BE IT RESOLVED by the Council of the City of Modesto that the City of Modesto, by and through the City Attorney, join as amici in an amicus curiae brief in support of the City of San Jose in the action Bishop vs. City of San Jose (1 Civil 24764, Court of Appeal, First Appellate District, Division Two; filed March 28, 1969), and that the City of Modesto participate in the proportional costs of preparing and printing the brief in an amount not to exceed One Hundred and no/100ths (\$100.00) Dollars.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Hughes, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Robinson, Shastid, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

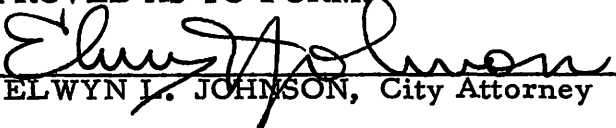
ATTEST:



W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-301
RENEWAL OF

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND CHARLES G. WRIGHT FOR CONCESSION RIGHTS AT BEARD BROOK PARK FOR A PERIOD OF ONE YEAR COMMENCING MAY 1, 1969 AND ENDING APRIL 30, 1970

BE IT HEREBY RESOLVED by the Council of the City of Modesto
renewal of
that the/ agreement between the City of Modesto and Charles G. Wright

for concession rights at Beard Brook Park for a period of one year
commencing May 1, 1969 and ending April 30, 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
April , 1969, by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Shastid,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST: _____

W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-302

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STONE & YOUNGBERG, SAN FRANCISCO, CALIFORNIA, FOR FEASIBILITY STUDY
ON MALL (\$2,500)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stone & Youngberg,
San Francisco, California,
for feasibility study on mall

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of
April , 1969, 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: Hughes, Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W, T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 303

A RESOLUTION APPROVING APPROPRIATION OF \$2,500.00
FROM THE UNAPPROPRIATED FUND BALANCE OF THE
GENERAL FUND, TO ACCOUNT NO. 406-65, GENERAL FUND.

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

From:

Unappropriated Fund Balance (Account No. 95),
General Fund (No. 101) \$ 2,500.00

Appropriation to:

Downtown Mall Development (Account No. 406)
Miscellaneous Unclassified (Dept. 65),
General Fund (No. 101) \$ 2,500.00

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 14th day of April,
1969, 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, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-304

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA FOR MODIFICATION AND MODERNIZATION OF TRAFFIC SIGNALS AT MCHENRY AND NEEDHAM 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 State of California for modification and modernization of traffic signals at McHenry and Needham 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 14th day of April, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Hughes, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 305

A RESOLUTION GRANTING AN EXTENSION OF TIME TO JANUARY 1, 1970, FOR ESCALATION OF THE CONNECTION CHARGE FOR CONNECTION TO THE CITY OF MODESTO'S SEWAGE SYSTEM.

WHEREAS, Section 5-6.04(a) of the Modesto Municipal Code provides that for residential properties a connection charge of One Hundred and no/100ths (\$100.00) Dollars per dwelling unit shall be paid to the City for connection to the sewage system and that the connection charge shall increase to One Hundred Fifty and no/100ths (\$150.00) Dollars on July 1, 1969, and shall increase at the rate of Twenty-Five and no/100ths (\$25.00) Dollars per dwelling unit annually thereafter, commencing on July 1, 1970, unless specifically waived for the year involved by resolution of the City Council, and

WHEREAS, Section 4-6.04(b) of the Modesto Municipal Code provides that for commercial and industrial properties a connection charge of Four Hundred and no/100ths (\$400.00) Dollars per acre shall be paid to the City for connection to the sewage system and that the connection charge shall increase to Six Hundred and no/100ths (\$600.00) Dollars on July 1, 1969, and shall increase One Hundred and no/100ths (\$100.00) Dollars per acre annually thereafter, commencing on July 1, 1970, unless specifically waived for the year involved by resolution of the City Council, and

WHEREAS, because of delays in completion of the new trunk sewers and inclement weather conditions which have delayed the completion of the overall sewerage project, the Council has determined that the period of escalation of the connection charge for connection to the City's sewage system should be extended by a period of six months,

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

1. Residential. The connection charge set forth in Section 5-6.04(a) of the Modesto Municipal Code shall not increase to One Hundred Fifty and no/100ths (\$150.00) Dollars until January 1, 1970; said charge shall further increase to One Hundred Seventy-Five

and no/100ths (\$175.00) Dollars on July 1, 1970, and shall increase at the rate of Twenty-Five and no/100ths (\$25.00) Dollars per dwelling unit annually thereafter commencing July 1, 1971.

2. Commercial and Industrial. The connection charge set forth in Section 5-6.04(b) of the Modesto Municipal Code shall not increase to Six Hundred and no/100ths (\$600.00) Dollars until January 1, 1970; said charge shall further increase to Seven Hundred and no/100ths (\$700.00) Dollars on July 1, 1970, and shall increase One Hundred and no/100ths (\$100.00) Dollars per acre annually thereafter, commencing July 1, 1971.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1969, by Councilman Shastid, 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:	Hughes, Mitchell, Robinson, Shastid, 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. 69-306

OPTION

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND SHELDON M. SMITH, GARY F. SMITH, AND JAMES W. SMITH, JR. FOR PURCHASE OF PROPERTY FOR SANITARY LANDFILL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Sheldon M. Smith, Gary F. Smith, and James W. Smith, Jr. for option to purchase property (98.94 acres) for 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 14th day of April, 1969, 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: Hughes, Mitchell, Robinson, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Shastid, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-307

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON McHENRY AT
912 McHENRY AVENUE, A PORTION OF BLOCK 649 -
Reginald S. Jeans)

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 McHenry Avenue, Block 649

_____ , and

WHEREAS, the Council, did, on March 17, 1969, adopt its Resolution No. 69-221, 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 April, 1969, 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. 69-221, 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, and continued to April 14, 1969, and

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. 69-221 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1969, 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, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: Hughes

ABSENT: Councilmen: Simon

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-308

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS JOHN SUTTER SCHOOL ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the John Sutter School
Addition was approved by the Local Agency Formation Commission
by resolution adopted March 21, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 14th
day of April, 1969, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by Coun-
cilman Shastid, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, 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. C. Baez
Public Works Department

64-9-69

JOHN SUTTER SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the East half 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 Northern boundary of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center lines of Dawn Drive and Sunrise Avenue, said center line of Sunrise Avenue being the West line of the East half of Section 21; thence along the existing City Limits on the boundary of said Addition (206) and said quarter section line, North $0^{\circ} 41'$ West, 140.00 feet; thence leaving the existing City Limits and continuing along said quarter section line, North $0^{\circ} 41'$ West, 39.80 feet, to its intersection with the Westerly extension of the Northern line of a 20 foot East-West alley in Block 1140 as shown on the map of the SUNRISE HOMES subdivision, filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said Westerly extension and the Northern line of said alley, South $89^{\circ} 41' 30''$ East, 158.00 feet, to the Western line of a 20 foot North-South alley in said block; thence along the Western line of said alley and its Northerly extension, North $0^{\circ} 41'$ West, 480.00 feet, to the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, North $89^{\circ} 41' 30''$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line, North $0^{\circ} 41' 30''$ West, 660.61 feet, to its intersection with the Westerly extension of a Northern line of property conveyed to the Modesto City School District by Deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along said Northern line, South $89^{\circ} 38' 30''$ East, 330.50 feet, to its intersection with a Western line of property conveyed to the Modesto City School District by Deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along said Western line, North $0^{\circ} 41' 30''$ West, 263.60 feet, to its intersection with the Northern line of said property; thence along the Northern line of said property, South $89^{\circ} 38' 30''$ East, 330.72 feet, to its intersection with the Eastern line of said property, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, and the Western line of the GENEVA HEIGHTS subdivision as shown on the map filed June 28, 1955, in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said line, South $0^{\circ} 40' 30''$ East, 923.62 feet, to its intersection with the center line of East Orangeburg Avenue; thence continuing along the East line of the West half of the West half of the Northeast quarter of Section 21, said line also being the center line of Sarah Avenue, South $0^{\circ} 40' 20''$ East, 659.22 feet, to a point on the existing City Limits on a Northern line of the Sunrise Addition (206), said point being the intersection of the center lines of Sarah Avenue and Dawn Drive; thence along the existing City Limits on a Northern line of said Addition (206), North $89^{\circ} 44' 30''$ West, 660.84 feet, to the point of beginning, containing 20.284 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-309

A RESOLUTION CHANGING THE NAME OF HURON AVENUE
IN THE COUNTY HOUSING AUTHORITY DEVELOPMENT AT
ROBERTSON ROAD AND HAMMOND STREET TO PELTON
AVENUE

WHEREAS, Huron Avenue exists as a sixty- (60') foot right of way between Hammond Street and the east line of the County Housing Authority Development north of Robertson Road, and

WHEREAS, said Huron Avenue is in alignment with Pelton Avenue which extends easterly from a point two hundred forty-five (245') feet east of the County Housing Authority Development to Roselawn Avenue, and

WHEREAS, upon recording the final map of Town and Country Terrace Subdivision Unit No. 1, the tentative map of which was approved by the Planning Commission on April 1, 1969, Pelton Avenue will be connected with said Huron Avenue, 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 the name of, such street, and

WHEREAS, all affected city departments, county agencies and utility companies have been contacted in regard to the proposed street name change and no objections have been received, and

WHEREAS, the Planning Commission has recommended by Resolution No. 69-42, adopted on April 1, 1969, that said street be renamed accordingly,

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

1. That the street name of "Huron Avenue" in the County Housing Authority Development at Robertson Road and Hammond Street be changed to "Pelton 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 14th day of April, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Shastid, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, 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. 69-311

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:

Lots 1, 2, 3 and 4, Block 13101 Bel-Air No. 3

Lots 1, 2, 3, 4 and 5, Block 13100 Bel-Air No. 3

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 January 21, 1969, 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. 69-11 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 7:55 o'clock P.M. on February 24, 1969, at which time said hearing was continued to March 24, 1969, at 7:50 o'clock P.M. in said Council Chambers located at 801 - 11th Street, Modesto, California, and

WHEREAS, said continued 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 adopted

Resolution No. 69-232 referring the proposed amendment to Section Map 8-3-9 of the Zoning Map back to the Planning Commission for further study, as provided by Section 10-2.2114 of the Municipal Code, and

WHEREAS, by letter addressed to the Mayor and Members of the City Council dated April 10, 1969, the Planning Commission reaffirmed its previous decision of approval of the proposed amendment to Section 8-3-9 of the Zoning Map, and

WHEREAS, the evidence, both oral and documentary, introduced at the public hearing before the Council indicated as follows:

1. The property was denied R-2 zoning in 1967.

2. There has been no substantial change since 1967 that would justify a P-D Zone for R-2 uses for property that was denied R-2 zoning in 1967.

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 14th day of April, 1969, by Councilman Shastid, who moved its 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, Robinson, Shastid, Smith
NOES: Councilmen: Hughes, Mayor Davies
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 Planning Department
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-312

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$335 TO APPROPRIATE FUNDS FOR A WASTEPAPER BASKET AND A CABINET FOR THE MAYOR'S OFFICE

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

FUND 101

FROM:	General Reserve, General Fund	(60)	\$335.00
TO:	City Council, Office Supplies	(301-7)	\$ 35.00
	City Council, Cabinet	(5501-7)	\$300.00

(To appropriate funds for a wastepaper basket and a cabinet for the Mayor's office.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of April, 1969, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Shastid , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Robinson, Shastid, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Hughes, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-313

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AT ENSLEN PARK FROM CONTRACTOR, ALBERT M. BIEHL

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ installation of automatic
sprinkler system at Enslen Park

has been completed by Albert M. Biehl, contractor,

in accordance with the contract agreement dated February 17, 1969

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ installation
of automatic sprinkler system at Enslen 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 \$12,298.00 ,
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 April,
1969, by Councilman Shastid , 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-314

A RESOLUTION ACCEPTING THE BID OF MODESTO INDUSTRIAL ELECTRICAL COMPANY, INC., FOR CONSTRUCTION OF SEWER EXTENSION ON COFFEE ROAD AND EAST ORANGEBURG AVENUE TO SERVE GOLDEN YEARS NURSING HOME

WHEREAS, Resolution No. 68-1138 , adopted by the Council of the City of Modesto on December 16, 1968, approved the plans and specifications for the construction of sewer extension on Coffee Road and East Orangeburg Avenue to serve Golden Years Nursing Home and authorized the calling for bids, and

WHEREAS, the bids received for the construction of sewer extension on Coffee Road and East Orangeburg Ave. to serve Golden Years Nursing Home were opened at 10:00 A.M. on December 31, 1968, 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 Modesto Industrial Electrical Company, Inc., in the amount of \$7,728.80 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Modesto Industrial Electrical Company, Inc., in the amount of \$7,728.80 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

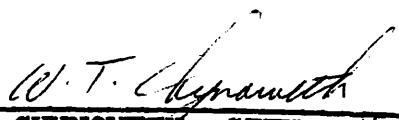
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1969 , by Councilman Shastid , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-315

A RESOLUTION REFERRING THE PROPOSED AMENDMENT TO SECTION 10-2.701 OF ARTICLE 7 OF CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE RELATING TO R-3 ZONE HEIGHT INCREASE BACK TO THE PLANNING COMMISSION FOR FURTHER STUDY.

WHEREAS, the Planning Commission at its meeting of March 4, 1969, adopted Resolution No. 69-29 initiating proceedings to amend Section 10-2.701 of the Municipal Code to allow 3-story construction of multiple dwellings or group dwellings in the R-3 Zone, and

WHEREAS, a public hearing was held on said recommendation on March 18, 1969, at which time the Planning Commission found and determined that said amendment to the Municipal Code would be in the interest of the general welfare for the following reasons:

- (a) The proposed height increase would allow greater flexibility in design with respect to buildings, open space and parking; and
- (b) The proposed height increase would allow the possibility of achieving the maximum R-3 density presently allowed by the Municipal Code, and

WHEREAS, said proposed amendment to Section 10-2.701 of the Modesto Municipal Code 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 4:15 o'clock P. M. on April 21, 1969, and

WHEREAS, said hearing was held before the Council at the above time and place, and the Council found and determined that:

- (a) A height increase is not warranted to allow full utilization of the density permitted in the R-3 Zone.
- (b) A height increase in the R-3 Zone would permit construction of low-cost housing without elevators.
- (c) Increased height limits in the R-3 Zone would allow the construction of structures at maximum density thereby cutting down on the open spaces and degree of privacy that residents of R-3 development now have.

(d) Planned development zoning presently allows controlled development to a greater height, and therefore, increased height limits in the R-3 Zone are not required,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its intention to deny the proposed amendment to Section 10-2.701 of Article 7 of Chapter 2 of Title X of the Modesto Municipal Code relating to height increase in the R-3 Zone, but the Council's final decision in this matter shall not be rendered until a further report has been received from the Planning Commission, as provided by Section 10-2.2114 of the Modesto Municipal Code. In further considering this matter and making its further report, the Council requests the Planning Commission to consider and report on the following:

- (a) Is the proposed height increase to allow construction in the R-3 Zone at maximum density warranted?
- (b) Would the height increase in the R-3 Zone permit construction of low-cost housing units without proper conveniences such as elevators?
- (c) Isn't there sufficient open land in the City of Modesto to permit further R-3 construction, which will insure some degree of privacy and open space, without allowing construction of structures of increased height limits in the R-3 Zone to allow the maximum density?
- (d) Doesn't the planned development zoning now provided in the Municipal Code take care of the need for increased height limits in the R-3 Zone?

BE IT FURTHER RESOLVED that the City Council's decision in this matter shall not be final until such time as the City Council receives and acts upon such further report of the Planning Commission, provided, however, that failure of the Planning Commission to act within forty (40) days of receipt of notice of this request shall automatically make said decision final.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1969, by Councilman Shastid, who moved its 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, Shastid, Simon, Smith, Mayor Davies
NOES: Councilmen: Hughes
ABSENT: Councilmen: Robinson

ATTEST:

(SEAL)

APPROVED AS TO FORM:


W. T. CHYNOWETH, City Clerk

ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-316

A RESOLUTION APPROVING REQUEST OF BART BARTONI TO CONSTRUCT
EXPOSED AGGREGATE CONCRETE SIDEWALK ON THE TENTH STREET
ARCADE

WHEREAS, Bart Bartoni has requested permission to
construct exposed aggregate concrete sidewalk on the Tenth
Street frontage of the Bartoni Arcade; and

WHEREAS, the request has been considered by the
Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that the request of Bart Bartoni for permission
to construct exposed aggregate concrete sidewalk on the Tenth
Street frontage of the Bartoni Arcade is hereby approved.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 21st
day of April, 1969 by Councilman Hughes, who moved its adoption,
which motion being duly seconded by Councilman Shastid, was upon
roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-317

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Parcel Number 002-08-
055-13-32-001 as per Stanislaus County Assessor's
Records) (Lucille Rife)

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 in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 13124, Woodrow Avenue

_____, and
WHEREAS, the Council, did, on April 7, 1969,
adopt its Resolution No 69-279, 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
21st day of April, 1969, 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. 69-279, 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. 69-279 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 21st day of April, 1969, by Councilman Hughes, 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: **Hughes, Mitchell, Shastid, Simon, Smith, Mayor Davies**

NOES: Councilmen: **None**

ABSENT: Councilmen: **Robinson**

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-318

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (1005 Woodrow Avenue
Joseph A. Reis)

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 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 in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 13119, Woodrow Avenue

_____, and
WHEREAS, the Council, did, on April 7, 1969, adopt its Resolution No. 69-280, 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 21st day of April, 1969, 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. 69-280, 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. 69-280 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 21st day of April, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-319

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (West 1/2 of Lots 15
and 16, Block 102 (Gutierrez))

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 102, E Street, and

WHEREAS, the Council, did, on April 7, 1969, 19 , adopt its Resolution No. 69-281, 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 21st day of April, 1969, 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. 69-281, 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. 69-281 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 21st day of April, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Shastig, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-320

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Easterly 70 feet of
Lots 15, Block 102 - Stella Y. 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 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 ~~XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX~~ Block 102, E Street, and

WHEREAS, the Council, did, on April 7, 1969, adopt its Resolution No. 69-282, 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 21st day of April, 1969, 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 69-282, 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. 69-282 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 21st day of April, 1969, by Councilman Hughes, 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: **Hughes, Mitchell, Shastid, Simon, Smith, Mayor Davies**

NOES: Councilmen: **None**

ABSENT: Councilmen: **Robinson**

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-321

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1032 BRADY AVE.,
A PORTION OF BLK. 735 - Le Roy Wach)

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 Brady Avenue, Block 735, and

WHEREAS, the Council, did, on April 7, 1969, adopt its Resolution No. 69-283, 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 21st day of April, 1969, 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. 69-283, 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. 69-283 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 21st day of April, 1969, by Councilman Hughes, 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: **Hughes, Mitchell, Shastid, Simon, Smith, Mayor Davies**

NOES: Councilmen: **None**

ABSENT: Councilmen: **Robinson**

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. ~~Hdghed~~69-322

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON L STREET AT
1201 7TH STREET, LOTS 15 AND 16, block 37 -
Robert Williams)

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 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 and gutters _____ have been constructed in front of
the properties constituting more than fifty per cent (50%) of the
street frontage along Block 37, on L Street

_____, and
WHEREAS, the Council, did, on April 7, 19 69,
adopt its Resolution No. 69-284, directing the Superintendent of
Streets to give notice requiring the construction of sidewalk and
gutter _____ along certain streets in the City of Modesto,
as provided therein, and

WHEREAS, the Council did by said resolution, set the
21st day of April, 19 69, 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. 69-284, 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. 69-284 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 21st day of April, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

(SEAL)

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-323

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ROSINA AVE.
AT 1623 YOSEMITE BLVD., LOTS 10 AND 11, AND 40 feet
OF 9, BLOCK 2125 (Atlantic Richfield Corp.)

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 Rosina Ave., Block 2125

_____, and
WHEREAS, the Council, did, on April 7, 1969, adopt its Resolution No. 69-285, 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 21st day of April, 1969, 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. 69-285, 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. 69-285 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 21st day of April, 1969, by Councilman Hughes, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-324

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 EL TERINO ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-182, adopted on March 3, 1969, 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. 69-182, the Council fixed the 7th day of April, 1969, at the hour of 4:30 o'clock P.M., in the Council Chambers at the City Hall, located at 801 - 11th Street in the City of Modesto as the time and place for hearing protests against said annexation, and

WHEREAS, said hearing of protests against said annexation was held at said time and place and was then continued until the 21st day of April, 1969, at 4:35 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. 69-182 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 El Terino 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 21st day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, 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. Rosegood
Public Works Department
4-2-69

All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North $40^{\circ} 48' 52''$ East, 439.22 feet, and North $49^{\circ} 37' 40''$ East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South $0^{\circ} 35' 30''$ East, 113.62 feet, and South $89^{\circ} 42' 42''$ East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South $0^{\circ} 32' 40''$ East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North $89^{\circ} 38' 40''$ West, 680.50 feet; South $0^{\circ} 33'$ East, 329.34 feet; and South $89^{\circ} 35' 20''$ East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South $89^{\circ} 59' 11''$ East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South $89^{\circ} 59' 11''$ East, 305.90 feet; North $0^{\circ} 30'$ West, 66.00 feet; and South $89^{\circ} 59' 11''$ East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South $0^{\circ} 30'$ East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North $89^{\circ} 54' 39''$ West, 659.80 feet; South $0^{\circ} 30'$ East, 640.04 feet; and South $89^{\circ} 57'$ East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North $89^{\circ} 57'$ West, 659.46 feet, and South $0^{\circ} 30'$ East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 639.47 feet, and North $89^{\circ} 57'$ West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North $0^{\circ} 30'$ West, 309.50 feet, and North $89^{\circ} 57'$ West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-325

A RESOLUTION CALLING A SPECIAL ELECTION TO BE
HELD ON THE 18th DAY OF JULY, 19 69,
PERTAINING TO THE ANNEXATION OF EL TERINO ADDITION
TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 69-182, 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 1st day of July, 19 69, 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 El Terino
 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~~s~~ to be known and described as follows:

Special Election Precinct No. 1

Said special election precinct~~s~~ 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 ~~XXXXXX~~ portions~~(s)~~ of the county election precinct designated by said Board of Supervisors as Coffee 2
_____ Precinct, lying within the hereinafter described territory, is ~~(s)~~ 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: Geneva Presbyterian Church
1003 Coffee Road
Modesto, California

Inspector: Mrs. Margie A. Keeton
800 Edison
Modesto, California

Judge: Mrs. Ruth Evans
1117 Halfmoon
Modesto, California

Clerk: Mrs. Jennie F. Windham
624 El Terino
Modesto, California

Clerk: Mrs. Mary F. Elliott
1129 Halfmoon
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/ Monday, July 7, _____, 1969, 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 July 25, 1969.

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 Oakdale Leader, 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 21st day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, 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 P. A. Hasegood
Public Works Department

4-2-69

All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North 40° 48' 52" East, 439.22 feet, and North 49° 37' 40" East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South 0° 35' 30" East, 113.62 feet, and South 89° 42' East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South 0° 32' 40" East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North 89° 38' 40" West, 680.50 feet; South 0° 33' East, 329.34 feet; and South 89° 35' 20" East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South 89° 59' 11" East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South 89° 59' 11" East, 305.90 feet; North 0° 30' West, 66.00 feet; and South 89° 59' 11" East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South 0° 30' East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North 89° 54' 39" West, 659.80 feet; South 0° 30' East, 640.04 feet; and South 89° 57' East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South 0° 30' East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North 89° 57' West, 659.46 feet, and South 0° 30' East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South 0° 30' East, 639.47 feet, and North 89° 57' West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North 0° 30' West, 309.50 feet, and North 89° 57' West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-326

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 911 Sycamore Ave., (LOUISE LONG)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 5, 1969 at 4:20 ~~xxxz~~ 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, curb and gutter on Lot 16 and portions of Lots 15 and 17, Block 723 in the amount of \$262.81.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April 19 69, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-327

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 905 SYCAMORE AVE. (ATTEBERRY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 5, 1969, 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 the cost of installation of sidewalk, curb and gutter on Lots 18 through 21 and a portion of 17, Block 723. ~~(296198)~~ (\$569.49)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April 19 69, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-328

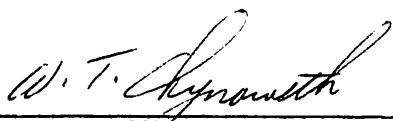
A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON THE COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 901 SYCAMORE AVE. (HANNEMAN)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 5, 1969, 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 the Superintendent of Streets on the cost of installation of sidewalk, curb and gutter at Lots 22, 23 and 24, Block 723 (\$296.93).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 19 69, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-329

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER AT 435 GRISWOLD AVE., (BERNICE DOERN)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 5, 1969 , 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 the Superintendent of Streets on the cost of installation of curb and gutter at Block 721 (portion of, 435 Griswold Avenue) (\$100)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April 1969 , by Councilman Shastid , 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-330

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ~~REPORT~~ OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK AT 1421 WESTERN WAY (SIMMS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 5, 1969 , 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 the Superintendent of Streets on cost of installation of sidewalk at 1421 Western Way, Lots 25, 26 and 27, Block 353 (\$134.02).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April 1969 , by Councilman Shastid , 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-331

A RESOLUTION AMENDING RESOLUTION NO. 67-505 ENTITLED, "A RESOLUTION ESTABLISHING CHARGES AND FEES FOR ACTIVITIES AND SERVICES AT THE MODESTO CITY-COUNTY AIRPORT, AND RESCINDING RESOLUTION NO. 64-311".

WHEREAS, the Council of the City of Modesto adopted Resolution No. 67-505, entitled, "A Resolution Establishing Charges and Fees for Activities and Services at the Modesto City-County Airport, and Rescinding Resolution No. 64-311", on June 19, 1967, and

WHEREAS, it is the desire of the Council to establish landing fees for nonscheduled jet aircraft,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Section 4 of Resolution No. 67-505, entitled, "A Resolution Establishing Charges and Fees for Activities and Services at the Modesto-City-County Airport, and Rescinding Resolution No. 64-311", be amended to read as follows:

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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1969, by Councilman Shastid, who

moved its adoption, which motion being duly seconded by Council-
man Simon, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Hughes, Mitchell, Shastid, 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. 69-332

A RESOLUTION APPROVING ASSIGNMENT OF LEASE AGREEMENT BETWEEN
MRS. VIRGINIA HEFFNER AND THE CITY OF MODESTO TO ROY B.
HIRSCHKORN AND DORENE HIRSCHKORN, HUSBAND AND WIFE

WHEREAS, AN Airport lease agreement for the lease of the
east one-half of Airplane Hangar No. 1 located at the Modesto
City-County Airport was entered into between Mrs. Virginia
Heffner, doing business as Silvair Flying School, and the City
of Modesto on March 3, 1969; and

WHEREAS, Mrs. Virginia Heffner has requested that her
interest in the lease be transferred to Roy B. and Dorene
Hirschhorn, husband and wife; and

WHEREAS, the Airport Manager has recommended that the City
Council approve the assignment of the operator's permit and
hangar lease to Mr. and Mrs. Hirschhorn on the condition that
Mr. and Mrs. Hirschhorn be the sole owners and operators of the
business for a period of at least three years; and

WHEREAS, Mr. and Mrs. Hirschhorn have agreed in writing to
be the sole owners and operators of the Silvair Flying School for
at least a period of three years.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that the assignment of the operator's permit and the
assignment of the lease agreement between the City of Modesto
and Mrs. Virginia Heffner dba as Silvair Flying School to Mr.
and Mrs. Roy B. Hirschhorn is hereby approved.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 21st day of April,
1969 by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 333

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 21st day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

(SEAL)

ATTEST:


W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

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 Three Hundred Fifty-Seven Thousand, Three Hundred Fifty-Three and no/100ths (\$357, 353. 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-Three Thousand, Seven Hundred Forty-Four and no/100ths (\$53, 744. 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 21st day of April, 1969, 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, Shastid, Simon, Smith, Mayor Davies

NOES: Councilmen: Hughes

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.69-335

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MODESTO TO INITIATE ON ITS OWN MOTION PROCEEDINGS TO ANNEX CERTAIN UNINHABITED TERRITORY, HEREINAFTER DESCRIBED AND DESIGNATED AS RIVERSIDE NO. 2 ADDITION TO THE CITY OF MODESTO; AND AUTHORIZING AND DIRECTING THE CITY CLERK TO FILE SUCH PROPOSAL WITH, AND SUBMIT SUCH PROPOSAL TO THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR A REPORT THEREON AS REQUIRED BY LAW.

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

SECTION 1. That the Council of the City of Modesto, for the reasons hereinafter mentioned, desires, intends, and proposes to initiate on its own motion, as soon as it can legally do so, proceedings to annex to the City of Modesto all of the territory hereinafter described, as uninhabited territory, under and by virtue and in accordance and in compliance with the provisions of the Annexation of Uninhabited Territory Act of 1939 as set forth in Sections 35300 through 35326, inclusive, of the Government Code of the State of California.

SECTION 2. That the said Council's reasons for proposing to initiate said annexation proceedings as aforesaid are as follows: That the annexation of the hereinafter described territory will contribute to the orderly growth of the City and provide the proper land use in conformity with the overall zoning plan of said City.

SECTION 3. That said territory which said Council proposes to annex as aforesaid is hereby described and identified as RIVERSIDE NO. 2 ADDITION, and said territory includes, consists of, and is further described as all that real property situate in the County of Stanislaus, State of California, more particularly described as follows:

RIVERSIDE NO. 2 ADDITION

All that portion of the East half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, shown as Parcels 1 and 1-A on the map filed May 16, 1966, in Book 1 of Parcel Maps at Page 134, 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 March 24, 1969 as Instrument 9772, Stanislaus County Records, said point being the intersection of the Southern line of the Modesto Irrigation District Lateral Number 2 and the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Northwestern corner of Parcel 1 of said Parcel Map; thence along the existing City limits on the Eastern line of North Riverside Drive, South $0^{\circ} 33' 30''$ East, 363.30 feet to the Southwestern corner of said Parcel 1; thence leaving the existing City limits and along the Southern line of said Parcel 1, North $79^{\circ} 13' 21''$ East, 1627.91 feet to the Southeastern corner of said Parcel 1, said corner being on 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 the Eastern line of said parcel 1, North $0^{\circ} 32' 50''$ West, 91.93 feet to the Southeastern corner of Parcel 1-A of said Parcel Map, said corner being on the East-West quarter section line of said Section 26; thence continuing along the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26 and the Eastern line of said Parcel 1-A, North $0^{\circ} 32' 50''$ West, 549.01 feet; thence along a tangent curve concave to the West having a Central Angle of $20^{\circ} 27' 21''$, a Radius of 500.00 feet, and an Arc Length of 178.51 feet, to the Northeastern corner of said Parcel 1-A, said corner being on the Southern line of Modesto Irrigation District Lateral No. 2; thence along said Southern line and the Northern line of said Parcels 1-A and 1, the following bearings and distances:

South $68^{\circ} 59' 49''$ West, 537.16 feet; thence along a tangent curve concave to the Southeast, having a Central Angle of $18^{\circ} 50' 00''$, a Radius of 423.90 feet, and an Arc Length of 139.34 feet; thence South $50^{\circ} 09' 49''$ West, 656.72 feet; thence along a tangent curve concave to the Northwest, having a Central Angle of $39^{\circ} 52' 38''$, a Radius of 315.30 feet, and an Arc Length of 219.44 feet; thence North $89^{\circ} 57' 33''$ West, 235.85 feet to the point of beginning, containing 20.783 Acres, more or less.

SECTION 4. That the City Clerk of the City of Modesto is hereby authorized and directed to file with, and submit to the Local Agency Formation Commission of the County of Stanislaus, State of California, on behalf of the Council of the City of Modesto, and in accordance with, and for a report thereon by said Commission in accordance with the provisions of Sections 35002 and 54797.1 of the Government Code of the State of California, the said proposal of the Council of the City of Modesto to initiate on its own motion said proceedings to annex the hereinabove described uninhabited territory to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, 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. Haszard
Public Works Department
4-18-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-336

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE ROSE ACRES 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 Planning Commission of the City of Modesto has reviewed said annexation and on April 15, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said municipal corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on March 21, 1969, 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 Rose Acres 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 Rose Acres 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.

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 21st day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, 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 P. A. Howard
Public Works Department
4-17-69

February 14, 1969

ROSE ACRES NO. 4 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 at a point on the existing City Limits as established by Northwestern corner of the ROSE ACRES NO. 3 ADDITION (225), as per description filed January 24, 1969, as Instrument 2734, Stanislaus County Records, said point being on the center line of a 40 foot road known as Rose Avenue at the South quarter corner of Section 15; thence leaving the City Limits and along the center line of Rose Avenue, North, 660.37 feet, to the Southwestern corner of the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records; thence along the existing City limits and the Southern line of said Addition (181), South 89° 20' East, 1311.79 feet, to a point on the East line of the West half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, North 0° 01' 06" East, 660.64 feet, to a point on the North line of the South half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, South 89° 20' 41" East, 1311.91 feet, to a point on the East line of Section 15; thence leaving the City Limits and along the East line of Section 15, said line being the center line of a 40 foot road known as Oakdale Road, South 0° 01' 26" West, 1321.84 feet, to the section corner common to Sections 14, 15, 22 and 23; thence along the South line of Section 15, North 89° 19' 15" West, 2623.37 feet, to the point of beginning, containing 59.686 Acres, more or less..

MODESTO CITY COUNCIL
RESOLUTION NO. 69-337

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 TO REVOKE PREZONED P-P-D(38) (BOMBERGER MOBILE HOME PARK) (COMMISSION INITIATED)

WHEREAS, the Modesto City Planning Commission held a public hearing on ~~Monday, May 12, 1969~~ ~~Monday, May 12, 1969~~ Monday, ~~April 15, 1969~~ in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the zoning map to revoke prezoned P-P-D (38) (Bomberger Mobile Home Park)

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, Mount Diablo Base and Meridian. Thence North 0° 53' West along the West line of Section 15, 659.00 feet; thence North 89° 42' 10" East 1312.12 feet to the East line of the Northwest quarter of the Northwest quarter of Section 15; thence South 0° 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° 44' West along the said South quarter-quarter Section line 1312.02 feet to the point of beginning. ~~xxxx~~

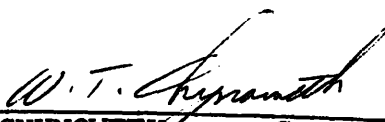
WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-51 recommending to the Council that rezoning of the property described above is required by public necessity, convenience and general welfare;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment to Section 15-3-9 of the Zoning Map be set for Monday, May 12, 1969 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 April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-338

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 (WOLVERINE BUILDING SERVICE)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 15, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 of the zoning map

the following described property:

The westerly 124.92 feet of Lot 10, Block 13100 shown on the Bel-Air Suvdivision No. 3 Map recorded in Volume 20 of maps at Page 44 in Stanislaus County Records.

Including also, the easterly 45 feet of Tully Road 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. 69-49 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 May 12, 1969 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 21st day of April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-339

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED ~~AMENDMENT XXX~~ UNCLASSIFIED USE PERMIT FOR 99-BED CONVALESCENT HOSPITAL (CIPPONERI)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 15, 1969, in the Council Chambers, City Hall, for the purpose of considering ~~XXXXXXXXXXXX~~ a proposed unclassified use permit for a 99-bed convalescent hospital to be located behind the existing ~~the following described property XXX~~ Evergreen Nursing Home on the south side of Evergreen Avenue.

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-50 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 ^{Unclassified Use Permit} ~~amendment to Section~~ ^{of the} ~~of the~~ ~~Zoning Map~~ be set for May 12, 1969 at 8:00 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, to consider the ^{unclassified use permit} ~~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 April, 1969, by Councilman Shastid, 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: Hughes, Mitchell, Shastid, Simon, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-340

A RESOLUTION OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULT OF GENERAL MUNICIPAL ELECTION HELD ON TUESDAY, APRIL 15, 1969 .

WHEREAS, the Council of the City of Modesto duly called and ordered held in said City and in Modesto City School District on Tuesday, the 15th day of April, 1969 a General Municipal Election to elect one Councilman (Chair 2) for full term of four years; one Councilman (Chair 4) for full term of four years; one Councilman (Chair 5) for full term of four years, and two members of the Board of Education of the Modesto City School District, for the full term of four years.

WHEREAS, said General Municipal Election was held on Tuesday, April 15, 1969 in accordance with law and the proceedings of said Council and the votes thereat received and canvassed and the returns thereof ascertained, determined, and declared in all respects as required by law.

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

1. The City Clerk of the City of Modesto is hereby instructed to enter this resolution on the minutes of this Council as a statement of the results of said election.

2. The total number of votes cast as said General Municipal Election was 12,482 votes.

(a) The total number of votes cast at said election in said City was 9,503 votes.

(b) The total number of votes cast outside of the City Limits of said City and inside the Modesto City School District was 2,979 votes.

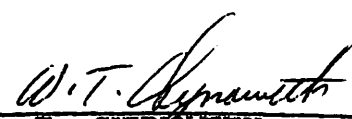
3. The following is a true and correct compilation of all votes cast at said election:

4. At said general municipal election the following named persons received the largest number of votes for the following offices, respectively, and were therefore duly elected to the respective offices for which they were respectively candidates, and each of said persons having received the largest number of votes cast for any person for such office is hereby declared to be duly and regularly elected to such office, respectively, for the term commencing April 22, 1969 and the City Clerk is hereby directed to issue a Certificate of Election to each of said persons, certifying his election to the office appearing after his name, and to administer to each of said persons the oath of office prescribed by the Constitution and laws of the State of California and the Charter of said City, to wit:

James H. Dixon, Jr.	Councilman, for four-year term, Chair 2
Phillip E. Newton	Councilman, for four-year term, Chair 5
G. Dale Smith	Councilman, for four-year term, Chair 4
Robert C. Bienvenu	Member, Board of Education, for four-year term
Jean J. Knoles	Member, Board of Education, for four-year term

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 21st day of April, 1969 by Councilman Shastid , 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, Robinson, Shastid, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilman: Hughes

ATTEST: 
W. T. CHYNOWETH
City Clerk

Reso 69-340
Exhibit A – Map

Oversized map folded and bound within Resolution Book, Volume 46.
Unable to remove safely for scanning.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-341

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL LAMP REQUIREMENTS COMMENCING JULY 1, 1969

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 commencing July 1, 1969,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 20, 1969 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 28th day of April, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-342

A RESOLUTION ACCEPTING THE BID OF PURE GRO COMPANY, MODESTO, CALIFORNIA, FOR ANNUAL REQUIREMENTS OF LIQUID ANHYDROUS AMMONIA (Commencing June 15, 1969)

WHEREAS, Resolution No. 69-292 , adopted by the Council of the City of Modesto on April 14, 1969, approved the plans and specifications for the annual requirements of liquid anhydrous ammonia (commencing June 15, 1969), and authorized the calling for bids, and

WHEREAS, the bids received for the annual requirements of liquid anhydrous ammonia were opened at 2:15 P.M. on April 23, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of PureGro Co., Modesto, California, for annual requirements of liquid anhydrous ammonia at \$63.95 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 PureGro Co., Modesto, California, for annual requirements of liquid anhydrous ammonia at \$63.95 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 28th day of April, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-343

A RESOLUTION ACCEPTING THE BID OF JONES CHEMICALS, INC., MILPITAS, CALIFORNIA, FOR ANNUAL REQUIREMENTS OF LIQUID CHLORINE (COMMENCING JUNE 15, 1969)

WHEREAS, Resolution No. 69-293 , adopted by the Council of the City of Modesto on April 14, 1969 approved the ~~specifications~~ specifications for the annual requirements of liquid chlorine (commencing June 15, 1969), and authorized the calling for bids, and

WHEREAS, the bids received for the annual requirements of liquid chlorine (commencing June 15, 1969), were opened at 2:30 P.M. on April 23, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Jones Chemicals, Inc., Milpitas, California, at \$73.43 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 Jones Chemicals, Inc., Milpitas, California, for annual requirements of liquid chlorine at \$73.43 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 28th day of April, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-344

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN TULLY MANOR
NO. 4 SUBDIVISION (INDUSTRIAL ELECTRICAL COMPANY)

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Tully Manor No. 4
Subdivision

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated September 16, 1968

NOW, THEREFORE, BE IT RESOLVED that the construction of water
lines in Tully Manor No. 4 Subdivision

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 \$3,273.21 ,
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of April,
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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-345

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ DEMOLITION OF THE PENNEY ANNEX AND WHERRY BUILDINGS (BOTTO DEMOLITION)

WHEREAS, a report has been filed by the Director of Parking and Traffic that the ~~construction of~~ demolition of the Penney Annex and Wherry buildings

has been completed by Botto Demolition, Walter L. Botto, an individual,

in accordance with the contract agreement dated February 3, 1969

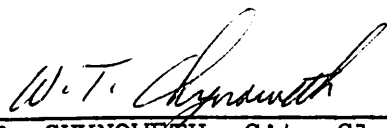
NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ demolition of the Penney Annex and Wherry Buildings be accepted from said contractor, Walter L. Botto,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$13,450 , as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 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, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-346

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES NORTH ON
PRESCOTT ROAD AND WEST ON RUMBLE

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines north on Prescott
Road and west on Rumble

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated March 3, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of water
lines north on Prescott Road and west on Rumble Road
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 \$2,594.74 ,
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of April,
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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: 
W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-347

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBDIVISION-TYPE LIGHTING
MODERNIZATION, STAGE 1

WHEREAS, a report has been filed by the Director of Public Works
that the construction of subdivision-type lighting
modernization, stage 1,

has been completed by Ferrero Electric, Inc.

in accordance with the contract agreement dated June 17, 1968;

NOW, THEREFORE, BE IT RESOLVED that the construction of subdivision-
type lighting modernization, stage 1

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 \$101,832.37 ,
as provided in the contract, be authorized.

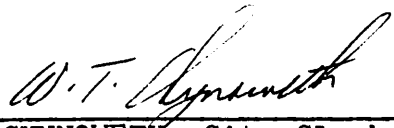
The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of April,
1969 by Councilman Smith , who moved its adoption, which motion
being duly seconded by Councilman Simon , was upon roll call
carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-348

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUTTER TRUNK LINER

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Sutter Trunk Liner

has been completed by Certified Sewer, Inc., Stockton, California

in accordance with the contract agreement dated February 25, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Sutter
Trunk Liner

be accepted from said contractor, Certified Sewer, Inc., Stockton,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$59,838.60 ,
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of April,
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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 349

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 PRESCOTT NO. 2 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-120, adopted on February 10, 1969, the Council fixed the 14th day of April, 1969, 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. 69-120 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, said public hearing was closed and the matter continued for decision and action to the 28th day of April, 1969, 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, and

WHEREAS, no written protests had been filed prior to final adjournment of the hearing on protests to the proposed annexation but persons owning real property within such territory appeared at said time and place to orally protest said 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 PRESCOTT 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1969, 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

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
4-25-69

PRESCOTT NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of Sections 12 and 13, Township 3 South, Range 8 East, and portions of Sections 7 and 18, 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 VENT ADDITION (120), as per description filed June 27, 1961 as Instrument 20144, Stanislaus County Records, said point being at the intersection of the Southern line of 40 foot Rumble Road and the center line of 40 foot Prescott Road, said point being South 0° 15' East, 185.53 feet along the center line of Prescott Road from the section corner common to Sections 12 and 13, Township 3 South, Range 8 East, and Sections 7 and 18, Township 3 South, Range 9 East; thence along the existing City Limits on the Western line of said Addition (120) and the center line of Prescott Road, South 0° 15' East, 1138.92 feet, to the Northeastern corner of the PRESCOTT ADDITION (190), as per description filed May 16, 1966 as Instrument 17484, Stanislaus County Records; thence along the existing City Limits on the Northern and Western lines of said Addition (190), South 89° 21' 30" West, 1327.43 feet, and South 0° 16' 30" East, 339.27 feet, to the Northeastern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962 as Instrument 27723, Stanislaus County Records; thence along the Northern and Western lines of said Addition (133) the following bearings and distances: South 89° 21' 30" West, 816.06 feet; South 0° 16' 30" East, 323.13 feet; and South 89° 01' West, 471.10 feet, to a point on the Western line of said Addition (133) and the Eastern line of 40 foot Conant Avenue; thence leaving the City Limits and along the Westerly extension of the Northern line of said Addition (133), South 89° 01' West, 20.00 feet, to a point on the center line of 40 foot Conant Avenue; thence along 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, Township 3 South, Range 8 East, North 0° 18' West, 2008.34 feet, to its intersection with the center line of 40 foot Rumble Road; thence along the center line of Rumble Road, said line being 20.00 feet, measured at right angles, Northerly from the Section line common to Sections 12 and 13, Township 3 South, Range 8 East, North 89° 19' 40" East, 1247.86 feet, to a point on the Southerly extension of the Western line of property conveyed to the Stanislaus Union School District by Deed recorded March 3, 1965 as Instrument 8610, Stanislaus County Records; thence along the boundaries of said School District property the following bearings and distances: North 0° 18' 10" West, 1486.38 feet; North 70° 15' 20" East, 63.62 feet; South 0° 18' 10" East, 203.45 feet, to a point on its Northerly boundary, said line being the Northern line of Lot 12 of the McKINNEY COLONY, as per map recorded November 21, 1903 in Volume 1 of Maps, Page 57, Stanislaus County Records; thence along said Northern line of Lot 12, North 89° 20' 10" East, 1327.48 feet, to the township line common to Section 12, Township 3 South, Range 8 East, and Section 7, Township 3 South, Range 9 East; thence along said township line, South 0° 19' 50" East, 661.62 feet, to a point on the Northern line of the South half of Lot 3 of the KNAPP TRACT, as per map filed November 16, 1904 in Volume 2 of Maps, Page 2, Stanislaus County Records; thence along said Northern line of the South half of Lot 3 and the Northern line of the South half of Lot 4 of said Knapp Tract and its easterly extension, South 88° 30' 05" East, 2656.60 feet, to a point on the Eastern line of 40 foot Carver Road, said point also being on the existing City Limits on the Western line of RENEÉ MANOR ADDITION (139), as per description filed October 18, 1962 as Instrument 39841, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South 0° 15' 40" East, 660.34 feet, to a point on the section line common to Sections 7 and 18, Township 3 South, Range 9 East; thence continuing along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South 0° 23' East, 185.53 feet, to a point on a Northern line of the CARVER ADDITION (212), as per description filed March 14, 1968 as Instrument 8061, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (212),

North 88° 32' 05" West, 40.02 feet, to the Northwestern corner of said Addition (212) and the Northeastern corner of the Vent Addition (120), said point also being the intersection of the Western line of Carver Road and the Southern line of Rumble Road; thence along the existing City Limits on the Northern line of said Addition (120) and the Southern line of Rumble Road, North 88° 32' 05" West, 2616.15 feet to the point of beginning, containing 188.536 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-350

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

Battalion Chief

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. The resolution shall become effective on and
after July 1, 1969.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 28th
day of April, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOBETH, City Clerk

(SEAL)

APPROVED AS TO FORM:


ELWYN L. JOHNSON, City Attorney

Definition:

Under direction to supervise the work of the Fire Department in the performance of rescue, fire suppression, life saving and related emergency services; shall respond to all structural alarms and to any other alarms requiring his presence; shall assume command of all companies at the emergency until relieved by Assistant Chief or Chief; shall provide on duty supervision of all Fire Department Companies, including training and inspection activities; shall act in behalf of the Chief and Assistant Chief as directed by Department regulations and policy, do other related work including special assignments as required.

Typical Tasks:

Responds to all structural first alarms and all other emergencies as required, makes decisions regarding methods and procedures to be employed by Fire Department personnel, commands all emergency activities until relieved by Chief or Assistant Chief, then continues to provide command assistance as designated by superior officer.

Responsible for scheduling all fire suppression personnel assignments, responsible for maintaining discipline and compliance with Department Rules and Regulations, and for safety of all personnel; completes reports and records as required, arranges for emergency repair of equipment and for requisitioning and distributing supplies; provides information for the public upon request and investigates complaints received from citizens.

Special Assignment as Fire Marshal:

Supervises and participates in the activities of the Fire Prevention Bureau including the inspection of residential, commercial, industrial, institutional, public assembly, and public lodging facilities to obtain compliance with all applicable Federal, State, and Municipal laws and ordinances; investigates fires to determine causes and damages, keeps records of fire losses, inspections, investigations, fire deaths and injuries; conducts monthly evacuation drills in all schools, hospitals, and convalescent homes; investigates complaints and answers questions, and provides public information regarding hazards and prevention of fires. Instructs Fire personnel in inspection techniques and code requirements.

Reviews plans and specifications for all building construction and remodeling except private residential buildings; provides for weed abatement.

Employment Standards:

Any combination of training and experience equivalent to completion of the 12th grade, and 5 years of service in the Modesto Fire Department, 18 months of which must have been at the rank of Fire Lieutenant or higher. Also, satisfactory progress should be indicated in a fire science study program.

Desirable Qualifications:

A.A. Degree in Business Administration, Engineering, or Fire Science; knowledge of modern principles and practices of fire prevention and suppression, proper use and maintenance of fire fighting equipment and supplies; knowledge of first aid, rescue, and resuscitation methods; ability to operate all types of fire fighting equipment, and to instruct others in such operations; ability to lead and train men; ability to keep records and prepare reports; ability to recognize fire hazards common to places of public assembly; ability to make detailed investigations and analyze findings. Ability to establish and maintain effective working relationships with other officials and the public.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-351

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND E & J GALLO WINERY FOR PURCHASE OF DRIED DIGESTED SLUDGE FOR ONE YEAR PERIOD COMMENCING APRIL 16, 1969

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and E & J GALLO WINERY for purchase of dried digested sludge for one year period commencing April 16, 1969 be, and it is hereby approved.

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

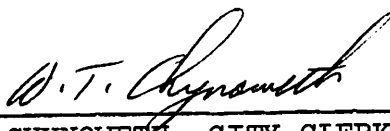
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Simon, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-352

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SEWER SERVICE AT 1501 ROSE AVENUE (SAMUEL C. AND ESTER A. SMITH)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Samuel C. Smith and Ester A. Smith for sewer service to property located at 1501 Rose ~~for~~ Avenue is hereby approved

~~by execution of which is hereby approved.~~

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April , 19 69 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-353

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEARD LAND IMPROVEMENT COMPANY FOR REIMBURSEMENT OF COST OF THE GARNER ROAD SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Beard Land Improvement Company, a corporation for reimbursement of cost of the Garner Road sewer

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April , 19 69 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. 69-354

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEARD LAND IMPROVEMENT COMPANY, A CORPORATION, PROVIDING FOR REIMBURSEMENT OF COST OF RIVERSIDE DRIVE SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Beard Land Improvement Corporation, a corporation, providing for reimbursement of cost of Riverside Drive sewer

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April , 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-355

A RESOLUTION ACCEPTING THE GARNER ROAD, RIVERSIDE DRIVE AND
MARIPOSA-FINCH SEWERS FOR MAINTENANCE

WHEREAS, Beard Land Improvement Company has constructed at its own expense, three sewer lines in its industrial area to serve properties included in Municipal Sewer District No. 1; and

WHEREAS, these systems were constructed in accordance with City of Modesto specifications and to the satisfaction of the Director of Public Works; and

WHEREAS, Beard Land Improvement Company has requested that the City accept these systems for maintenance.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Garner Road, Riverside Drive and Mariposa-Finch Sewers are hereby accepted by the City of Modesto for maintenance.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-356

A RESOLUTION ESTABLISHING POLICY DIRECTIVE RELATING TO OFFICIAL PARKING IN THE CITY HALL PARKING LOTS, AND RESCINDING RESOLUTION NO. 65-98.

WHEREAS, Section 3-2.1501 of the Modesto Municipal Code provides that the Council from time to time may establish and designate parking meter zones as parking conditions require, and

WHEREAS, Section 3-2.1504 of the Modesto Municipal Code establishes the rates and parking time limits for the parking of vehicles in parking meter zones, and

WHEREAS, such rates have been established without regard to exception, and

WHEREAS, the Council has indicated that members of the Council, Planning Commission, Personnel Commission, Board of Zoning Adjustment, Board of Appeals of the Unsafe Structure Code, the City Attorney, the City Clerk and the Building Maintenance Foreman are to be provided free parking in the City Hall parking lots when on official business,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that, as a matter of policy directive, the City Manager is authorized to issue rules and regulations relating to the issuance of windshield stickers to identify private vehicles belonging to members of the Council, Planning Commission, Personnel Commission, Board of Zoning Adjustment, Board of Appeals of the Unsafe Structure Code, the City Attorney, the City Clerk, and the Building Maintenance Foreman, and authorizing the parking of such vehicles in the City Hall parking lots without charge when on official city business.

BE IT FURTHER RESOLVED that the City Manager is authorized to reserve the eight (8) parking stalls along the alley for the parking of official city vehicles.

BE IT FURTHER RESOLVED that Resolution No. 65-98, adopted by the Council on February 23, 1965, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 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, 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. Robinson
ELWYN L. ROBINSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-357

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
LESTER D. MURRAY AND ANNIE M. MURRAY FOR SEWER SERVICE TO 2040-42
GLENDALE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Lester D. Murray
and Annie M. Murray
for sewer service to 2040-42 Glendale 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
April , 19 69, 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. 69-358

A RESOLUTION SETTING DATE OF HEARING FOR CONSIDERATION OF PROPOSED
AMENDMENTS TO THE ZONING REGULATIONS OF THE MODESTO MUNICIPAL CODE

WHEREAS, the Planning Commission on April 15, 1969 adopted Resolution No. 69-33 recommending to the City Council amendments to Chapter 2 of Title X of the Modesto Municipal Code recommending proposed amendments, additions, and deletions of the municipal code to accomplish the following:


1. Amend H-1 Zone to make it the responsibility of the Board of Zoning Adjustment instead of the Planning Commission to consider H-1 Zone Use Permits.
2. Amend P-0 Zone to make it the responsibility of the Board of Zoning Adjustment to consider P-0 Zone Use Permits.
3. Amend Section 10-2.1803 to make it the responsibility of the Board of Zoning Adjustment to determine the number of off-street parking spaces needed for any uses not listed.
4. Amend Section 10-2.2114 to eliminate the requirement for an automatic referral back to the Planning Commission when Council and Commission do not agree on a rezoning request.
5. Include a one-year limitation for bringing back the same rezoning request with qualification that Planning Commission could waive limitation in unusual cases.
6. Add section to clearly spell out that an applicant for rezoning has the burden of proof showing that present zoning is incorrect.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that May 19, 1969 at 4:20 P.M. in the Council Chambers, City Hall, 801 - 11th Street, Modesto, California is hereby set as the time and place for consideration of the above listed proposed amendments to the zoning regulations.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 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, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-359

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$343 TO PROVIDE FOR ALTERATIONS IN THE COMMUNICATIONS CENTER

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

GENERAL FUND 101

From: Salaries/Wages, Overtime 130-21 \$343.00

To: M/R Building and Grounds 224-22 \$343.00

(To provide for alterations in the communications center requested by A.I.A. Engineers in recent Fire Grading Survey.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-360

A RESOLUTION APPROVING APPROPRIATION TRANSFER \$3000 FOR AUTOMATION
OF HEATING AND COOLING SYSTEM - SENIOR CITIZENS' CENTER

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)	\$3,000
To:	Automation of heating and Cooling System - Senior Citizens' Center 5201-39	3,000

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 28th day of April, 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, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-361

A RESOLUTION APPOINTING ROBERT MOON A MEMBER OF THE AB-103 ADVISORY BOARD (DOWNTOWN IMPROVEMENT DISTRICT); AND REAPPOINTING ROBERT S. BOLAND, LAWRENCE E. MEEKER, AND JOHN SUTTON AS MEMBERS OF THE AB-103 ADVISORY BOARD (All terms expiring March 28, 1973)

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:

1. Robert Moon is hereby appointed to the AB-103 Advisory Board (Downtown Improvement District) for a term expiring March 28, 1973.

2. Robert S. Boland, Lawrence E. Meeker, and John Sutton are hereby reappointed to the AB-103 Advisory Board (Downtown Improvement District) for terms expiring March 28, 1973.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of April, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-362

A RESOLUTION APPOINTING MEMBER OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY FOR A TERM TO EXPIRE OCTOBER 31, 1970 (ANDREW L. RICE)

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:

Mr. Andrew L. Rice - for a term to expire October 31, 1970

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 28th day of April 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST: _____
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-363

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO
ELECTING WILLIAM R. MITCHELL VICE MAYOR OF THE CITY OF MODESTO

WHEREAS, Section 603 of the Charter of the City of Modesto provides that "at the second meeting of the Council following the election or appointment of a member to the Council, the Council shall elect one of its members as Vice Mayor who shall act as Mayor during the absence or inability of the Mayor to act."

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that Councilman William R. Mitchell be, and he is hereby elected Vice Mayor 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 May, 1969, 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. 69-364

A RESOLUTION REFERRING REQUEST OF LANE WARD FOR ABANDONMENT OF PORTION OF FLOYD AVENUE BETWEEN KATHERINE AVENUE AND TIDEWATER SOUTHERN RAILROAD TRACKS TO PLANNING COMMISSION FOR REPORT AND RECOMMENDATION

WHEREAS, Lane Ward has requested the abandonment of a portion of Floyd Avenue between Katherine Avenue and Tidewater Southern Railroad tracks.


NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Lane Ward to abandon a portion of Floyd Avenue between Katherine Avenue and Tidewater Southern Railroad tracks is referred to the Modesto City Planning Commission for report and recommendation to the Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969 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


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-365

A RESOLUTION REFERRING REQUEST OF L. P. HUDELSON COMPANY AND LONG'S DRUG STORE FOR ABANDONMENT OF ALLEY ADJACENT TO LONG'S DRUG STORE TO PLANNING COMMISSION

WHEREAS L. P. HUDELSON COMPANY AND LONG'S DRUG STORES, INC. has requested abandonment of the alley adjacent to Long's Drug Store;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of L. P. Hudelson Company and Long's Drug Stores, Inc. for abandonment of the alley adjacent to Long's Drug Store, Modesto, is 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 5th day of May, 1969 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


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-366

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR SUBDIVISION TYPE LIGHTING MODERNIZATION, STAGE 2

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

SECTION 1. The plans and specifications for Subdivision Type Lighting Modernization, Stage 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 May 27, 1969 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 May, 19 69, 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. 69-367

A RESOLUTION ACCEPTING THE BID OF FLINTKOTE COMPANY DBA STANDARD MATERIALS COMPANY FOR THE IMPROVEMENT OF LaLOMA AVENUE FROM "H" STREET TO YOSEMITE BOULEVARD

WHEREAS, Resolution No. 69-295 , adopted by the Council of the City of Modesto on April 14, 1969 , approved the plans and specifications for the improvement of LaLoma Avenue from "H" Street to Yosemite Boulevard,
and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of LaLoma Avenue from "H" Street to Yosemite Boulevard were opened at 10:00 A.M. on April 29, 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 Flintkote Company DBA Standard Materials Company in the amount of \$34,438.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Flintkote Company DBA Standard Materials Company in the amount of \$34,438.00 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 May, 1969 , 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. 69-368

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE ADDITIONAL FUNDS TO COVER CONSTRUCTION COSTS FOR IMPROVEMENT OF LaLOMA FROM "H" TO YOSEMITE (\$4,610)

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

FUND 207

FROM: Gas Tax St. Impr., General Reserve (207-60) \$4,610.00
TO: Gas Tax St. Impr., LaLoma, H to Yosemite (207-6655-1)\$4,610.00

To provide additional funds to cover the total estimated construction costs. Construction costs have increased since original estimates for this project were prepared.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969, 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. 69-369

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WESTSIDE NEIGHBORHOOD CENTER FROM CONTRACTOR, JAMES L. BRAY, MODESTO, CALIFORNIA

WHEREAS, a report has been filed by the Director of Public Works that the construction of Westside Neighborhood Center

has been completed by contractor, James L. Bray,

in accordance with the contract agreement dated August 2, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of Westside Neighborhood Center

be accepted from said contractor, James L. Bray,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$156,617.68 , 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 May, 1969, 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. 69-370

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CHAIN LINK FENCE ON BRIGGSMORE AVENUE FROM CONTRACTOR, ANCHOR POST PRODUCTS, INC. OF CALIFORNIA

WHEREAS, a report has been filed by the Director of Public Works that the construction of Chain Link Fence on Briggsmore Avenue

has been completed by Anchor Post Products, Inc. of California

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

NOW, THEREFORE, BE IT RESOLVED that the construction of Chain Link Fence on Briggsmore Avenue be accepted from said contractor, Anchor Post Products, Inc. of California that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$2,975.00 , as provided in the contract, be authorized.

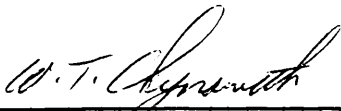
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Dixon , was upon roll call carried and the resolution adopted by the following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

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-371

A RESOLUTION ACCEPTING ~~THE EXECUTION OF~~ AS COMPLETE LANGWORTHY
PAVING CO., INC. CONTRACT FOR RESURFACING OF TENNIS COURTS AT
GRACEADA AND WESTSIDE PARK

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ contract for resurfacing of
tennis courts at Graceada and Westside Park

has been completed by Langworthy Paving Co., Inc.,

in accordance with the contract agreement dated February 25, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~completion of~~ completion
of the contract for resurfacing of tennis courts at Graceada and Westside Park
be accepted from said contractor, Langworthy Paving Co., Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$12,765.00 ,
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 May,
1969, 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. 69-372

A RESOLUTION ACCEPTING THE BID OF NANCE FORD TRACTOR TO SUPPLY ONE NEW GOLF COURSE TRACTOR

WHEREAS, Resolution No. 69-258 , adopted by the Council of the City of Modesto on April 7, 1969 , approved the plans and specifications for the furnishing of one golf course tractor (Specification No. H-69)

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one golf course gasoline tractor were opened at 2:00 P.M. on April 22, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Nance Ford Tractor in the amount of \$2,628.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Nance Ford Tractor in the amount of \$2,628.00

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 May, 1969 , 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. 69-373

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ INSTALLATION OF WATER LINES
IN RENEE MANOR NO. 2 FROM CONTRACTOR, INDUSTRIAL ELECTRICAL CO.

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ installation of water lines
in Renee Manor No. 2

has been completed by Industrial Electrical Co.

in accordance with the contract agreement dated March 3, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ installation
of water lines in Renee Manor No. 2
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 \$4,106.83 ,
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 5th day of May,
1969, 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. 69-374

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING A 52-FOOT AERIAL TOWER AND BODY AND INSTALLING ON CITY FURNISHED TRUCK CHASSIS

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

SECTION 1. The plans and specifications for furnishing a 52-foot aerial tower and body and installing on City furnished truck chassis, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 27, 1969 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 5th day of May, 19 69, 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. 69-375

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. (PRESCOTT 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 March 17, 1969, duly adopted Resolution No. 69-214 (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. 31 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 5, 1969, 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.

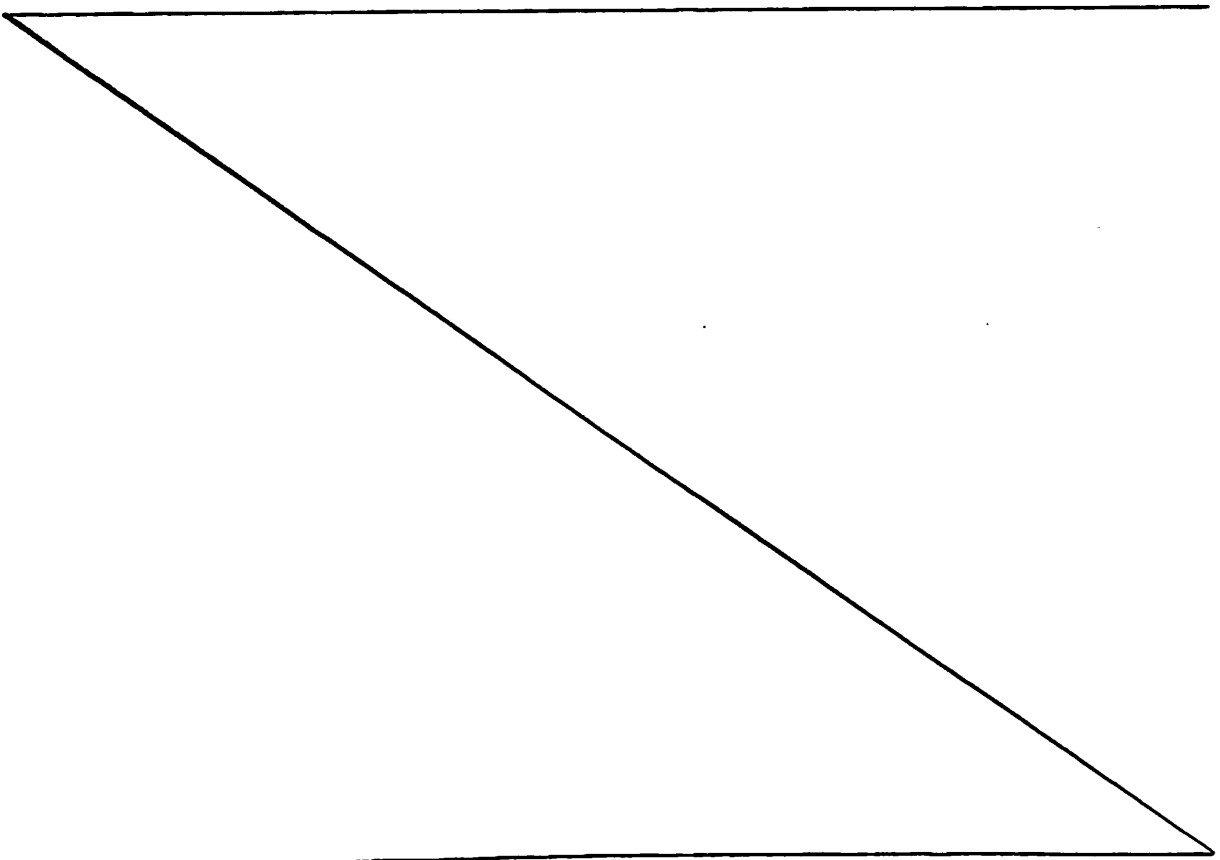
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 31 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. 31 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. 31, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



PRESCOTT NO. 3 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 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and also being all of the property conveyed to Prescott Road Joint Venture, as per deed recorded March 17, 1967, as Instrument 8189, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary of the PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being South $89^{\circ} 21' 30''$ West, 20.00 feet from the Northeast corner of the Northeast quarter of the Southeast quarter of Section 13 and the center line of Prescott Road; thence along the existing City Limits on a Southern line of said Addition (109), South $89^{\circ} 21' 30''$ West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of Section 13, said point being the Southeastern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, and the Northeastern corner of the SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Scott Manor Addition (130) and the Western line of the Northeast quarter of Southeast quarter of Section 13, South $0^{\circ} 16' 30''$ East, 396.00 feet, to the Southeastern corner of said Addition (130); thence leaving the City Limits and along the Southern and Eastern lines of the Prescott Road Joint Venture property the following bearings and distances: North $89^{\circ} 21' 30''$ East, 962.31 feet; North $0^{\circ} 38' 30''$ West, 192.00 feet; and North $89^{\circ} 21' 30''$ East, 345.51 feet, to a point on a line which is 20.00 feet Westerly from the center line of Prescott Road, said point also being on the existing City Limits on a Western line of the Park Manor Addition (109); thence along the existing City Limits on the Western line of said Addition (109), North $0^{\circ} 15'$ West, 204.00 feet to the point of beginning, containing 10.358 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. 31, 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 May, 1969, 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:

By R. A. Hasgood
Public Works Department
9-27-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-376

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. (LOT 16 AND PORTIONS OF LOTS 15 AND 17, BLOCK 723, AT 911 SYCAMORE AVENUE)
(Louise Long)

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 9, 1968, adopt its Resolution No. 68-856, 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, May 5, 1969, 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 \$262.81

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 \$262.81 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 15 feet of Lot 15, Lot 16 and the north 10 feet of Lot 17 of Block 723 of the M AND G - OLIVEWOOD TRACT as per map filed October 15, 1928 in Volume 11 of Maps, Page 8, 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 5th day of May, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-377

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 18 THROUGH 21 AND A PORTION OF LOT 17, BLOCK 723, AT 905 SYCAMORE AVENUE - Francis P. Atteberry)

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 9, 1968, adopt its Resolution No. 68-857, 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, May 5, 1969, 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 \$569.49

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 \$569.49 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 15' of Lot 17, Lots 18, 19, 20 and 21 of Block 723 of the M AND G OLIVEWOOD TRACT as per map filed October 15, 1928 in Volume 11 of Maps, Page 8, 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 5th day of May, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-378

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 22, 23, AND 24, BLOCK 723, AT 901 SYCAMORE AVENUE - Anton W. Hanneman)

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. 68-824, 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, May 5, 1969, 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 \$296.93.

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 \$296.93 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, 23 and 24 of Block 723 of M AND G OLIVEWOOD TRACT as per map filed October 15, 1928 in Volume 11 of Maps, Page 8, 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 5th day of May, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-379

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 435 GRISWOLD, PORTION OF BLOCK 721 - Mrs. Bernice Doern)

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 28, 1968, adopt its Resolution No. 68-1001, 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 5, 1969, 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 \$100.00.

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 \$100.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

See Exhibit "A" attached

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 May, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

Property Description (Portion of Block 721 - Mrs. Bernice Doern)

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

All that portion of Lots 8 and 9 of COLDWELL-OLIVEWOOD TRACT, according to the Map thereof filed in the office of the Recorder of the County of Stanislaus, State of California, on March 18, 1911 in Volume 5 of Maps, at page 32, described as follows:

Commencing at the intersection of the North line of Griswold Avenue with the west line of Carolyn Avenue as the same is described in the Deed to County of Stanislaus, recorded February 16, 1934 in Volume 519 of Official Records, at page 196, (Instrument 2441); thence North $0^{\circ} 56'$ West along the West line of said Carolyn Avenue, 138 feet to the Northeast corner of premises conveyed to Irving C. Wilcox and Nancy W. Wilcox, husband and wife, by Deed dated June 5, 1950 and recorded July 28, 1950 in Volume 1007 of Official Records, at page 93, (Instrument No. 16484), said point being the point of beginning of this description; thence continuing North $0^{\circ} 56'$ West along the West line of Carolyn Avenue; 17 feet, to a point 150 feet South of the North line of said Lot 8; thence North $83^{\circ} 46'$ West along a line parallel to and 150 feet South of the North line of said Lots 8 and 9, 105.894 feet to the Northeast corner of the premises conveyed to Evelyn W. Mayman, by Deed dated May 21, 1942 and recorded June 1, 1942 (Instrument No. 7368); thence South along the East line of said Mayman premises, 155.261 feet to the Southeast corner thereof, said point being on the North line of Griswold Avenue; thence East along the North line of Griswold Avenue, 57.906 feet to the Southwest corner of the premises conveyed to Wilcox, herein above referred to; thence North along the West line of said Wilcox premises, 138 feet to the Northwest corner thereof; thence East along the North line of said Wilcox premises, 48 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-380

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 25, 26 and 27, BLOCK 353, AT 1421 WESTERN WAY - Pauline B. Simms)

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 7, 1968, adopt its Resolution No. 68-938, 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 5, 1969, 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 \$134.02.

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 \$134.02 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 65 feet of Lots 25, 26 and 27, Block 353 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 5th day of May, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-381

A RESOLUTION APPROVING AND PROVIDING FOR THE EXECUTION OF A CONTRACT FOR GRANT FOR URBAN BEAUTIFICATION AND IMPROVEMENT NO. CALIF. B-109(G) BY AND BETWEEN THE CITY OF MODESTO AND THE UNITED STATES OF AMERICA

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

Section 1. The pending proposed Contract for Grant for Urban Beautification and Improvement No. Calif. B-109(G) is hereby in all respects approved.

Section 2. The City Manager of the City of Modesto is hereby authorized to execute Contract No. Calif. B-109(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.

Adopted this 5th day of May, 1969.

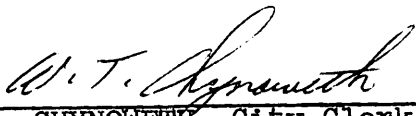
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969 by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following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

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

CERTIFICATE

The undersigned hereby certifies that:

1. He is duly qualified and acting City 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 5th day of May, 1969, 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 hand this 6th day of May, 1969.

W. T. Chynoweth

W. T. CHYNOWETH
City Clerk

STATE OF CALIFORNIA,

County of Stanislaus

On this 6th day of May, 1969, in the year one thousand nine hundred and sixty-nine, before me, Pauline P. Stanley, a Notary Public in and for the County of Stanislaus, State of California, duly commissioned and sworn, personally appeared

W. T. Chynoweth
City Clerk

known to me to be the municipal corporation described in and that executed the within instrument, and also known to me to be the person who executed the within instrument on behalf of the municipal corporation therein named, and acknowledged to me that such municipal corporation executed the same

PAULINE P. STANLEY
NOTARY PUBLIC - CALIFORNIA
PRINCIPAL OFFICE IN
STANISLAUS COUNTY

My Commission Expires August 28, 1972

IN WITNESS WHEREOF I have hereunto set my hand and affixed my official seal in the County of Stanislaus the day and year in this certificate first above written.

Pauline P. Stanley
Pauline P. Stanley

Notary Public in and for the Stanislaus County of Stanislaus
My Commission Expires August 28, 1972 State of California.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-382

A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONSIDERATION OF
1969-70 PRELIMINARY BUDGET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, May 19, 1969 , 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 1969-70 preliminary budget.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969 ~~19~~ , 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. 69-383

HOLD HARMLESS

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
ERNEST W. HAHN, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto
hold harmless
that the/agreement between the City of Modesto and Ernest W. Hahn, Inc.
(to permit the Fire Department to conduct a public information program
~~for~~ and display of equipment Saturday, May 10, 1969 on the Briggsmore
Square parking lot)
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
May , 1969, 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. 69-384

A RESOLUTION ACCEPTING IMPROVEMENTS IN ROSE TERRACE NO. 1 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF
STATUTORY LIEN PERIOD

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger, subdividers of Rose Terrace No. 1 Subdivision, have filed an Instrument of Credit in the amount of \$32,000.00 to guarantee the improvements in Rose Terrace No. 1 Subdivision; and

WHEREAS, the Director of Public Works, in a memorandum dated April 29, 1969, has stated that the improvements in the aforesaid subdivision have been completed to his satisfaction, that it would be in order for the City Clerk to file a notice of completion, and has recommended the release of the instrument of credit upon expiration of the statutory lien period;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Instrument of Credit in the amount of \$32,000.00 filed by Wells Fargo Bank to guarantee improvements in Rose Terrace No. 1 Subdivision, be and it is hereby released upon expiration of the statutory lien period (65 days).

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby authorized to file a notice of completion covering the completion of improvements in Rose Terrace No. 1 Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969, 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. 69-385

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ELMER TEEL AND FERN TEEL FOR SEWER SERVICE TO PROPERTY AT
1721 EAST COOLIDGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Elmer Teel and
Fern Teel
for sewer service to property at 1721 East Coolidge (located at
northeast corner of East Coolidge and Queens Avenue)
be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
May , 1969, 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. 69-386

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
NORMAN C. HOUGEY FOR HOUSE AT 412 VINE STREET (\$85 MONTHLY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the ^{lease} /agreement between the City of Modesto and Norman C. Hougey

for house at 412 Vine Street (on month-to month basis) at \$85.00
per month, tenant to pay all utilities and provide maintenance,
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of
May , 1969, 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. 69-387

A RESOLUTION AUTHORIZING THE ATTORNEY
GENERAL OF CALIFORNIA TO CONDUCT LEGAL
PROCEEDINGS

WHEREAS, the City of Modesto (hereinafter called Public End User) has purchased asphaltic petroleum products (hereinafter called products) either directly or indirectly, and

WHEREAS, it appears that the suppliers of these products and other persons have acted in violation of the antitrust laws of the United States and of the State of California, and that Public End User, in the purchase of these products may have paid more than would have been paid if lawful competitive conditions had prevailed, and

WHEREAS, the Attorney General of California, acting in his official capacity to protect and further the legal interests of the State, its political subdivisions and agencies, has offered to act as the legal representative of Public End User in connection with these matters,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Attorney General of California is hereby authorized by Public End User, acting through its duly constituted governing body, to take any and all legal action and proceedings that he may deem appropriate to recover for Public End User such monetary damages and other compensation to which it may be entitled under applicable law, federal or state, by reason of legal injuries received in the course of purchasing said products. In so acting as attorney on behalf of Public End User, the Attorney General may, among other things:

1. Determine in his discretion what product transactions by Public End User, if any, would be brought to suit.
2. Join all or any part of the claims of Public End User in legal proceedings with all or any part of similar claims in any manner he may deem appropriate.
3. Settle, compromise, or dismiss all or any part of any claims of Public End User involved in such proceedings in any manner he may deem appropriate.
4. Distribute in such manner as may be determined or approved by the Court any money or other recoveries received from the defendants in

such proceedings, whether by settlement, suit or otherwise, to the State, its political subdivisions and public agencies, including Public End User, which are parties to said proceedings, excepting the amount of attorneys' fees, costs and expenses determined or approved by the Court.

BE IT FURTHER RESOLVED that Public End User will, on request, advance such sums and amounts for costs and expenses of carrying on the litigation herein, other than attorneys' fees, as may be determined to be Public End User's fair share.

BE IT FURTHER RESOLVED that such amount of attorneys' fees, costs and expenses incurred by the State in connection with said proceedings as may be determined or approved by the Court, less amounts paid in advance by Public End User, shall be paid into the State Treasury for services rendered and costs and expenses incurred by the Office of the Attorney General.

BE IT FURTHER RESOLVED that Public End User will provide to the Attorney General the necessary data identifying the transactions on which the Public End User seeks to claim damages in the legal proceedings authorized by this resolution, and that Public End User shall provide the personnel necessary to accumulate from the records of Public End User the documents and other materials necessary to prepare and submit damage claims in these proceedings.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969, 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: Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

CERTIFICATE

The undersigned hereby certifies that he is the duly qualified and acting City Clerk of the Public End User named above and that the attached and foregoing is a full, true and correct copy of a Resolution duly and regularly adopted by the City Council thereof at a meeting duly and regularly called, noticed and held on the 5th day of May, 1969, at which a quorum was present.

DATED: May 6, 1969.



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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-388

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS CARPENTER ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Carpenter
Addition was approved by the Local Agency Formation Commission
by resolution adopted April 18, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 5th
day of May, 1969, by Councilman Simon,
who moved its adoption, which motion being duly seconded by Coun-
cilman Smith, was upon roll call carried and the reso-
lution 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
64-29-69

CARPENTER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, and a portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being all of Lots 1, 2, 3, 4, 5, 8, 9 and 10, and a portion of Lots 11 and 12 of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the most Southeasterly line of the NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Western line of the State Freeway 99 right of way and the Northeastern line of North Ninth Street; thence along the existing City Limits on the Southeastern line of said Addition (195), South $46^{\circ} 30' 30''$ West, 110.00 feet, to a point on the Southwestern line of North Ninth Street, said line also being the Northeastern line of Southern Pacific Railroad right of way; thence along the existing City Limits on the line common to North Ninth Street and said Railroad right of way, North $43^{\circ} 29' 30''$ West, 166.50 feet, to its intersection with the center line of Blue Gum Avenue; thence leaving the existing City Limits and along said center line of Blue Gum Avenue and across said Railroad right of way, South $46^{\circ} 30' 30''$ West, 100.00 feet, to the Southwestern line of said right of way, said point being on the Northern line of the Southwest quarter of Section 19; thence along said Northern line, said line also being the center line of Blue Gum Avenue and the Northern line of Lots 1 and 2 of the Carmichael Colony, North $89^{\circ} 35' 30''$ West, 1065.90 feet, to the quarter corner common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the Northern line of the Southeast quarter of Section 24 and the Northern line of Lots 3, 4 and 5 of the Carmichael Colony, South $88^{\circ} 59'$ West, 1990.79 feet, to the Western line of Lot 5; thence along the Western line of Lots 5 and 8 of the Carmichael Colony, South $0^{\circ} 32'$ East, 1322.72 feet, to the Southern line of Lot 8; thence along the Southern line of Lots 8, 9 and 10 of the Carmichael Colony, North $89^{\circ} 09'$ East, 1991.19 feet, to a point on the section line common to Sections 24 and 19; thence along the Southern line of Lot 11 of the Carmichael Colony, North $89^{\circ} 59'$ East, 667.86 feet, to the Eastern line of Lot 11; thence along the Eastern line of Lot 11, North $0^{\circ} 28'$ West, 380.00 feet, to the line common to Parcels 1 and 2 as shown on the parcel map filed March 24, 1966, in Volume 1 of Parcel Maps, Page 79, Stanislaus County Records; thence along said line, South $89^{\circ} 59'$ West, 668.41 feet, to a point on the section line common to Sections 19 and 24; thence along said section line, North $0^{\circ} 33'$ West, 284.39 feet, to the Southern line of Lot 2 of the Carmichael Colony; thence along the Southern line of Lot 2, North $89^{\circ} 55' 12''$ East, 668.80 feet, to the Southeastern corner of Lot 2; thence along the Southern line of property conveyed to Robert M. Shurtz, et ux, by Deeds recorded August 26, 1959 as Instrument 24471, and September 11, 1959 as Instrument 26502, Stanislaus County Records, North $89^{\circ} 58'$ East, 334.29 feet, to the Western line of the East half of Lot 1; thence along said Western line, said line also being the Western line of property conveyed to William L. Shimmon, et ux, by Deed recorded August 14, 1951 as Instrument 18588, Stanislaus County Records, South $0^{\circ} 28'$ East, 10.00 feet; thence along the Southern line of said Shimmon property, North $89^{\circ} 58'$ East, 334.29 feet, to the Eastern line of Lot 1 of the Carmichael Colony, said line also being the Western line of State Freeway 99 right of way; thence along said line, North $0^{\circ} 24'$ West, 374.86 feet, to its intersection with the Southwestern line of the right of way of the Southern Pacific Railroad; thence along the Northerly extension of the Western line of State Freeway 99 across said Railroad right of way and North Ninth Street, North $1^{\circ} 32' 34''$ West, 314.14 feet, to the point of beginning, containing 86.880 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-389

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS MONTCLAIR ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Montclair
Addition was approved by the Local Agency Formation Commission
by resolution adopted April 18, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 5th
day of May, 1969, by Councilman Simon,
who moved its adoption, which motion being duly seconded by Coun-
cilman Smith, was upon roll call carried and the reso-
lution 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. C. Hasegood
Public Works Department
6-4-29-69

MONTCLAIR 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 Northwestern corner of the RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records, said point being on the South line of the North half of the South half of Section 7 and South $89^{\circ} 11' 45''$ East, 20.01 feet from the center line of a public road known as Carver Road; thence along said South line of the North half of the South half of Section 7, North $89^{\circ} 11' 45''$ West, 20.01 feet to the center line of Carver Road; thence along said center line of Carver Road, North $0^{\circ} 52'$ West, 378.32 feet to the Northwestern corner of property conveyed to THE PROTESTANT EPISCOPAL BISHOP OF SAN JOAQUIN, as per Deed recorded August 22, 1963, as Instrument 32023, Stanislaus County Records; thence along the Northern line of said property and the Northern line of property conveyed to JOHN KLEMM, et al, by Deed recorded August 22, 1963, as Instrument 32021, Stanislaus County Records, South $89^{\circ} 09' 44''$ East, 1546.10 feet to the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963 as Instrument 5121, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (150), South $1^{\circ} 02' 40''$ East, 377.45 feet to the Southeast corner of the Northwest quarter of the Southeast quarter of Section 7, said point being on the existing City Limits on the Northern line of the Renee Manor Addition (139); thence along the existing City Limits on the Northern line of said Addition (139), North $89^{\circ} 11' 45''$ West, 1527.23 feet to the point of beginning, containing 13.411 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-390

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$260.00 FOR BRANCH LIBRARY TAX INCREASES AND SERVICE AIR CONDITIONS AT VARIOUS LIBRARIES

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

LIBRARY FUND (201-60)

FROM:	Library Fund, General Reserve (60-62-201)	\$260.00
TO:	Rent/Real Property (215-62)	60.00
	M/R Bldgs/Grounds (224-62)	200.00

(Acct #215 - Tax increase at Broughton Library and \$15 per month rent increase for Elias Library.)

Acct. #224 - Servicing of all air conditioners at McHenry Library, Broughton, Elias & Wright libraries. This work has not been done for two years. The Purchasing Agent has advised that this be performed to keep the air conditioners in satisfactory working condition.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969 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. 69-392

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$33,700 FOR STRENGTHENING SYSTEMS AT VARIOUS LOCATIONS AND INSTALLATION OF EMERGENCY GENERATOR

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)	\$33,700
TO:	Strengthening System, various locations (6828-50-101)	31,400
	Install Emergency Generator 5303-50-101)	2,300

(To strengthen systems at various locations and installation of emergency generator)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 1969 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. 69-393

A RESOLUTION REAPPOINTING MEMBERS OF THE FARM-CITY ADVISORY COMMITTEE FOR TERMS ENDING MAY 1, 1973 (John C. deBoer, Joe Hart, and John Kidd)

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

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

The following persons are hereby reappointed to the Farm-City Advisory Committee for terms to expire May 1, 1973:

John C. deBoer

Joe Hart

John Kidd

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of May, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-394

A RESOLUTION APPOINTING MEMBER OF THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY
FOR A TERM ENDING OCTOBER 31, 1970 (EDWARD LILJEBLAD)

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:

Edward Liljebblad for a term ending October 31, 1970
P. O. Box 3104
Modesto, Calif.

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 5th day of
May 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-395

A RESOLUTION APPROVING APPOINTMENTS TO MODESTO CITY COUNCIL
COMMITTEES

HE IT HEREBY RESOLVED by the Council of the City of Modesto
that the following appointments to Council Committees are approved:

Public Relations Committee - Davies, Ch., membership to rotate every
month in alphabetical order

Public Projects Committee - Mitchell, Ch., Newton, Smith

Stanislaus City-County Committee - Mitchell, Smith

Executive Committee of the Central Valley Division
of the League of California Cities - Davies; alternate, Newton

Stanislaus County Highway Advisory Committee - Simon; alternate, Newton

Economic Development Action Committee (County) - Smith; alternate, Simon

Civil Defense Program - Simon, Dixon

Council-Supervisors Liaison Committee - Robinson (his alternate - Newton)
Davies (his alternate - Simon)

Sister City Liaison Committee - Mitchell

Stanislaus Area Advisory Planning Association - Robinson, Smith;
alternates: Simon, Dixon

Chamber of Commerce Board of Directors Liaison - Robinson; alternate,
Smith

Downtown Plan Committee - Robinson, Ch.; Simon, Smith

Regional Advisory Board on Criminal Justice - Simon; alternate, Smith

Community Action Agency Governing Board - Mitchell and Newton;
alternates: Dixon for Mitchell
Simon for Newton

Governor's Council on Aging Liaison - Dixon

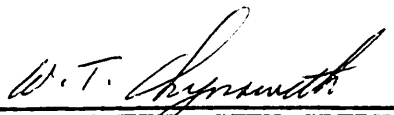
Tuolumne River Regional Park Plan Committee - Newton, Mitchell

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 5th day of May,
1969, 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. 69-396

A RESOLUTION OF APPRECIATION TO FAY L. QUISENBERRY FOR HER DEDICATED SERVICE AS AN EDUCATOR FOR MORE THAN FOUR DECADES

WHEREAS Fay L. Quisenberry, Modesto Junior College Dean of Women and Director of Scholarships and Loans, will retire at the close of the 1969 spring semester, and

WHEREAS she has dedicated more than four decades of her life to the service of her students and her college, and

WHEREAS she has set a perfect example as a citizen of this community both as an educator and a humanitarian, and

WHEREAS she has given her time unstintingly to many civic and community organizations and is regarded by them as one of the most beloved representatives of Modesto Junior College;

NOW, THEREFORE, BE IT RESOLVED by the Modesto City Council that a resolution of appreciation be adopted as an expression of respect and esteem for

FAY L. QUISENBERRY

BE IT FURTHER RESOLVED that this resolution be inscribed upon the minutes of our meeting and that a certified copy be sent to Fay L. Quisenberry.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969, 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, ^{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. 69-397

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING A 1500-GALLON STREET FLUSHER OPENED ON APRIL 28, 1969

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-294, on April 14, 1969, approving specifications for a new street flusher body (to be fabricated and installed on a city truck) and directed the City Clerk to advertise for sealed proposals for said equipment, and providing that bids be submitted on or before the 28th day of April, 1969, and

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 Director of Finance, in a memorandum dated May 8, 1969, has recommended that all bids be rejected because only two bids were received and in both cases their offers exceeded the available funds by over 100%.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received pursuant to the aforesaid notice are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969, 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, ^{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. 69-398

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING A 1500-GALLON STREET FLUSHER

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

SECTION 1. The ~~plans and~~ specifications for furnishing a 1500-gallon street flusher,

copies of which are on file, ^(new bid proposal) are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 27, 1969 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 12th day of May 19 69, 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, ^{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. 69-399

A RESOLUTION ACCEPTING THE BID OF WHITE'S ELECTRIC SERVICE FOR CONSTRUCTION OF FLASHING BEACONS AT SIX INTERSECTIONS (8TH AND H, BODEM AND MORRIS, SYCAMORE AND ROSEBURG, COLLEGE AND BOWEN, CARVER AND ORANBURG, AND CARVER AND BRIGGSMORE)

WHEREAS, Resolution No. 69-291 , adopted by the Council of the City of Modesto on April 14, 1969 , approved the plans and specifications for the construction of flashing beacons at six intersections (8th and H, Bodem and Morris, Sycamore and Roseburg, College and Bowen, Carver and Orangeburg, and Carver and Briggsmore),

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of flashing beacons at six intersections

were opened at 10:00 A.M. on May 6, 1969, and later tabulated by the Parking & Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffic has recommended that the bid of White's Electric Service in the amount of \$6,965.21

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of White's Electric Service in the amount of \$6,965.21

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-399A

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO COVER INCREASED COSTS OF INSTALLATION OF FLASHING LIGHTS AT SIX INTERSECTIONS

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: General Reserve (60)	\$900.00
TO: Parking & Traffic - Flashing Lights (6212-56)	\$600.00
Parking & Traffic - Flashing Lights (6218-56)	\$300.00

(A total of \$7,000 was budgeted for the installation of flashing lights at six intersections. The costs were estimated in the fall of 1967 for the CIP, and costs have risen since that time. The actual cost is now estimated at \$7,900.)

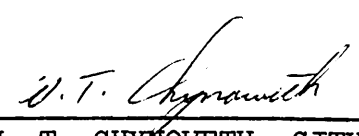
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969, by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Robinson , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-400

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 EL VISTA SCHOOL ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-253, adopted on March 24, 1969, the Council fixed the 12th day of May, 1969, 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 herein-after 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. 69-253 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 Ceres Courier, 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 El Vista School

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 12th day of May, 1969, 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

APPROVED AS TO DESCRIPTION:

BY R. A. Hayward
Public Works Department
4-10-69

EL VISTA SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 26 and 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northeastern corner of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, and a Southeastern corner of the MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 37564, Stanislaus County Records, said point being at the intersection of the Northerly extension of the Eastern line of a 20 foot alley in Block 2258 and the Northern line of a 60 foot public road known as Encina Avenue, said Northern line also being the Southern line of the Modesto Irrigation District Lateral Number 2; thence along the existing City Limits on an Eastern boundary of the Moran Addition (102) and across said Lateral Number 2, North $0^{\circ} 35' 30''$ West, 75.00 feet, to a point on the Northern line of said Lateral Number 2; thence along the existing City Limits on a Southern boundary of the Moran Addition (102) and the Northern line of said Lateral Number 2, South $89^{\circ} 46'$ East, 114.24 feet, to a Southeastern corner of the Moran Addition (102) and a Southwestern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point also being on the Western line of a public road known as El Vista Avenue; thence along the existing City Limits on the Southern boundary of said Addition (197) and the Northern line of Lateral Number 2, South $89^{\circ} 46'$ East, 50.00 feet, to the Southeastern corner of said Addition (197), said point being on the section line common to Sections 26 and 27; thence leaving the existing City Limits and along said section line, said line also being the center line of El Vista Avenue, South $0^{\circ} 36'$ East, 37.50 feet, to the quarter section corner common to Sections 26 and 27, said point also being on the center line of Lateral Number 2; thence along the North line of the Southwest quarter of Section 26 and the center line of said Lateral Number 2, South $89^{\circ} 57' 35''$ East, 656.95 feet, to the Eastern line of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 26, said line being the center line of a 60 foot public road known as Colfax Avenue; thence along said center line of Colfax Avenue, South $0^{\circ} 35' 25''$ East, 780.96 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North $89^{\circ} 55' 40''$ West, 656.83 feet, to a point on the center line of an 80 foot public road known as El Vista Avenue; thence along said center line of El Vista Avenue, North $0^{\circ} 36'$ West, 110.00 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North $89^{\circ} 46'$ West, 164.33 feet, to a point on the Southerly extension of the Eastern line of a 20 foot alley in Block 2258 and a point on the Eastern boundary of the La Loma-Yosemite Addition (55); thence along the existing City Limits on the Eastern boundary of said Addition (55), North $0^{\circ} 35' 30''$ West, 633.12 feet, to the point of beginning, containing 14.444 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-401

A RESOLUTION GRANTING 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, a verified application for 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 in the City of Modesto, was filed by Mr. and Mrs. Benedict V. Cipponeri on March 28, 1969, and

WHEREAS, Section 10-2.1401 (n) of the Modesto Municipal Code provides that a convalescent 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, at 8:10 P. M. on April 15, 1969, and

WHEREAS, thereafter, upon the evidence, both oral and documentary taken and introduced at said hearing, the Planning Commission adopted Resolution No. 69-50, recommending to the Council that 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, subject to certain conditions contained in said Planning Commission Resolution No. 69-50, 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 8:00 o'clock P. M. on May 12, 1969, 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 an Unclassified Use Permit is required by public necessity, convenience, and general welfare for the reasons set forth in Planning Commission Resolution No. 69-50 adopted on April 15, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that 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 conditions set forth in Planning Commission Resolution No. 69-50, 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 failure to comply with the conditions set forth in Planning Commission Resolution No. 69-50, 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 13th day of May, 1969, 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,
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

A RESOLUTION RECOMMENDING TO THE COUNCIL THE GRANTING OF AN UNCLASSIFIED USE PERMIT TO MR. & 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, a verified application for 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, was filed by Mr. & Mrs. Benedict V. Cipponeri on March 28, 1969; and

WHEREAS, a public hearing was held by the Planning Commission on April 15, 1969.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines that granting of the unclassified use permit is required by public necessity, convenience, and general welfare for the following reasons:

1. The proposed facility has been approved as to filling a need for convalescent beds by the Stanislaus County Health Planning Council;
2. The proposed facility is to be located adjacent to an existing smaller facility of similar type with which compatibility will be maintained.

BE IT FURTHER RESOLVED that the Planning Commission recommends to the Council the granting of an unclassified use permit to Mr. & 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, subject to the following conditions:

1. That all development be in accordance with the plan titled, Evergreen Manor, Convalescent and Rehabilitation Center, Modesto, revised 3-27-69, 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 the provisions of Section 10-2.1807 of the Municipal Code. The drainage facilities for the parking areas shall be as required by the Director of Public Works;
3. That the development be connected to the city water and sewer services;
4. That prior to the issuance of a building permit the developer shall submit a landscaping and irrigation plan for approval by the Planning Director. Planting and irrigation facility installation shall be done in accordance with the approved landscaping plan;

"Exhibit A"

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

6. That all trash be maintained in a fully enclosed trash area included in the development in a location approved by the Planning Director;

7. That one fire hydrant shall be installed on private property and the pipeline system therefore shall be constructed in accordance with the requirements of the City Fire Marshal;

8. That a solid 6-foot redwood fence be constructed along the east, west, and south property lines as shown on the plot plan.


The foregoing resolution was introduced at the regular meeting of the Planning Commission held on April 15, 1969, by William Nicholson, who moved its adoption, which motion was seconded by Frank Muratore and carried by the following vote:

Ayes: Alexander, Gagos, Marple, Muratore, Nicholson, Sutton and Dunlap

Noes: None

Absent: None

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



Phillip W. Jones, Acting Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 69-402

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND REVEREND MONROE TAYLOR FOR POSITION OF COORDINATOR, WESTSIDE NEIGHBORHOOD CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Reverend Monroe Taylor
for services as Coordinator, Westside Neighborhood Center,

be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-403

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. (SCENIC NO. 2 ADDITION)

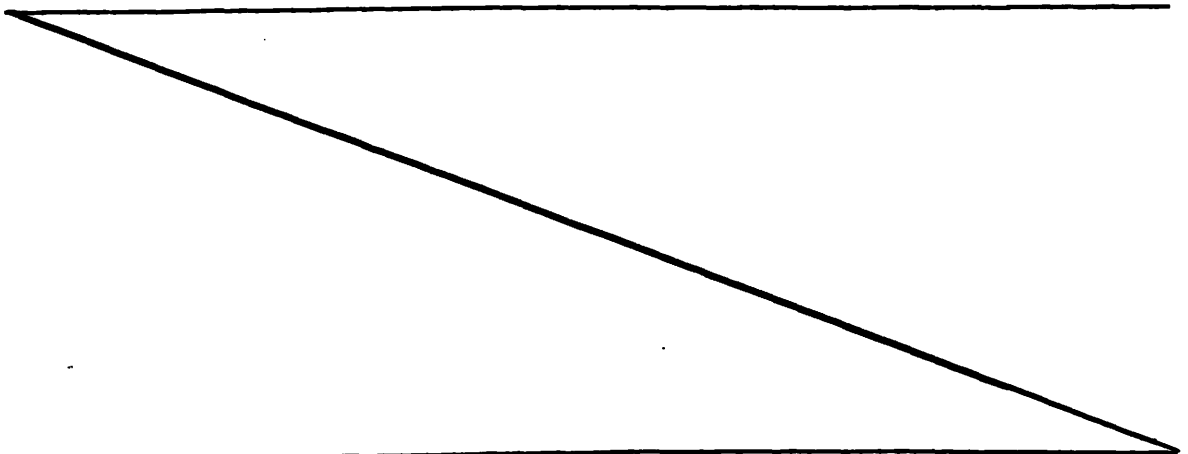
WHEREAS, there has been annexed to the City of Modesto on April 14, 1969, certain territory known as _____
Scenic No. 2 Addition, and

WHEREAS, the inclusion of the area contained in _____
Scenic 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 Scenic 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 as follows:



July 12, 1968

SCENIC NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, Stanislaus County Records, said point being the Southwestern corner of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records, and also being South 0° 04' East, 69.00 feet from the Northeastern corner of said Grant Addition and the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of said Grant Addition the following bearings and distances: South 0° 04' East, 75.00 feet; South 8° 45' 40" West, 66.93 feet; South 0° 28' East, 198.00 feet; and South 73° 56' West, 25.41 feet, to the Northwestern corner of property conveyed to Birdie Henderson by Deed recorded in Volume 1269, Page 602, Stanislaus County Records; thence leaving the existing City limits and along the Western line of said Henderson property, South 0° 43' East, 373.05 feet, to a point on the center line of a 50 foot public road known as Scenic Drive; thence along said center of Scenic Drive, North 68° 23' 30" East, 362.25 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said center line being the East line of Section 28; thence along said center line of Coffee Road, North 0° 04' West, 581.74 feet, to a point which is South 0° 04' South, 99.00 feet from the center line of East Morris Avenue, said point being on the Easterly extension of the Southern line of Pingle property; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet to the point of beginning, containing 4.876 Acres, more or less.

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. 33.

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 23, 19 69, 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 judgement 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. 33.

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 northern side of Scenic Drive at western boundary of annexation.

(2) At northwestern corner of Scenic Drive and Coffee Road.

(3) On western side of Coffee Road at northern 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. 33, 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 12th day of May, 1969, 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,
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

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
5-8-69

CLERK'S CERTIFICATE (Res. 69-403,)

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 12, 1969, 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, 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: May 14, 1969



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-404

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. (ROSE ACRES NO. 4 ADDITION)

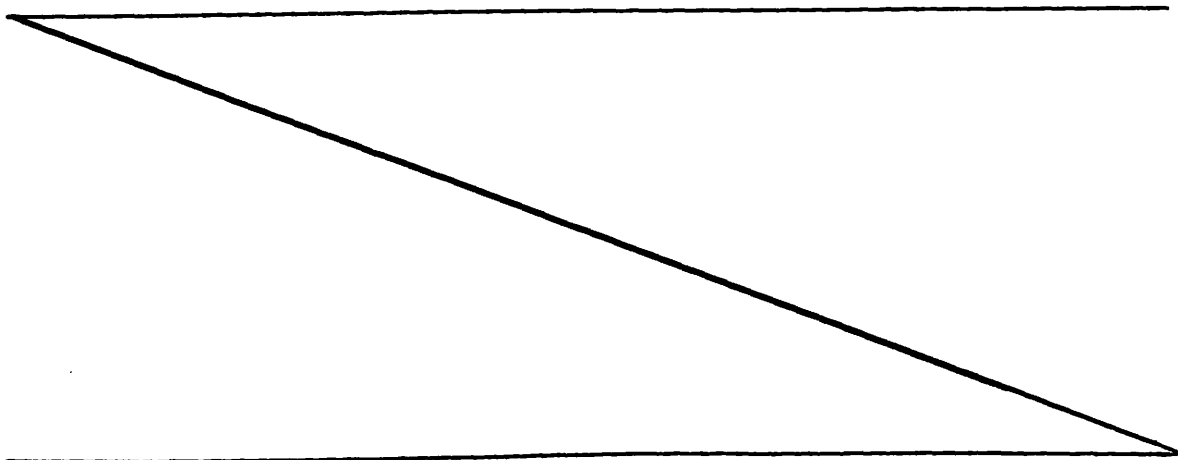
WHEREAS, there has been annexed to the City of Modesto on April 21, 1969, certain territory known as Rose Acres No. 4 Addition, and

WHEREAS, the inclusion of the area contained in Rose Acres No. 4 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 Rose Acres No. 4 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 as follows:



ROSE ACRES NO. 4 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 at a point on the existing City Limits as established by Northwestern corner of the ROSE ACRES NO. 3 ADDITION (225), as per description filed January 24, 1969, as Instrument 2734, Stanislaus County Records, said point being on the center line of a 40 foot road known as Rose Avenue at the South quarter corner of Section 15; thence leaving the City Limits and along the center line of Rose Avenue, North, 660.37 feet, to the Southwestern corner of the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records; thence along the existing City limits and the Southern line of said Addition (181), South $89^{\circ} 20'$ East, 1311.79 feet, to a point on the East line of the West half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, North $0^{\circ} 01' 06''$ East, 660.64 feet, to a point on the North line of the South half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, South $89^{\circ} 20' 41''$ East, 1311.91 feet, to a point on the East line of Section 15; thence leaving the City Limits and along the East line of Section 15, said line being the center line of a 40 foot road known as Oakdale Road, South $0^{\circ} 01' 26''$ West, 1321.84 feet, to the section corner common to Sections 14, 15, 22 and 23; thence along the South line of Section 15, North $89^{\circ} 19' 15''$ West, 2623.37 feet, to the point of beginning, containing 59.686 Acres, more or less..

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. 34.

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 23, 1969, 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 judgement 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. 34.

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 east side of Rose Avenue at north line of Modesto Irrigation District Lateral No. 3.

(2) On west side of Oakdale Road at south line of Section 15.

(3) On west side of Oakdale Road opposite Merle 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. 34, 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 12th day of May, 1969, 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,
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

APPROVED AS TO DESCRIPTION:

By P. A. Hayward
Public Works Department
6-5-69

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 12, 1969, 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, 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: May 14, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-405

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WELCOME C. MULLEN AND EVALINE ANN MULLEN FOR SEWER SERVICE TO PROPERTY AT 704 TOKAY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Welcome C. Mullen and Evaline Ann Mullen for sewer service to property at 704 Tokay Avenue (located on the south side of Tokay Avenue, between Sunrise Avenue and Potter Avenue,) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-406

A RESOLUTION APPROVING THE FINAL MAP OF THE
GRANTLAND 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,

are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.282 acres, known as the Grantland Manor Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 17th day of December, 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 Grantland Manor Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map of the Grantland 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 Two Thousand Forty-One and 25/100ths (\$2, 041.25) 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-Three Thousand Two Hundred and no/100ths (\$43, 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 12th day of May, 19 69, 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,
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. 69-407

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 23-3-9 OF THE ZONING MAP (LANCE E. ELLIS)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 15, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 23-3-9 of the zoning map to prezone Multiple Family Zone, R-3 and Two-Family 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. 69-48 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 23-3-9 of the Zoning Map be set for June 2, 1969 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 12th day of May, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

R-2

All that portion of the southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Meridian described as follows:

Commencing at the North west quarter corner of the southwest quarter of said Section 23; thence North $89^{\circ} 59'$ East along the east-west quarter section line of said Section 23 a distance of 369.10 feet to the true point of beginning of this description; thence continuing North $89^{\circ} 59'$ East along said east-west quarter section line of Section 23 a distance of 885.50 feet; thence at right angles South $0^{\circ} 01'$ East a distance of 142.11 feet; thence South $89^{\circ} 59'$ West parallel to said east-west quarter section line a distance of 35.18 feet; thence South $10^{\circ} 09' 24''$ West a distance of 132.11 feet; thence South $0^{\circ} 45'$ East a distance of 90.00 feet; thence South $89^{\circ} 59'$ West parallel to said east-west quarter section line a distance of 678.70 feet; thence North $17^{\circ} 19' 30''$ West a distance of 229.09 feet; thence in a westerly direction along a curve concave to the southeast thru a central angle of $6^{\circ} 00'$ having a radius of 250.00 feet a curve distance of 26.18 feet; thence North $20^{\circ} 01'$ West a distance of 160.77 feet to the point of beginning.

Containing: 6.447 acres gross

R-3

All that portion of the southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Meridian described as follows:

Commencing at the Northwest quarter corner of the Southwest quarter of said Section 23; thence North $89^{\circ} 59'$ East along the east-west quarter section line of said Section 23 a distance of 16.50 feet; thence South $0^{\circ} 45'$ East parallel to and 16.50 feet distant easterly at right angles from the west line of said Section 23 a distance of 612.15 feet to the south line of Parcel No. 1 conveyed to Lance E. Ellis, et ux, by deed recorded in Volume 2136 of Official Records at Page 99, Stanislaus County Records, and the true point of beginning of this description; thence North $89^{\circ} 59'$ East along said south line of the Ellis parcel a distance of 318.50 feet; thence North $24^{\circ} 39' 12''$ West a distance of 140.00 feet; thence North $9^{\circ} 38' 38''$ West a distance of 210.00 feet; thence in a westerly direction along a curve concave to the northwest thru a central angle of $27^{\circ} 30'$, having a radius of 250.00 feet, a curve distance of 119.99 feet; thence South $89^{\circ} 59'$ West a distance of 113.50 feet; thence South $0^{\circ} 45'$ East parallel to and 16.50 feet distant easterly at right angles from the aforementioned west line of Section 23 a distance of 306.08 feet to the point of beginning.

Containing: 2.100 acres gross

MODESTO CITY COUNCIL
RESOLUTION NO. 69-408

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 23-3-9 OF THE ZONING MAP (Lance E. Ellis)

WHEREAS, the Modesto City Planning Commission held a public hearing on March 18, 1969, / and continued to April 15, 1969 and May 6, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 23-3-9 of the Zoning Map to prezone to Planned Development Zone, P-D(62)

the following described property:

(Exhibit "A" attached)

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-56 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 23-3-9 of the Zoning Map be set for June 2, 1969 at 4:35 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 12th day of May, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH

City Clerk

EXHIBIT "A"

All that portion of the southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Meridian described as follows:

Commencing at the northwest quarter corner of the southwest quarter of said Section 23; thence North $89^{\circ} 59'$ East along the east-west quarter section line of said Section 23 a distance of 16.50 feet to the point of beginning; thence continuing North $89^{\circ} 59'$ East along said east-west quarter section line a distance of 352.60 feet; thence South $20^{\circ} 01'$ East a distance of 160.77 feet; thence in a southwesterly direction along a curve concave to the southeast thru a central angle of $28^{\circ} 42' 28''$, having a radius of 250.00 feet, a curve length of 125.26 feet to a point of reverse curvature; thence in a westerly direction along a curve concave to the northwest thru a central angle of $48^{\circ} 42' 28''$, having a radius of 250.00 feet, a curve distance of 212.53 feet; thence South $89^{\circ} 59'$ West a distance of 113.50 feet; thence North $0^{\circ} 45'$ West parallel to and 16.50 feet distant easterly at right angles from the west line of the aforementioned Section 23 a distance of 306.07 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-409

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE MONTCLAIR 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 Planning Commission of the City of Modesto has reviewed said annexation and on May 6, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said municipal corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on April 18, 1969, 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 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 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 12th day of May, 1969, 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,
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

APPROVED AS TO DESCRIPTION:

BY R. A. Hestwood
Public Works Department
5-8-69

MONTCLAIR 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 Northwestern corner of the RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records, said point being on the South line of the North half of the South half of Section 7 and South $89^{\circ} 11' 45''$ East, 20.01 feet from the center line of a public road known as Carver Road; thence along said South line of the North half of the South half of Section 7, North $89^{\circ} 11' 45''$ West, 20.01 feet to the center line of Carver Road; thence along said center line of Carver Road, North $0^{\circ} 52'$ West, 378.32 feet to the Northwestern corner of property conveyed to THE PROTESTANT EPISCOPAL BISHOP OF SAN JOAQUIN, as per Deed recorded August 22, 1963, as Instrument 32023, Stanislaus County Records; thence along the Northern line of said property and the Northern line of property conveyed to JOHN KLEMM, et al, by Deed recorded August 22, 1963, as Instrument 32021, Stanislaus County Records, South $89^{\circ} 09' 44''$ East, 1546.10 feet to the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963 as Instrument 5121, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (150), South $1^{\circ} 02' 40''$ East, 377.45 feet to the Southeast corner of the Northwest quarter of the Southeast quarter of Section 7, said point being on the existing City Limits on the Northern line of the Renee Manor Addition (139); thence along the existing City Limits on the Northern line of said Addition (139), North $89^{\circ} 11' 45''$ West, 1527.23 feet to the point of beginning, containing 13.411 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-410

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS CARPENTER 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 April 18, 19 69, 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 Carpenter 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 April 18, 19 69, 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 23rd day of June, 19 69, at the hour of 7:55 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 Ceres Courier, 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 12th day of May, 19 69.

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,
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

APPROVED AS TO DESCRIPTION:

By R. A. Hasey
Public Works Department
5-9-69

CARPENTER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, and a portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being all of Lots 1, 2, 3, 4, 5, 8, 9 and 10, and a portion of Lots 11 and 12 of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the most Southeasterly line of the NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Western line of the State Freeway 99 right of way and the Northeastern line of North Ninth Street; thence along the existing City Limits on the Southeastern line of said Addition (195), South $46^{\circ} 30' 30''$ West, 110.00 feet, to a point on the Southwestern line of North Ninth Street, said line also being the Northeastern line of Southern Pacific Railroad right of way; thence along the existing City Limits on the line common to North Ninth Street and said Railroad right of way, North $43^{\circ} 29' 30''$ West, 166.50 feet, to its intersection with the center line of Blue Gum Avenue; thence leaving the existing City Limits and along said center line of Blue Gum Avenue and across said Railroad right of way, South $46^{\circ} 30' 30''$ West, 100.00 feet, to the Southwestern line of said right of way, said point being on the Northern line of the Southwest quarter of Section 19; thence along said Northern line, said line also being the center line of Blue Gum Avenue and the Northern line of Lots 1 and 2 of the Carmichael Colony, North $89^{\circ} 35' 30''$ West, 1065.90 feet, to the quarter corner common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the Northern line of the Southeast quarter of Section 24 and the Northern line of Lots 3, 4 and 5 of the Carmichael Colony, South $88^{\circ} 59'$ West, 1990.79 feet, to the Western line of Lot 5; thence along the Western line of Lots 5 and 8 of the Carmichael Colony, South $0^{\circ} 32'$ East, 1322.72 feet, to the Southern line of Lot 8; thence along the Southern line of Lots 8, 9 and 10 of the Carmichael Colony, North $89^{\circ} 09'$ East, 1991.19 feet, to a point on the section line common to Sections 24 and 19; thence along the Southern line of Lot 11 of the Carmichael Colony, North $89^{\circ} 59'$ East, 667.86 feet, to the Eastern line of Lot 11; thence along the Eastern line of Lot 11, North $0^{\circ} 28'$ West, 380.00 feet, to the line common to Parcels 1 and 2 as shown on the parcel map filed March 24, 1966, in Volume 1 of Parcel Maps, Page 79, Stanislaus County Records; thence along said line, South $89^{\circ} 59'$ West, 668.41 feet, to a point on the section line common to Sections 19 and 24; thence along said section line, North $0^{\circ} 33'$ West, 284.39 feet, to the Southern line of Lot 2 of the Carmichael Colony; thence along the Southern line of Lot 2, North $89^{\circ} 55' 12''$ East, 668.80 feet, to the Southeastern corner of Lot 2; thence along the Southern line of property conveyed to Robert M. Shurtz, et ux, by Deeds recorded August 26, 1959 as Instrument 24471, and September 11, 1959 as Instrument 26502, Stanislaus County Records, North $89^{\circ} 58'$ East, 334.29 feet, to the Western line of the East half of Lot 1; thence along said Western line, said line also being the Western line of property conveyed to William L. Shimmon, et ux, by Deed recorded August 14, 1951 as Instrument 18588, Stanislaus County Records, South $0^{\circ} 28'$ East, 10.00 feet; thence along the Southern line of said Shimmon property, North $89^{\circ} 58'$ East, 334.29 feet, to the Eastern line of Lot 1 of the Carmichael Colony, said line also being the Western line of State Freeway 99 right of way; thence along said line, North $0^{\circ} 24'$ West, 374.86 feet, to its intersection with the Southwestern line of the right of way of the Southern Pacific Railroad; thence along the Northerly extension of the Western line of State Freeway 99 across said Railroad right of way and North Ninth Street, North $1^{\circ} 32' 34''$ West, 314.14 feet, to the point of beginning, containing 86.880 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-411

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS JOHN SUTTER SCHOOL 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 April 1, 1969, 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 John Sutter School 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 21, 1969, 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 23rd day of June, 1969, at the hour of 8:00 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 12th day of May, 1969.

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,
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

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
5-9-69

JOHN SUTTER SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the East half 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 Northern boundary of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center lines of Dawn Drive and Sunrise Avenue, said center line of Sunrise Avenue being the West line of the East half of Section 21; thence along the existing City Limits on the boundary of said Addition (206) and said quarter section line, North $0^{\circ} 41'$ West, 140.00 feet; thence leaving the existing City Limits and continuing along said quarter section line, North $0^{\circ} 41'$ West, 39.80 feet, to its intersection with the Westerly extension of the Northern line of a 20 foot East-West alley in Block 1140 as shown on the map of the SUNRISE HOMES subdivision, filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said Westerly extension and the Northern line of said alley, South $89^{\circ} 41' 30''$ East, 158.00 feet, to the Western line of a 20 foot North-South alley in said block; thence along the Western line of said alley and its Northerly extension, North $0^{\circ} 41'$ West, 480.00 feet, to the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, North $89^{\circ} 41' 30''$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line, North $0^{\circ} 41' 30''$ West, 660.61 feet, to its intersection with the Westerly extension of a Northern line of property conveyed to the Modesto City School District by Deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along said Northern line, South $89^{\circ} 38' 30''$ East, 330.50 feet, to its intersection with a Western line of property conveyed to the Modesto City School District by Deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along said Western line, North $0^{\circ} 41' 30''$ West, 263.60 feet, to its intersection with the Northern line of said property; thence along the Northern line of said property, South $89^{\circ} 38' 30''$ East, 330.72 feet, to its intersection with the Eastern line of said property, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, and the Western line of the GENEVA HEIGHTS subdivision as shown on the map filed June 28, 1955, in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said line, South $0^{\circ} 40' 30''$ East, 923.62 feet, to its intersection with the center line of East Orangeburg Avenue; thence continuing along the East line of the West half of the West half of the Northeast quarter of Section 21, said line also being the center line of Sarah Avenue, South $0^{\circ} 40' 20''$ East, 659.22 feet, to a point on the existing City Limits on a Northern line of the Sunrise Addition (206), said point being the intersection of the center lines of Sarah Avenue and Dawn Drive; thence along the existing City Limits on a Northern line of said Addition (206), North $89^{\circ} 44' 30''$ West, 660.84 feet, to the point of beginning, containing 20.284 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-412

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RECOMMENDATION OF THE PLANNING COMMISSION FOR THE GRANTING OF AN UNCLASSIFIED USE PERMIT TO THE MODESTO MEDICAL DEVELOPMENT COMPANY FOR ADDITIONAL PARKING FACILITIES TO SUPPLEMENT PARKING AREAS REQUIRED FOR PREVIOUSLY APPROVED EXPANSION OF DOCTORS' HOSPITAL (BLOCK 6061)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 9, 1969 , 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 an application for an unclassified use permit for additional parking facilities to supplement the parking areas required for the previously approved four-story expansion of Doctors' Hospital in Block 6061.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969 ~~19~~ , 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,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-413

A RESOLUTION APPOINTING KENNETH MARPLE TO THE BOARD OF ZONING ADJUSTMENT AS A REPRESENTATIVE OF THE PLANNING COMMISSION FOR A TERM ENDING JANUARY 1, 1970

WHEREAS, the Planning Commission at its meeting of May 6, 1969, adopted Resolution No. 69-66 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 balance of this year, 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, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of May, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST: _____

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-414

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RESURFACING VARIOUS CITY STREETS AND THE PARKING LOTS AT THE SENIOR CITIZENS AND COMMUNITY SERVICE CENTERS.

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

SECTION 1. The plans and specifications for resurfacing various city streets and the parking lots at the Senior Citizens and Community Service Centers, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 3, 1969 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 May, 1969, 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. 69-415

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING A SKID MOUNTED FIRE EXTINGUISHING AND SECURING SYSTEM

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

SECTION 1. The plans and specifications for furnishing a skid mounted fire extinguishing and securing system, (to be installed on a truck chassis to be purchased) copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 4, 1969 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 19th day of May, 1969, 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. 69-416

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MR. THOMAS FONTANA FOR HARVEST OF WALNUTS ON CITY PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Mr. Thomas Fontana
for harvest of walnuts on city property (Dryden Park Municipal Golf
~~for~~ Course, Roosevelt Park, at City Pump Station No. 14 on Virginia
Ave., the City pump station on Emerald Ave., Mancini property at 1204
River Road, and s. side of Tuolumne River near 9th St. bridge approach)
be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 19th day of
May , 1969, 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. 69-417

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE UNITED STATES OF AMERICA, FEDERAL AVIATION ADMINISTRATION, ESTABLISHING PROCEDURES AND DELINEATING POSSIBILITIES FOR OPERATION OF MODESTO CITY-COUNTY AIRPORT LIGHT SYSTEMS DURING THOSE HOURS WHEN THE MODESTO TOWER IS NOT IN OPERATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto

that the agreement between the City of Modesto and The United States of America, Federal Aviation Administration, establishing procedures ~~for~~ and delineating possibilities for operation of Modesto City-County Airport Light Systems during those hours when the Modesto Tower is not in operation (effective May 19, 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 19th day of May, 1969, 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. 69-418

A RESOLUTION HOLDING THE UNITED STATES OF AMERICA HARMLESS
IN CONNECTION WITH THE OPERATION OF THE RUNWAY LIGHTS AT MODESTO
CITY-COUNTY AIRPORT.

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the City of Modesto, owner-operator of the Modesto City-
County Airport, covenants and agrees to indemnify and save harm-
less the United States of America to the extent that it may be
acting by and through the Federal Aviation Administration and the
agents, employees, or designees of said agency against any and
all loss, damage, costs and expenses which it or they may here-
after incur, suffer, or pay by reason of its, or their, negligence
arising out of the operation of the runway lights at Modesto
City-County Airport during any period when the Airport Traffic
Control Tower at said airport is closed and nonoperational.

The foregoing resolution resolution was introduced at a
regular meeting of the Council of the City of Modesto held on
the 19th day of May, 1969 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 AUTHORIZING THE MAYOR TO EXECUTE QUITCLAIM DEED -
CITY OF MODESTO TO HAILWOOD, INC., A CORPORATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Mayor Lee H. Davies is authorized to execute a quitclaim deed wherein the City of Modesto releases and quitclaims to Hailwood, Inc., a corporation, the following described property:

All that portion of Section 3, Township 5 South, Range 8 East, Mount Diablo Base and Meridian, more particularly described as follows:


A strip of land 40 feet in width lying 20 feet on each side of the following described centerline:

Commencing at the northeast corner of Section 3, said Township and Range; thence westerly along the North line of said Section 3 a distance of 20 feet to a point on the West line of Jennings Road; thence leaving said North line of Section 3 southerly 60 feet along said West line of Jennings Road to the point of beginning of the parcel of land to be herein described; thence from said point of beginning, leaving said westerly line of Jennings Road, westerly 1300 feet on a line parallel to and distant 60 feet southerly at right angles from said North line of Section 3; thence northwesterly 100 feet to a point distant southerly 40 feet at right angles from said North line of Section 3; thence westerly 2152 feet more or less on a line parallel to and distant 40 feet southerly at right angles from said North line of Section 3 to the westerly terminus of the said centerline to be herein described, said westerly terminus being 1720 feet easterly of the West line of said Section 3 measured on a line parallel to and distant 40 feet southerly at right angles from said North line of Section 3. The northerly line of the herein described easement being parallel and close to the southerly bank of the Westport Drain. Excepting therefrom that portion of the hereinabove described 40 foot wide strip of land which is included in the easement for public utilities and access road granted to the City of Modesto by Hailwood, Inc., a corporation, by that certain easement deed dated May 1, 1969 and recorded in Book 2276, Page 583, as Instrument # 17875 of Stanislaus County Records.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1969 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. 69-420

A RESOLUTION APPROVING THE FINAL MAP OF THE
ROSE TERRACE NO. 2 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger, husband and wife,

are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.72 acres, known as the Rose Terrace No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 18th day of June, 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 Rose Terrace No. 2 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said final map of the Rose 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, Three Hundred Forty-Eight and 70/100ths (\$2,348.70) 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 Fifty-Two Thousand, Eight Hundred and no/100ths (\$52,800.00) 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 19th day of May, 1969, 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. 69-421

A RESOLUTION ACCEPTING IMPROVEMENTS IN NORTHGATE NO. 5 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Robert P. Bomberber and Muriel F. Bomberger, subdividers of Northgate No. 5 Subdivision, have filed a subdivision improvement bond in the amount of \$57,100 to guarantee the improvements in Northgate No. 5 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated May 15, 1969 has stated that all work required by the subdivision agreement for Northgate No. 5 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 \$57,100 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 Northgate No. 5 Subdivision be, and they are hereby accepted;

2. That the City Clerk be, and he is hereby authorized to release the subdivision performance bond in the amount of \$57,100 filed by Robert P. Bomberger and Muriel F. Bomberger, subdividers, to guarantee certain improvements in Northgate 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 19th day of May, 1969, 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. 69-423

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 135 E. GRANGER
AVE., A PORTION OF BLOCK 1237 - Reba H. Sargent)

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 per cent (50%) of the street frontage of
Granger Avenue, Block 1237

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 002-08-120-33-09-001 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 June 1969, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Hayward
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-424

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WESTERN WAY AT
1416 WESTERN WAY, LOTS 22 THROUGH 26, BLOCK 336 -
Mr. Onofred M. Sepulveda)

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 per cent (50%) of the street frontage of
Western Way, Block 336

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 002-01-500-59-01-001 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 June 19, 69, at
4:45 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 19th
day of May, 19 69, 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 DESCRIPTION:

By R. A. Rosewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-425

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON PARRY AVE.
AT 2049 MILLER AVE., LOT 24, BLOCK 2225 - Delbert Hammons)

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 per cent (50%) of the street frontage of
Parry Avenue, Block 2225

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 002-01-502-23-82-001 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 June 19,69, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Rosegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-426

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON PARRY AVE. AT
2048 MILLER AVE., LOT 1, BLK. 2224 - Mrs. Ernest Bewley)

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 per cent (50%) of the street frontage of
Parry Ave., Block 2224

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 002-01-116-79-01-001 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 June 19, 69, at
4:45 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 19th
day of May, 19 69, 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 DESCRIPTION:

By R. A. Rosewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-427

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON EAST ORANGEBURG AND
McHENRY AVENUES AT 1340 McHENRY AVENUE, A PORTION OF
BLOCK 1133 - Pep Modesto Corporation)

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 per cent (50%) of the street frontage of
East Orangeburg and McHenry Avenues, Block 1133

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 002-01-031-11-28-003 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 2nd day of June 19,69, at
4:45 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 19th
day of May, 19 69, 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 DESCRIPTION:

By R. A. Hasegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-428

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON SIERRA DRIVE AT
315 SIXTH STREET, LOTS 5 THROUGH 11 AND A PORTION OF 29,
BLOCK W - Mr. Floyd Seigler)

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 per cent (50%) of the street frontage of
Sierra Drive, Block W

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 002-01-507-17-69-005 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 2nd day of June 1969, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Hazard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-429

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 138 MERCED AVE.,
LOTS 28 AND 29, BLOCK 311 - Mr. John McClain)

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 per cent (50%) of the street frontage of
Merced Ave., Block 311

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 002-01-500-61-77-001 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 June 19,69, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Rosewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-430

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. (ON STODDARD AT
318 MAGNOLIA AVE., LOTS 1 & 2, BLOCK 547 -
Mrs. Joie Maze Bunker)

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, gutters and sidewalks
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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Stoddard, Block 547

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 002-01-500-17-17-001 as per
Stanislaus County Assessor's 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 2nd day of June 1969, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Rosegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-431

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

STREETS IN THE CITY OF MODESTO. (ON MERCED AVE., AT 142 MERCED AVE.,
LOTS 26 AND 27, BLOCK 311 - Ordill E. Tacket)

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 per cent (50%) of the street frontage of
Merced Ave., Block 311

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 002-01-500-58-38-001 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 June 1969, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Hasenour
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-432

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 209 MERCED AVENUE,
LOTS 5 & 6, BLOCK 309 - Joe Mineni, 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 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 per cent (50%) of the street frontage of
Merced Avenue, Block 309

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 002-01-500-66-74-001 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 June 1969, at
4:45 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 19th
day of May, 1969, 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 DESCRIPTION:

By R. A. Hayward
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-433

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COST OF INSTALLATION OF CURB AND GUTTER ON LUCERN AT 601 EL CAJON AVE., LOT 4, BLOCK 607 (\$264.83) - Joe Nicolodi

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 2, 1969, at 4:50 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 on Lucern at 601 El Cajon Ave., Lot 4, Block 607 (\$264.83) - Joe Nicolodi.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1969, 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. 69-434

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COST OF INSTALLATION OF CURB AND GUTTER AT 211 RUBERTO AVE., LOTS 2 AND 1/2 OF 3, BLOCK 340 (\$133.52) - Mrs. Margaret Stinson Erwin

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 2, 1969, at 4:50 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 211 Ruberto Ave., Lots 2 and 1/2 of 3, Block 340 (\$133.52) - Mrs. Margaret Stinson Erwin.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May 1969, 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. 69-435

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COST OF INSTALLATION OF CURB AND GUTTER AT 219 RUBERTO AVE., LOTS 5 & 6, BLOCK 340 (\$182.14) - Mr. Bob C. Forster

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 2, 1969, at 4:50 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 219 Ruberto Ave., Lots 5 & 6, Block 340 (\$182.14) - Mr. Bob C. Forster.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1969, 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. 69-436

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COST OF INSTALLATION OF CURB AND GUTTER AT 438 ALTURAS AVE., LOTS 19 & 20, BLOCK 336 (\$229.99)
- Mr. Raymond Ybarra

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 2, 1969 , at 4:50 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 438 Alturas Ave., Lots 19 & 20, Block 336 (\$229.99)
- Mr. Raymond Ybarra.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1969 , 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. 69-437

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COST OF INSTALLATION OF CURB AND GUTTER ON TUOLUMNE AT 401 TUOLUMNE BLVD., LOTS 23, 24 & 25, BLOCK 312 (\$337.54) - Mr. Charles E. Erickson

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 2, 1969, at 4:50 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 on Tuolumne at 401 Tuolumne Blvd., Lots 23, 24 & 25, Block 312 (\$337.54) - Mr. Charles E. Erickson.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1969, 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. 69-438

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON COST OF INSTALLATION OF CURB AND GUTTER ON SIERRA DRIVE AT 704-706 SIERRA AND 102 SUNSET BLVD., LOTS 41 TO 44, BLOCK 326 (\$457.40 - Edwin W. Ferrel)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that June 2, 1969, at 4:50 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 on Sierra Drive at 704-706 Sierra and 102 Sunset Blvd., Lots 41 to 44, Block 326 (\$457.40 - Edwin W. Ferrel).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 19 69, 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 ACCEPTING IMPROVEMENTS IN CARVER TERRACE NO. 3 SUBDIVISION AND AUTHORIZING RELEASE OF INSTRUMENT OF CREDIT UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Sherwood Mortgage Company, subdivider of Carver Terrace No. 3 Subdivision, has filed an instrument of credit in the amount of \$38,600 to guarantee the improvements in Carver Terrace No. 3 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated May 15, 1969 has stated that all work required by the subdivision agreement for Carver Terrace No. 3 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 instrument of credit in the amount of \$38,600 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 Carver Terrace No. 3 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 Carver Terrace No. 3 Subdivision;
3. That the City Clerk be, and he is hereby authorized to release the instrument of credit in the amount of \$38,600 filed by Sherwood Mortgage Company to guarantee certain improvements in Carver Terrace No. 3 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 19th day of May, 1969, 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. 69-440

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$256 TO ASSIST MODESTO JUNIOR COLLEGE SUMMER PROGRAM FOR CHILDREN

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

GENERAL FUND (101)

From: 428-65 - Miscellaneous Unclassified	\$256
To: 315-32 - Voc., Recr. Supplies	\$256

(To provide assistance to Modesto Junior College for summer program approved by Council May 19, 1969)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of May, 1969 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. 69-441

A RESOLUTION REAPPOINTING REV. HOWARD CLARKE, LEOPOLD PRESCOTT, AND JERRY TURNER AS MEMBERS OF THE MODESTO HUMAN RIGHTS COMMISSION.
(For Terms Expiring May 1, 1973)

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

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 Modesto Human Rights Commission for terms expiring May 1, 1973:

Rev. Howard Clarke

Leopold Prescott

Jerry Turner

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed members of the Modesto 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 19th day of May, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-442

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF
STANLEY K. PANG FROM THE MODESTO HUMAN RIGHTS COMMISSION
EFFECTIVE MAY 31, 1969

WHEREAS, Stanley Pang was appointed a member of the Modesto
Human Rights Commission on November 12, 1963, and

WHEREAS, Mr. Pang has tendered his resignation from the
Modesto Human Rights Commission effective May 31, 1969, and

WHEREAS, Mr. Pang 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
Stanley K. Pang from the Modesto 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
Stanley K. Pang 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 26th
day of May, 1969, 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. 69-443

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF ROBERT S. BOLAND FROM THE AB-103 ADVISORY BOARD (Downtown Improvement District) EFFECTIVE JUNE 1, 1969

WHEREAS, Robert S. Boland was appointed a member of the AB-103 Advisory Board (Downtown Improvement District) on March 28, 1966, and

WHEREAS, Mr. Boland has tendered his resignation from the AB-103 Advisory Board effective June 1, 1969, and

WHEREAS, Mr. Boland 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 S. Boland from the AB-103 Advisory Board (Downtown Improvement District) 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 S. Boland 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 26th day of May, 1969, 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. 69-443A

A RESOLUTION APPROVING AN AGREEMENT
BETWEEN THE CITY OF MODESTO AND THE
VETERANS ADMINISTRATION HOSPITAL OF
PALO ALTO

WHEREAS, by letter dated May 20, 1969, the Veterans Administration Hospital of Palo Alto, California, has requested permission to utilize dogs from the Modesto City Pound for research purposes at the Palo Alto Veterans Administration facility, and

WHEREAS, the City of Modesto is willing to allow the Veterans Administration Hospital to utilize dogs from the Modesto City Pound under certain conditions,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City Manager is hereby authorized to execute an agreement between the Veterans Administration Hospital and the City of Modesto for the purpose above referred to, said agreement to be subject to the following terms and conditions.

(1) No dog is to be released and sold to the Veterans Administration Hospital until the dog has been kept in the Modesto City Pound for at least seven (7) days.

(2) Persons surrendering a dog to the Modesto City Pound, may sign a request that the dog not be released and sold to the Veterans Administration Hospital and said signed request shall be honored.

(3) Representatives of the City of Modesto, to be selected by the City Manager, shall have the right and privilege at any time to inspect the kennels and laboratories at the Veterans Administration Hospital where dogs from the Modesto City Pound are being housed and used for research purposes.

(4) Any contract entered into shall be for a maximum of six (6) months, at the end of which time the City Council shall review the terms and conditions of this resolution, and the contractual arrangement with the Veterans Administration Hospital.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969, 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

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-444

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF MILLER-TRASK-HADDON 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 Miller-Trask-Haddon 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 June 10, 1969 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 26th day of May, 19 69, 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. 69-445

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE FUNDS TO
CONSTRUCT THE MILLER-TRASK-HADDON SUB-TRUNK SEWER (\$76,000)

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: General Reserve (60)	\$76,000
TO: Public Works: Sewers Miller-Trask-Haddon Sub-Trunk Sewer (6590-52)	\$76,000

To provide funds to construct the Miller-Trask-Haddon Sub-Trunk Sewer.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 26th day of May, 1969,
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. 69-446

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES FOR GRANTLAND MANOR

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 for Grantland Manor

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 10, 1969 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 26th day of May, 19 69, 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. 69-447

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 TO PROVIDE FUNDS FOR INSTALLATION OF WATER LINES FOR GRANTLAND MANOR SUBDIVISION

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

GENERAL FUND (101)

FROM: Eng. & Adm. - Service Credits	(491-41)	\$5,000
TO: Water - Water Line Extensions	(6804-50)	\$5,000

(To provide funds for the installation of water lines for Grantland Manor Subdivision.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969, 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. 69-448

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENT OF COFFEE ROAD FROM BRIGGSMORE AVE. TO ATHENS AVE.

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

SECTION 1. The plans and specifications for improvement of Coffee Road from Briggsmore Ave. to Athens Ave.

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 10, 1969 at 10:25 A.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council 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 26th day of May, 1969, 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. 69-449

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$75,000 TO PROVIDE FUNDS FOR THE CONSTRUCTION OF IMPROVEMENTS ON COFFEE ROAD FROM BRIGGSMORE AVENUE TO ATHENS

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

SPECIAL GAS TAX STREET IMPROVEMENT FUND (207)

FROM: General Reserve (60)	\$75,000
TO: Public Works - Coffee Road, Briggsmore to Athens (6678-02)	\$75,000

(To provide funds for the construction of improvements on Coffee Road from Briggsmore Avenue to Athens.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969, 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. 69-450

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE IMPROVEMENT OF
MONTCLAIR DRIVE FROM ROYALTON AVENUE TO TULLY ROAD

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Montclair Drive from
Royalton to Tully Road

has been completed by Elrich Construction Company

in accordance with the contract agreement dated November 12, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of the
improvement of Montclair Drive from Royalton Avenue to Tully Road
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 \$14,683.55
as provided in the contract, be authorized.

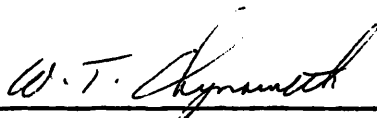
The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 26th day of May,
1969, by Councilman Robinson, who moved its adoption, which motion
being duly seconded by Councilman Smith, was upon roll call
carried and the resolution adopted by the following 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. 69-451

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 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 7, 1969, duly adopted Resolution No. 69-275 (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. 32 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 26, 1969, 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.

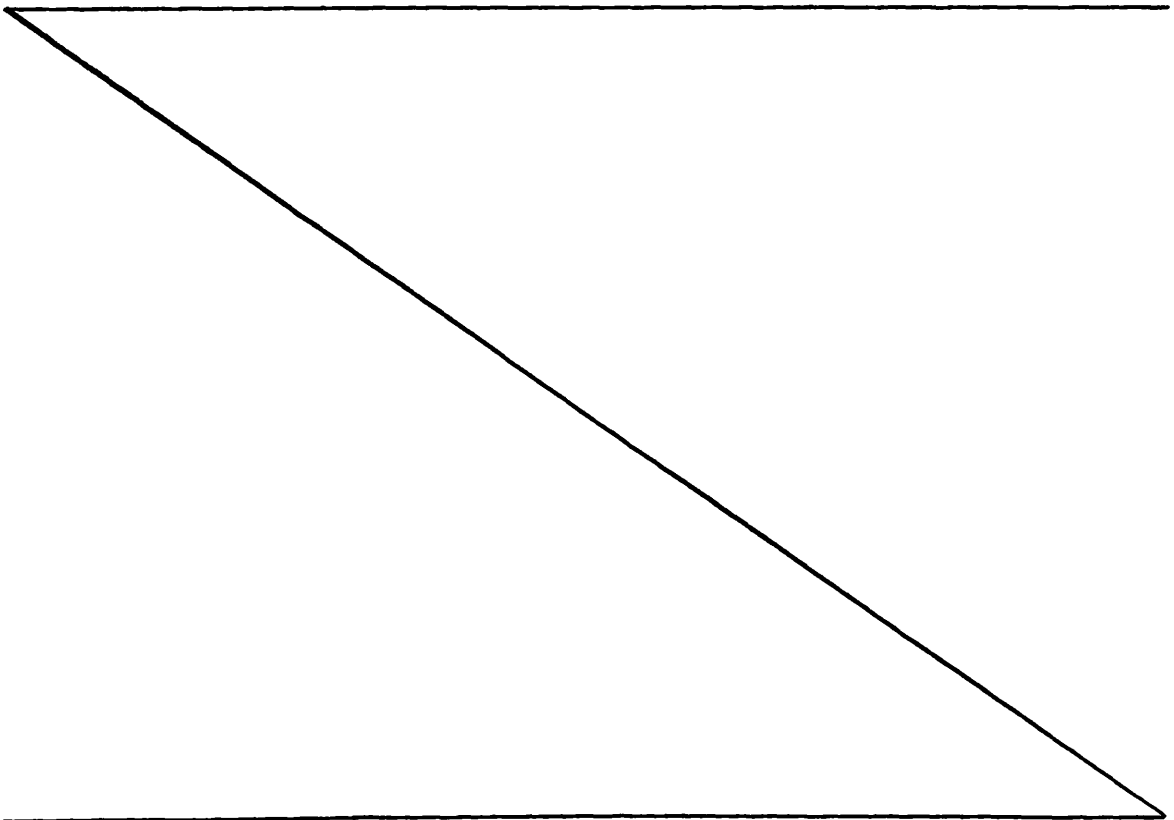
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 32 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. 32 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. 32, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



All that real property in the State of California, County of Stanislaus, being a portion of Section 26 and 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 Yosemite Lanes Addition (163), as per description filed May 19, 1964, as Instrument 19735, Stanislaus County Records, said point being at the intersection of the Southern line of Yosemite Boulevard and the Southerly extension of the Western line of Trask Lane, as said streets are shown on the map of Yosemite Villa subdivision, filed in Volume 17 of Maps, Page 1, Stanislaus County Records; thence along the existing City Limits on the Southerly extension of the Western line of Trask Lane, North 0° 35' 20" West, 83.00 feet, to a point on the Northern line of Yosemite Boulevard; thence leaving the City Limits and along the Northern line of Yosemite Boulevard, said line being parallel with and 50.00 feet, measured at right angles, Northerly from the South line of Section 26, South 89° 54' 15" East, 886.51 feet, to the Southeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded January 25, 1962, as Instrument 3211, Stanislaus County Records; thence along the Eastern and Northern lines of said Wilson property, North 0° 34' 20" West, 358.66 feet, and North 89° 56' 20" West, 100.00 feet, to the Northeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded December 28, 1961, as Instrument 43440, Stanislaus County Records; thence along the Northern line of said Wilson property, North 89° 56' 20" West, 100.00 feet, to the Southeastern corner of the Los Altos Tract, as per map filed in Volume 17 of Maps, Page 45, Stanislaus County Records; thence along the eastern line of said subdivision, North 0° 34' 20" West, 912.30 feet, to the Northeastern corner of said subdivision and the Southeastern corner of the Lynndale Park Subdivision, as per map filed in Volume 17 of Maps, Page 51, Stanislaus County Records; thence along the Eastern line of said subdivision, North 0° 34' 50" West, 660.37 feet, to the Northeastern corner of said subdivision; thence along the Easterly extension of the Northern line of said subdivision, said line being the Northern line of property conveyed to Arthur F. Althoff, et ux, by Deed recorded December 24, 1951, as Instrument 29501, Stanislaus County Records, South 89° 55' 45" East, 657.00 feet, to a point on the Western line of 40 foot North Riverside Drive, said line also being the East line of the West half of Section 26; thence along said Western line of North Riverside Drive and the East line of the West half of Section 26, North 0° 33' 30" West, 623.27 feet, to a point on the Southern line of the Modesto Irrigation District Lateral Number 2; thence along said Southern line of Lateral Number 2, North 89° 58' 05" West, 1313.85 feet, to the Northeastern corner of the Yosemite Villa subdivision and the center line of Trask Lane as shown on the map of said subdivision; thence along the center line of Trask Lane, North 0° 35' West, 75.00 feet across Lateral Number 2 to the Northern line of Lateral Number 2 and the Southeastern corner of the Palo Verde Tract, as per map filed in Volume 17 of Maps, Page 22, Stanislaus County Records; thence along the Eastern line of said tract, North 0° 35' West, 357.02 feet, to the Southwestern corner of the Edgebrook Manor subdivision, as per map filed in Volume 19 of Maps, Page 16, Stanislaus County Records; thence along the Southern line of said subdivision, South 89° 58' East, 425.00 feet; thence along the Eastern line of said subdivision, North 0° 35' 35" West, 265.18 feet, and North 0° 51' 55" West, 746.09 feet to the Northeastern corner of said subdivision; thence along the Northern line of property conveyed to Arthur J. Wylie, et ux, by Deed recorded November 10, 1967, as Instrument 36770, Stanislaus County Records, the following bearings and distances: South 59° 06' 20" East, 159.70 feet; North 89° 57' 25" East, 527.52 feet, to the center line of Dry Creek; and along the center line of Dry Creek, South 56° 49' 35" East, 299.55 feet, to the Northerly extension of the Eastern line of 40 foot North Riverside Drive; thence along the Eastern line of North Riverside Drive, said line being 20.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South 0° 34' 45" East, 1123.15 feet, to a point on the Northern line of Lateral Number 2;

thence along the Northern line of Lateral Number 2, South 89° 58' 05" East, 20.00 feet, to a point on the Northerly extension of the Eastern line of that portion of North Riverside Drive lying South of Lateral Number 2; thence along said Eastern line, said line being 40.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South 0° 33' 30" East, 2712.86 feet, to a point on the Southern line of Yosemite Boulevard; thence along the Southern line of Yosemite Boulevard, said line being parallel with and 33.00 feet, measured at right angles, Southerly from the South line of Section 26, North 89° 54' 15" West, 1383.02 feet, to the point of beginning, containing 64.805 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. 32, 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 26th day of May, 1969, 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, Mithhell, 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. Rosegood
Public Works Department
4-10-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-452

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EDWARD SCHMITZ AND MABEL MAE SCHMITZ FOR ACQUISITION OF PROPERTY FOR LIBRARY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Edward Schmitz and Mabel Mae Schmitz for acquisition of property for library (Parcels 121-12 and 121-13)

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 19 69 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-453

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN E. GUSTAFSON FOR ACQUISITION OF PROPERTY FOR LIBRARY (Lots 11 and 12, Block 121)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John E. Gustafson for acquisition of property for library (Lots 11 and 12, Block 121 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 26th day of May, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-454

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN E. GUSTAFSON FOR ACQUISITION OF PROPERTY FOR LIBRARY (Lots 15 and 16, Block 121)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John E. Gustafson for acquisition of property for library (Lots 15 and 16, Block 121 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 26th day of May, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-455

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
JUDITH GASTAFSON FOR ACQUISITION OF PROPERTY FOR LIBRARY (Parcel 121-8)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Judith Gustafson
for acquisition of property for library (Parcel 121-8)

be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
May , 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-456

A RESOLUTION APPROVING LETTER AGREEMENT BETWEEN THE CITY OF
MODESTO AND STANISLAUS COUNTY EMPLOYEES' ASSOCIATION, INC.
ESTABLISHING LEASE RENEWAL TERMS FOR PROPERTY LOCATED AT
1512 EYE STREET


BE IT HEREBY RESOLVED by the Council of the City of
Modesto that the letter agreement between the City of Modesto
and Stanislaus County Employees' Association, Inc. establishing
lease terms for property located at 1512 Eye Street is hereby
approved.

BE IT FURTHER RESOLVED that the execution of said agreement
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
26th day of May, 1969 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
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-457

letter
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
WALTER G. CROW ESTABLISHING LEASE TERMS FOR PROPERTY LOCATED AT
1519 H Street

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and Walter G. Crow
establishing lease term for property located at 1519 H Street
~~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 26th day of
May , 1969, 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, CITY CLERK

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN REAL PROPERTY IN THE CITY OF MODESTO TO BE USED FOR A PUBLIC LIBRARY BUILDING AND GROUNDS, A MUNICIPAL PURPOSE. (FRANK J. AND MARIE CARNEY)

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 a public library building and grounds.

The use of said real property for a public library building and grounds is a municipal purpose and is a public use authorized by law.

The proposed acquisition is planned in a manner which will be most compatible with the greatest public good and the least private injury.

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.

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 attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 19 69, 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

(SEAL)

APPROVED AS TO FORM: Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION: P. C. Rosewood
Public Works Department

R.H.H.
6-4-69

LIBRARY SITE
LA 68-25
Parcel 121-9

FRANK J. CARNEY and MARIE CARNEY, husband and wife.

All that portion of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Lots 5, 6, 7, 8, 9 and 10 of Block 121 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records.

A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN REAL PROPERTY IN THE CITY OF MODESTO TO BE USED FOR A PUBLIC LIBRARY BUILDING AND GROUNDS, A MUNICIPAL PURPOSE. (FONNIE AND LOUETTA CLAIRE BARTHOLOMEW)

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 a public library building and grounds.

The use of said real property for a public library and grounds is a municipal purpose and is a public use authorized by law.

The proposed acquisition is planned in a manner which will be most compatible with the greatest public good and the least private injury.

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.

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 attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969, 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

(SEAL)

APPROVED AS TO FORM: Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION: R. A. Raymond
Public Works Department

LIBRARY SITE
LA 68-25
Parcel 121-7

FONNIE BARTHOLOMEW and LOUETTA CLAIRE BARTHOLOMEW, husband and wife.

All that portion of Section 28, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

The Northeasterly $46 \frac{2}{3}$ feet of Lots 15 and 16 in Block 121 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Stanislaus County Records.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-460

AMENDMENT

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
~~A~~AUSTIN, FIELD & FRY PROVIDING FOR PRORATA PAYMENT OF ARCHITECTURAL
FEES IF AGREEMENT IS CANCELLED BY CITY

BE IT HEREBY RESOLVED by the Council of the City of Modesto
AMENDMENT TO
that ~~the~~ agreement between the City of Modesto and Austin, Field &
Fry, A.I.A., Architects-Engineers, Incorporated, dba Austin, Field
~~and~~ Fry which provides for prorata payment of architectural
fees if the agreement is cancelled by the City

~~Resolution~~ is hereby approved. (Amends agreement dated October 7, 1968)

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
May , 1969, 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. 69-461

AMENDMENT TO

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
SHELDON M. SMITH, GARY F. SMITH AND JAMES W. SMITH, JR., AS INDIVIDUALS
(OPTION TO PURCHASE AGREEMENT)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendmen to option to purchase agreement
that the/agreement between the City of Modesto and Sheldon M. Smith,
Garry F. Smith and James W. Smith, Jr., amending paragraphs 2, 3, 5 and
for 6 of Option to Purchase Agreement dated April 14, 1969, is hereby
approved.

~~XX~~

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 26th day of
May , 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 462

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 a new class of position as follows:

CLASSIFICATION ABOLISHED

CLASSIFICATION CREATED

Neighborhood Center Director

Supervisor of General Services

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 26th day of May, 1969, 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

(SEAL)

ATTEST:

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

APPROVED AS TO FORM:

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

Definition

Under direction to assist in the development and carrying out of programs; supervises, and coordinates various recreational and community programs to serve the determined needs of the area.

Typical Tasks

Plans, organizes, coordinates, and supervises approved programs consistent with the Neighborhood Facilities Grant Program of the Department of Housing and Urban Development; plans activities that will assure the maximum use of available facilities and meets the needs of disadvantaged persons; assists in recruiting and selecting personnel trains, supervises, and evaluates the work of the assigned staff; maintains required records, prepares reports; assists in preparing a budget; obtains persons to appear at the various programs; maintains good relations with individuals, business, and public agencies, assists and participates in other related tasks and phases of operations as assigned.

Employment Standards

Any combination of training and experience equivalent to completion of college with specialization in recreation, group work or allied fields, and successful experience as a paid or volunteer group leader.

Desirable Qualifications

Knowledge of principles and techniques of recreational activities for a well rounded program; ability to plan, schedule and coordinate a variety of activities; ability to prepare reports, ability to work cooperatively with others and deal effectively with the public; awareness of various programs, agencies and other areas where assistance may be obtained to implement social, training, educational, or any other type of program.

"EXHIBIT A"

City of Modesto

1969

MODESTO CITY COUNCIL
RESOLUTION NO. 69-463

LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND EDWARD E. MITCHELL OF ORRICK, HERRINGTON, ROWLEY AND SUTCLIFFE, TO ACT AS CITY'S BOND COUNSEL FOR IMPROVEMENT DISTRICT NO. 14

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the ~~agreement~~ agreement between the City of Modesto and Edward E. Mitchell of Orrick, Herrington, Rowley and Sutcliffe to act as ~~for~~ City's bond counsel for Improvement District No. 14 (Sewer improvements in Morada-Glen Aulen 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 26th day of May , 1969, 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. 69-464

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. (PRESCOTT NO. 2 ADDITION)

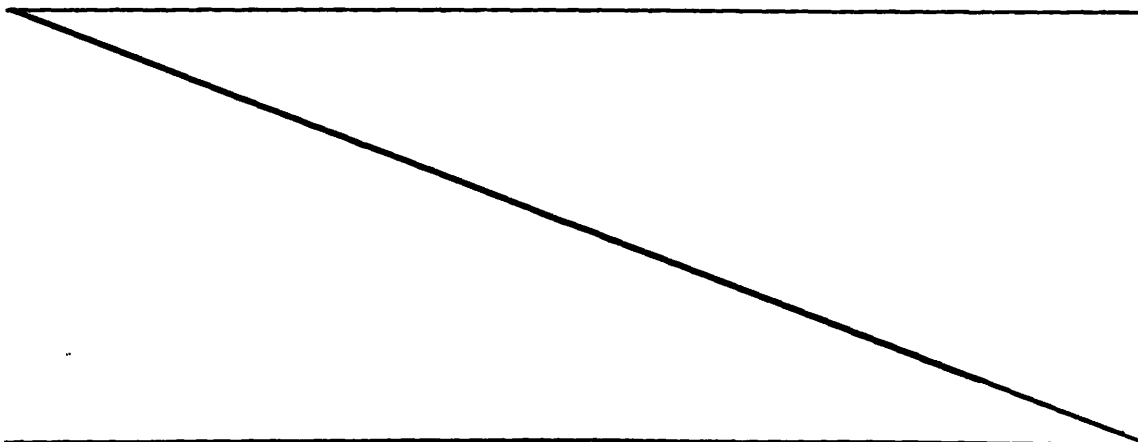
WHEREAS, there has been annexed to the City of Modesto on April 28, 1969, certain territory known as _____
Prescott No. 2 Addition, and

WHEREAS, the inclusion of the area contained in _____
Prescott 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 Prescott 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 as follows:



All that real property in the State of California, County of Stanislaus, being portions of Sections 12 and 13, Township 3 South, Range 8 East, and portions of Sections 7 and 18, 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 VENT ADDITION (120), as per description filed June 27, 1961 as Instrument 20144, Stanislaus County Records, said point being at the intersection of the Southern line of 40 foot Rumble Road and the center line of 40 foot Prescott Road, said point being South 0° 15' East, 185.53 feet along the center line of Prescott Road from the section corner common to Sections 12 and 13, Township 3 South, Range 8 East, and Sections 7 and 18, Township 3 South, Range 9 East; thence along the existing City Limits on the Western line of said Addition (120) and the center line of Prescott Road, South 0° 15' East, 1138.92 feet, to the Northeastern corner of the PRESCOTT ADDITION (190), as per description filed May 16, 1966 as Instrument 17484, Stanislaus County Records; thence along the existing City Limits on the Northern and Western lines of said Addition (190), South 89° 21' 30" West, 1327.43 feet, and South 0° 16' 30" East, 339.27 feet, to the Northeastern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962 as Instrument 27723, Stanislaus County Records; thence along the Northern and Western lines of said Addition (133) the following bearings and distances: South 89° 21' 30" West, 816.06 feet; South 0° 16' 30" East, 323.13 feet; and South 89° 01' West, 471.10 feet, to a point on the Western line of said Addition (133) and the Eastern line of 40 foot Conant Avenue; thence leaving the City Limits and along the Westerly extension of the Northern line of said Addition (133), South 89° 01' West, 20.00 feet, to a point on the center line of 40 foot Conant Avenue; thence along 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, Township 3 South, Range 8 East, North 0° 18' West, 2008.34 feet, to its intersection with the center line of 40 foot Rumble Road; thence along the center line of Rumble Road, said line being 20.00 feet, measured at right angles, Northerly from the Section line common to Sections 12 and 13, Township 3 South, Range 8 East, North 89° 19' 40" East, 1247.86 feet, to a point on the Southerly extension of the Western line of property conveyed to the Stanislaus Union School District by Deed recorded March 3, 1965 as Instrument 8610, Stanislaus County Records; thence along the boundaries of said School District property the following bearings and distances: North 0° 18' 10" West, 1486.38 feet; North 70° 15' 20" East, 63.62 feet; South 0° 18' 10" East, 203.45 feet, to a point on its Northerly boundary, said line being the Northern line of Lot 12 of the MCKINNEY COLONY, as per map recorded November 21, 1903 in Volume 1 of Maps, Page 57, Stanislaus County Records; thence along said Northern line of Lot 12, North 89° 20' 10" East, 1327.48 feet, to the township line common to Section 12, Township 3 South, Range 8 East, and Section 7, Township 3 South, Range 9 East; thence along said township line, South 0° 19' 50" East, 661.62 feet, to a point on the Northern line of the South half of Lot 3 of the KNAPP TRACT, as per map filed November 16, 1904 in Volume 2 of Maps, Page 2, Stanislaus County Records; thence along said Northern line of the South half of Lot 3 and the Northern line of the South half of Lot 4 of said Knapp Tract and its easterly extension, South 88° 30' 05" East, 2656.60 feet, to a point on the Eastern line of 40 foot Carver Road, said point also being on the existing City Limits on the Western line of RENEE MANOR ADDITION (139), as per description filed October 18, 1962 as Instrument 39841, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South 0° 15' 40" East, 660.34 feet, to a point on the section line common to Sections 7 and 18, Township 3 South, Range 9 East; thence continuing along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South 0° 23' East, 185.53 feet, to a point on a Northern line of the CARVER ADDITION (212), as per description filed March 14, 1968 as Instrument 8061, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (212),

North 88° 32' 05" West, 40.02 feet, to the Northwestern corner of said Addition (212) and the Northeastern corner of the Vent Addition (120), said point also being the intersection of the Western line of Carver Road and the Southern line of Rumble Road; thence along the existing City Limits on the Northern line of said Addition (120) and the Southern line of Rumble Road, North 88° 32' 05" West, 2616.15 feet to the point of beginning, containing 188.536 Acres, more or less.

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. 35.

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 7, 1969, 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 judgement 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. 35.

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 northwestern corner of Carver Road and Rumble Road.
- (2) At northeastern corner of Prescott Road and Rumble Road.
- (3) At southeastern corner of Conant Avenue and Rumble 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. 35, 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 26th day of May, 1969, 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, Michell, 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. Rosewood
Public Works Department
5-21-69

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 26, 1969, 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, Simon, Smith, Mayor Davies

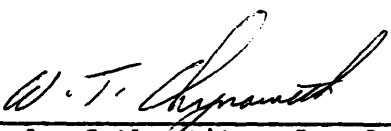
NOES: Councilmen: None

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: May 27, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-465

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 23 and 24,
Block 10 (Archie N. Bennett))

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Block 10, Third 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:

Parcel Number 002-01-500-59-33-001 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 9th day of June 1969, at
7:50 P 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 26th
day of May, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hanson
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-466

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 11 and 12,
BLOCK 311-MARY MELLO)

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Block 311, Madera 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:

Parcel Number 002-01-500-50-39-001 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 9th day of June 1969, 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 26th
day of May, 1969, 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

5-28-69
7:50
ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-467

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
312, Ted L. 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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty per cent (50%) of the street frontage of
Block 312, Madera 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:

Parcel Number 002-01-500-70-45-001 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 9th day of June 1969, 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 26th
day of May, 1969, 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

5-28-69
7:00
ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasey
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-468

A RESOLUTION SETTING TIME AND PLACE FOR HEARING FOR CONSIDERATION OF REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 1100 SYCAMORE AVENUE (LOTS 13, 14 and 15, BLOCK 743, George Francis Damas)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, June 9, 1969 , 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 report of Superintendent of Streets on the cost of installation of sidewalk, curb and gutter at 1100 Sycamore Avenue (\$782.92).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May 19 69, 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. 69- 469

A RESOLUTION AMENDING SECTION 5 OF RESOLUTION NO. 62-2 ENTITLED, "A RESOLUTION PROVIDING FOR THE OPERATION OF THE MUNICIPAL DISPOSAL AREA AND ESTABLISHING CHARGES FOR THE USE OF SAID DISPOSAL AREA".

WHEREAS, the Council of the City of Modesto adopted Resolution No. 62-2 entitled, "A Resolution Providing for the Operation of the Municipal Disposal Area and Establishing Charges for the Use of Said Disposal Area", on January 2, 1962, and

WHEREAS, it is the desire of the Council to amend Section 5 of the above-mentioned resolution,

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

SECTION 1. Section 5 of Resolution No. 62-2 shall be amended to read as follows:

"SECTION 5. COMPENSATION. In consideration of its proper operation and maintenance of said disposal area, the Modesto Garbage Company shall be entitled to payment in the sum of Three and 50/100ths (\$3.50) Dollars for each load of garbage disposed of thereat, including each load of garbage disposed of thereat by said company. Said compensation shall be credited against charges incurred by said company for the privilege of disposing of garbage collected within the City by it at said disposal area."

SECTION 2. This resolution shall be effective for compensation to the Modesto Garbage Company for operation and maintenance of the disposal area commencing with ~~January~~, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969, 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: Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

A RESOLUTION APPROVING RENEWAL OF GROUP MEDICAL INSURANCE CONTRACT WITH CONTINENTAL CASUALTY COMPANY FOR PERIOD JULY 1, 1969 THROUGH JUNE 30, 1970

WHEREAS, the City of Modesto's group medical insurance contract is with Continental Casualty Company; and


WHEREAS, Continental Casualty Company has offered to renew the City's group medical insurance contract for a period of one year at the present rates of \$7.07 per month per employee and \$17.23 per month for dependent coverage.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the offer of Continental Casualty Company to renew the City of Modesto's group medical insurance contract for the period July 1, 1969 through June 30, 1970 at the rates of \$7.07 per month per employee and \$17.23 per month for dependent coverage, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969 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. 69-471

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED AMENDMENTS TO CHAPTER 2 OF TITLE X OF THE MODESTO MUNICIPAL CODE (OFF-STREET PARKING STANDARDS - SPACE REQUIREMENTS AND DRIVEWAY WIDTHS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, June 16, 1969 at 4:20 P.M. in the Council Chambers, City Hall, 801 11th 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 (off-street parking standards - space requirements and driveway widths).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969 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. 69-472

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER AN EXCEPTION TO SECTION 4-4.302(a)(8) OF THE MUNICIPAL CODE TO PERMIT DEVELOPMENT OF A 30-FOOT PART-WIDTH STREET ADJACENT TO WOODROW AVENUE SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, June 16, 1969 , 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 proposed exception to Section 4-4.302(a)(8) of the Modesto Municipal Code to permit development of a 30-foot part-Width Street adjacent to Woodrow Avenue School in Aspen Manor Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May 19 69, 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. 69-473

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED REVISION OF THE "STANDARD SPECIFICATIONS FOR SUBDIVISION IMPROVEMENTS" TO PROVIDE FOR A 100-FOOT RIGHT OF WAY AS A CITY STANDARD FOR MAJOR STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, June 16, 1969 at 4:25 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California is hereby set as the time and place for consideration of the proposed revision of the "Standard Specifications for Subdivision Improvements" to provide for a 100-foot right of way as a city standard for major streets.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969 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

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS RIVERSIDE NO. 2
ADDITION TO THE CITY OF MODESTO. (COUNCIL
INITIATED)

WHEREAS, on the 21st day of April, 1969, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, as amended, the Council of the City of Modesto adopted Resolution No. 69-335 declaring its intention to initiate on its own motion proceedings to annex certain uninhabited territory, hereinafter described and designated as _____ RIVERSIDE NO. 2 ADDITION to the City of Modesto, and authorizing and directing the City Clerk to file such proposal with, and submit such proposal to the Local Agency Formation Commission of the County of Stanislaus, State of California, for a report thereon as required by law, and

WHEREAS, the Local Agency Formation Commission did on May 16, 1969, 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, said territory so proposed to be annexed to the City of Modesto is designated as RIVERSIDE 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 RIVERSIDE NO. 2 ADDITION and hereinafter mentioned and described, be and the same is hereby approved 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 26th day of May, 1969, 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

(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
p 5-22-69

RIVERSIDE NO. 2 ADDITION

All that portion of the East half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, shown as Parcels 1 and 1-A on the map filed May 16, 1966, in Book 1 of Parcel Maps at Page 134, 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 March 24, 1969 as Instrument 9772, Stanislaus County Records, said point being the intersection of the Southern line of the Modesto Irrigation District Lateral Number 2 and the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Northwestern corner of Parcel 1 of said Parcel Map; thence along the existing City limits on the Eastern line of North Riverside Drive, South $0^{\circ} 33' 30''$ East, 363.30 feet to the Southwestern corner of said Parcel 1; thence leaving the existing City limits and along the Southern line of said Parcel 1, North $79^{\circ} 13' 21''$ East, 1627.91 feet to the Southeastern corner of said Parcel 1, said corner being on 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 the Eastern line of said parcel 1, North $0^{\circ} 32' 50''$ West, 91.93 feet to the Southeastern corner of Parcel 1-A of said Parcel Map, said corner being on the East-West quarter section line of said Section 26; thence continuing along the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26 and the Eastern line of said Parcel 1-A, North $0^{\circ} 32' 50''$ West, 549.01 feet; thence along a tangent curve concave to the West having a Central Angle of $20^{\circ} 27' 21''$, a Radius of 500.00 feet, and an Arc Length of 178.51 feet, to the Northeastern corner of said Parcel 1-A, said corner being on the Southern line of Modesto Irrigation District Lateral No. 2; thence along said Southern line and the Northern line of said Parcels 1-A and 1, the following bearings and distances:

South $68^{\circ} 59' 49''$ West, 537.16 feet; thence along a tangent curve concave to the Southeast, having a Central Angle of $18^{\circ} 50' 00''$, a Radius of 423.90 feet, and an Arc Length of 139.34 feet; thence South $50^{\circ} 09' 49''$ West, 656.72 feet; thence along a tangent curve concave to the Northwest, having a Central Angle of $39^{\circ} 52' 38''$, a Radius of 315.30 feet, and an Arc Length of 219.44 feet; thence North $89^{\circ} 57' 33''$ West, 235.85 feet to the point of beginning, containing 20.783 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-475

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$276 TO COVER BALANCE OF COSTS TO CONSTRUCT TWO STAIRWAYS AT OLD FIRE STATION, DOWNEY STREET

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)	\$276.00
TO: Music & Promotion Coffee House Renovation (7901-61)	\$276.00

To provide additional funds for the conversion of Fire Station No. 3.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of May, 1969, 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, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-476

A RESOLUTION COMMENDING ROBERT STEWART FOR SERVICE RENDERED THE CITY OF MODESTO AS CHAIRMAN OF THE MODESTO CITIZENS' OPERATION CRIME STOP COMMITTEE

WHEREAS, Robert Stewart was elected the first Chairman of the Modesto Citizens' Operation Crime Stop Committee which was organized in December, 1966, and

WHEREAS, Mr. Stewart has resigned as Chairman of the Modesto Citizens' Operation Crime Stop Committee, and

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

NOW, THEREFORE, BE IT 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 Stewart 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 2nd day of June, 1969, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-477

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF THE REVEREND R. TRUMAN NORTHUP FROM THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY

WHEREAS, Reverend R. Truman Northup was appointed a member of the Mayor's Council on Youth Opportunity on May 13, 1968, and

WHEREAS, Reverend Northup has tendered his resignation from the Mayor's Council on Youth Opportunity, and

WHEREAS, Rev. Northup 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 Reverend R. Truman Northup from the Mayor's Council on Youth Opportunity be, and hereby is accepted with regret;

BE IT FURTHER RESOLVED that the Council of the City of Modesto, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Reverend R. Truman Northup 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 2nd day of June, 1969, 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. 69-478

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING AND INSTALLING A POLICE RADIO COMMUNICATIONS SYSTEM

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

SECTION 1. The ~~plans and~~ specifications for furnishing and installing a police radio communications system,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 17, 1969 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 June, 19 69, 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. 69-479

A RESOLUTION ACCEPTING THE BID OF UTILITY BODY COMPANY TO FURNISH A 52-FOOT AERIAL TOWER AND BODY

WHEREAS, Resolution No. 69-374 , adopted by the Council of the City of Modesto on May 5, 1969 , approved the plans and specifications for the furnishing of a 52-foot aerial tower and body and installing on City furnished truck chassis, and authorized the calling for bids, and

WHEREAS, the bids received for the 52-foot aerial tower and body and installation were opened at 2:00 P.M. on May 27, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Utility Body Company, Berkeley, California, in the amount of \$14,328 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Utility Body Company, Berkeley, California, in the amount of \$14,328 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1969 , 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. 69-480

A RESOLUTION ACCEPTING THE BID OF PARAMOUNT EQUIPMENT RENTAL AND SALES, INC., COMPTON, CALIFORNIA, TO FURNISH ONE NEW STREET FLUSHER

WHEREAS, Resolution No. 69-398 , adopted by the Council of the City of Modesto on May 12, 1969 , approved the ~~plans and~~ specifications for the furnishing of a 1500-Gallon Street Flusher, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one new street flusher were opened at 2:15 P.M. on May 27, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Paramount Equipment Rental and Sales, Inc., Compton, California, in the amount of \$4,250.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Paramount Equipment Rental and Sales, Inc., Compton, California, in the amount of \$4,250.00 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 June, 1969 , 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. 69-481

A RESOLUTION ACCEPTING THE BID OF MODESTO INDUSTRIAL ELECTRICAL CO.
TO FURNISH ANNUAL SUPPLY OF LAMPS BEGINNING JULY 1, 1969

WHEREAS, Resolution No. 69-341 , adopted by the Council of the
City of Modesto on April 28, 1969 , approved the plans and
specifications for the furnishing of annual supply of lamps beginning
July 1, 1969,
and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of annual supply of
lamps beginning July 1, 1969
were opened at 2:00 P.M. on May 20, 1969, and later tabulated by the
Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that
the bid of Modesto Industrial Electrical Co. at an estimated cost of
\$5,800
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Modesto Industrial Electrical Co. at an estimated cost of
\$5,800
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 2nd day of June,
1969 , 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. 69-482

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR INSTALLATION OF IMPROVEMENTS AT MODESTO SENIOR CITIZENS CENTER

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

SECTION 1. The plans and specifications for installation of improvements at Modesto Senior Citizens Center,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 17, 1969, 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 June 19 69, 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. 69-483

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN COFFEE, FAIRMONT, ELDENA AND CROWS LANDING ROADS

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, Fairmont, Eldena and Crows Landing Roads,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 17, 1969 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 2nd day of June, 19 69, 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. 69-484

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL CO. FOR THE
INSTALLATION OF SUBDIVISION TYPE LIGHTING MODERNIZATION, STAGE II

WHEREAS, Resolution No. 69-366 , adopted by the Council of the
City of Modesto on May 5, 1969 , approved the plans and
specifications for the installation of subdivision type lighting
modernization, Stage II,
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of subdivision type
lighting modernization, Stage II,
were opened at 10:00 A.M. on May 27, 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 Industrial Electrical Co. in the amount of \$123,680.82

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Industrial Electrical Co. in the amount of \$123,680.82

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

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 2nd day of June,
1969 , 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. 69-485

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR GRADING AT MOOSE PARK IN THE CITY OF MODESTO

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

SECTION 1. The plans and specifications for grading at 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 June 17, 1969 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 2nd day of June, 19 69, 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. 69-486

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR GRADING AT SHERWOOD PARK IN THE CITY OF MODESTO

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

SECTION 1. The plans and specifications for grading at Sherwood 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 June 17, 1969 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 2nd day of June, 19 69, 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. 69-487

A RESOLUTION APPROVING A DEVELOPMENT
PLAN FOR PREZONED PLANNED DEVELOPMENT
ZONE, P-PD(62). (LANCE E. ELLIS)

WHEREAS, a verified application for an amendment to Section 23-3-9 of the Zoning Map was filed by Lance E. Ellis on December 15, 1968, requesting rezoning to Multiple-Family Residential Zone, R-3, the following described property:

All that portion of the southwest quarter of Section 23, Township 3 South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Commencing at the northwest quarter corner of the southwest quarter of said Section 23; thence North $89^{\circ} 59'$ East along the east-west quarter section line of said Section 23 a distance of 16.50 feet to the point of beginning; thence continuing North $89^{\circ} 59'$ East along said east-west quarter section line a distance of 352.60 feet; thence South $20^{\circ} 01'$ East a distance of 160.77 feet; thence in a southwesterly direction along a curve concave to the southeast thru a central angle of $28^{\circ} 42' 28''$, having a radius of 260.00 feet, a curve length of 125.26 feet to a point of reverse curvature; thence in a westerly direction along a curve concave to the northwest thru a central angle of $48^{\circ} 42' 28''$, having a radius of 250.00 feet, a curve distance of 212.53 feet; thence South $89^{\circ} 59'$ West a distance of 113.50 feet; thence North $0^{\circ} 45'$ West parallel to and 16.50 feet distant easterly at right angles from the west line of the aforementioned Section 23 a distance of 306.07 feet to the point of beginning.

Containing: 2.345 acres gross.

and

WHEREAS, a public hearing was held on March 18, 1969, and continued to April 15, 1969, at which time the Planning Commission expressed its desire to hear the applicant's proposal based on a Planned Development Zone for the construction of an apartment building complex on the above described property, and

WHEREAS, said public hearing was continued to May 6, 1969, and

WHEREAS, the application filed by Lance E. Ellis on December 15, 1968, was amended to request Planned Development rezoning, and

WHEREAS, said amended application was heard by the Planning Commission on May 6, 1969, after which it was found and determined that rezoning of the property as requested in the amended application is required by 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 the Multiple-Family Zone.

2. The multiple residential development as set forth in this Planned Development Zone meets the established criteria for medium density multiple residential development established by the Planning Commission.

3. The proposed residential development will help to promote a mixture of housing types in accordance with the general plan.

WHEREAS, after a public hearing held on June 2, 1969, 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. 967 -C. S. on the 2nd day of June, 1969, rezoning the above-described property to Planned Development Zone, P-PD(62).

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(62), is hereby approved in accordance with the plan titled "Plot Plan, Proposed P-D Zone, 2-Story, Multiple Family Development for Lance E. Ellis", dated April 28, 1969, 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:

1. That all development be in accordance with the plan titled "Plot Plan, Proposed P-D Zone, 2-Story, Multiple-Family Development for Lance E. Ellis", dated April 28, 1969, 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 the provisions of Section 10-2.1807 of the Modesto Municipal Code. The drainage facilities for the parking area 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 the Planning Director. Planting shall be done 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 prior to the issuance of a building permit, a subdivision map including the subject property shall be approved and recorded in accordance with Chapter 4 of Title IV of the Modesto Municipal Code.

6. That with the exception of the maximum number of dwelling units permitted on the lot, and the physical layout which is specified on the plot plan, all development shall be subject to the provisions of the Multiple-Family Residential, R-3, Zone section of the Municipal Code.

7. That two (2) fire hydrants shall be installed as indicated on the plot plan as a part of the construction of the Planned Development in accordance with the requirements of the Fire Marshal.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Prezoned Planned Development Zone, P-PD(62):

The entire construction program be accomplished in one phase, construction to begin on or before May 31, 1972, and to be completed by May 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(62) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 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, 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: Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION: [Signature]
Planning Department

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (135 East Granger, a portion
of Block 1237, Reba H. Sargent)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Granger Avenue, Block 1237

_____, and
WHEREAS, the Council, did, on May 19, 1969, 19____, adopt its Resolution No. 69-423, 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 June, 1969, at 4:45 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. 69-423, 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. 69-423 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 June, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WESTERN WAY AT
1416 WESTERN WAY, LOTS 22 THROUGH 26, BLOCK 336
O.M. SEPULVEDA)

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 Western Way, Block 336

_____, and
WHEREAS, the Council, did, on May 19, 1969, 19____, adopt its Resolution No. 69-424, 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 June, 1969, at #: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. 69-424, 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. 69-424 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 2nd day of June, 19 69, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON PARRY AVE. AT
2405 MILLER AVE., LOT 24, BLOCK 2225, D. HAMMONS)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Parry Avenue, Block 2225

_____, and
WHEREAS, the Council, did, on May 19, 1969, adopt its Resolution No. 69-425, 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 June, 1969, at 4:45 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. 69-425, 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. 69-425 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 2nd day of June, 19 69, 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, Vice Mayor Mitchell
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mayor Davies

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

(SEAL)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON PARRY AVE. AT
2408 MILLER AVE., LOT 1, BLK 2224 - Mrs. Ernest Bewley)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Parry Ave., Block 2224

_____, and
WHEREAS, the Council, did, on May 19, 19 69, adopt its Resolution No. 69-426, 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 xxxxx 2nd day of June, 19 69, at 4:45 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. 69-426, 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. 69-426 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 June, 1969, 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,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Mayor Davies

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

(SEAL)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON EAST ORANGEBURG
AND McHENRY AVENUES AT 1340 McHENRY AVE., A PORTION
OF BLOCK 1133 - Pep Modesto Corp.)

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 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 E. Orangeburg and McHenry Aves., Block 1133, and

WHEREAS, the Council, did, on May 19, 1969, adopt its Resolution No. 69-427, 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 June, 1969, at 4:45 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. 69-427, 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. 69-427 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 June, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON SIERRA DRIVE AT
315 SIXTH STREET, LOTS 5 THROUGH 11 AND A PORTION OF
29, BLOCK W - Mr. Floyd Seigler)

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 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 Sierra Drive, Block W

_____, and
WHEREAS, the Council, did, on May 19, 19 69,
adopt its Resolution No. 69-428, 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 MX June, 19 69, at 4:45 o'clock P.M., in
~~19th~~ 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. 69-428, 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. 69-428 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 June, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-493

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. LOTS 28 and 29, Block
311 - John McClain)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Merced Ave., Block 311, and

WHEREAS, the Council, did, on May 19, 1969, adopt its Resolution No. 69-429, 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 June, 1969, at 4:45 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. 69-428, 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. 69-429 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 June, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-494

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB, GUTTER AND SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (On Stoddard at 318
Magnolia Ave., Lots 1 & 2, Block 547 - Joie M. Bunker)

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, 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 in front of the properties constituting more than fifty per cent (50%) of the street frontage along Stoddard Ave., Block 547

_____, and
WHEREAS, the Council, did, on May 19, 1969, adopt its Resolution No 69-430, 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 2nd day of June, 1969, at 4:45 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. 69-430, 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. 69-430 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California.

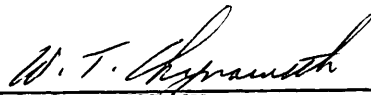
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-495

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (LOTS 26 and 27,
Block 311, Ordill E. Takkett)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Merced Ave., Block 311

_____ , and
WHEREAS, the Council, did, on May 19, 19 69, adopt its Resolution No. 69-431, 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 June, 19 69, at 4:45 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. 69-431, 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. 69-431 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 June, 1969, 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, Vice Mayor Mitchell
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Mayor Davies

ATTEST:

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

(SEAL)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (Lots 5 & 6, Block 309 ,
Joe Mineni, Jr.)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Merced Ave., Block 309

_____, and
WHEREAS, the Council, did, on May 19, 1969, adopt its Resolution No. 69-432, 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 June, 1969, at 4:45 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. 69-432, 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. 69-432 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 June, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

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

(SEAL)

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 LUCERN AT 601 EL CAJON AVE., LOT 4, BLOCK 607, Joe Nicolodi)

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 13, 1969, adopt its Resolution No. 69-31, 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 2, 1969, at 4:50 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 \$264.83.

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 \$264.83 Dollars,

be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lot 4, Block 607, of MELROSE TRACT as per map filed May 28, 1940 in Volume 11 of Maps, Page 75, 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 2nd day of June, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by

Councilman NEBOON, 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 _____
Public Works Department

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 2, portion of Lot 3, Block 340, Erwin)

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 December 9, 1968, adopt its Resolution No. 68-1130, 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 2, 1969, at 4:50 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 \$133.52

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 \$133.52 Dollars,

be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lot 2 and the east one-half of Lot 3, Block 340, 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 2nd day of June, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by

(Regular)

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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-499

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 5 and 6, Block 340, Forster)

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 December 9, 1968, adopt its Resolution No. 68-1129, 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 2, 1969, at 4:50 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 \$182.14.

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

amount of \$182.14 Dollars,
be assessed as a lien against the parcel(s) of property fronting upon the
work so constructed, to wit,

Lots 5 and 6, Block 340, 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 2nd day
of June, 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, 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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-500

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 19 and 20, Block 336, at 438 Alturas Ave., Raymond Ybarra, 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 curband gutter may be required, and

WHEREAS, the Council, did, on January 20, 1969, adopt its Resolution No. 69-49, 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 2, 1969, at 4:50 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 \$229.99

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 \$229.99 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lots 19 and 20, Block 336 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 2nd day of June, 19 69 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,
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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-501

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 23, 24 and 25, Block 312, Charles E. Erickson)

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 November 25, 1968, adopt its Resolution No. 68-1067, 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 2, 1969, at 4:50 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 \$337.54.

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 \$337.54 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lots 23, 24 and 25, Block 312, 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 2nd day of June, 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, 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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-502

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 Sierra Drive at 704-706 Sierra and 102 Sunset Ave., Lots 41, 42, 43, 44, Block 326 (Edwin W. Ferrel)

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 13, 1969, adopt its Resolution No. 69-32, 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 2, 1969, at 4:50 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 \$457.40.

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 \$457.40 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lots 41, 43, 43 and 44, Block 326 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 2nd day of June, 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, 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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-503

A RESOLUTION ESTABLISHING MUNICIPAL OFF-STREET PARKING LOTS IN THE CITY OF MODESTO, PROVIDING FOR CONTROL THEREON, AND RESCINDING RESOLUTION NO. 67-968.

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 SearsRoebuck 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-10 8th Street between I and K Streets
- (2) PTL-20 10th Street between G and H Street
parking lot (Old City Hall)
- (3) PTL-23 10th Street between G and H Street parking
lot (Brack-Griffin)

(b) Vehicular parking on said municipal off-street parking lots, PTL-10, 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.

(d) The rate of twenty (20¢) cents per day or fraction thereof is hereby established for said parking ticket lot PTL-10.

SECTION 4. FREE LOTS. The following municipal off-street parking lots shall be free lots:

- (a) PL-13 15th Street parking lot
- (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. 67-968 is hereby rescinded.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1969, 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:

(Seal)

APPROVED AS TO FORM:


W. T. Chynoweth, City Clerk


Elwyn I. Johnson, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-505

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS - ANNUAL RECREATION AGREEMENT FOR THE FISCAL YEAR 1968-69 (Allocation and transfer to City of \$16,265.81 for Community Recreation)

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 annual recreation (fiscal year 1968-69) - allocation and transfer to City of \$16,265.81 for community recreation,

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June , 1969, 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. 69-~~42~~ 506

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MELVIN WORLEY AND JOSIE LEE WORLEY FOR SEWER SERVICE TO PROPERTY AT 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 and Josie Lee Worley for sewer service to property at 1328 East Orangeburg Ave. (located on the South side of E. Orangeburg Ave. east of 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 2nd day of June , 1969, 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. 69- 507

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

WHEREAS, Thomas Zoslocki and Wylma I. Zoslocki, husband and
wife,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 5.467 acres, known as the
Westwood Manor No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 18th day of June,
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 Westwood 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 Westwood 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 One Thousand, One Hundred Eight
and 95/100ths (\$1,108.95) 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-two Thousand, Nine Hundred and no/100ths (\$22,900.00) 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 2nd day of June, 1969, 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. 69-508

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 13-3-8 OF THE ZONING MAP (McKeon Const. Co.)

WHEREAS, the Modesto City Planning Commission held a public hearing on May 20, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 13-3-8 of the zoning map to re-classify from One-Family Residential Zone, R-1, to Planned Development Zone, P-D, (63)

the following described property:

The north one-half of the Southeast one-quarter of the Northeast one-quarter of Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and Lot 29 of Walter Heights subdivision and according to the Official Map thereof recorded in Volume 20 of Maps at Page 50, Stanislaus County Records; and

~~xxx~~

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-71 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 13-3-8 of the Zoning Map be set for June 23, 1969 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 2nd day of June, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH

City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-509

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,100 TO PROVIDE FUNDS FOR RE-ROOFING OF HANGARS NOS. 1 AND 2

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

AIRPORT FUND (230)

FROM:	Airport - Aircraft Hangar 60 x 60	(6530-46)	\$4,100
TO:	Airport - M & R, Buildings & Grounds	(224-46)	\$4,100

This amount is needed to re-roof Aircraft Hangars Nos. 1 & 2 at the Modesto City-County Airport. During the past winter these roofs leaked and are in need of repair.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of June, 1969, 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. 69-510

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$200,000 FOR
LIBRARY PROJECTS FOR THE BALANCE OF THE 1968-69 FISCAL YEAR

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM: Contingency Reserve (61) \$200,000.00
TO: New Library Building - Site Acquisition (6063-41) \$200,000.00

To appropriate money for Library projects for the balance of the
1968-69 fiscal year.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 2nd day of June, 1969,
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. 69-511

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN BRIGHTON-COFFEE-ORANGEBURG AVENUES

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 Brighton-Coffee-Orangeburg 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 June 24, 1969 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 9th day of June, 1969, 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. 69-512

A RESOLUTION ACCEPTING THE BID OF JORGENSEN AND COMPANY TO FURNISH A FIRE EXTINGUISHING SYSTEM TO BE MOUNTED ON A CITY TRUCK CHASSIS

WHEREAS, Resolution No. 69-415 , adopted by the Council of the City of Modesto on May 19, 1969 , approved the plans and specifications for the furnishing of a fire extinguishing system to be mounted on a City truck chassis, and authorized the calling for bids, and

WHEREAS, the bids received for the fire extinguishing system were opened at 2:00 P.M. on June 4, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Jorgensen and Company, Modesto, California, in the amount of \$12,938.30 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Jorgensen and Company, Modesto, California, in the amount of \$12,938.30 for furnishing a fire extinguishing system be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1969 , 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. 69-513

A RESOLUTION ACCEPTING THE CONSTRUCTION OF COMFORT STATION AND TERRACE AT MARSHALL PARK FROM CONTRACTOR, B. J. Rommel

WHEREAS, a report has been filed by the Director of Public Works that the construction of Comfort Station and Terrace at Marshall Park

has been completed by B. J. Rommel

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

NOW, THEREFORE, BE IT RESOLVED that the construction of Comfort Station and Terrace at Marshall 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 \$20,676.00 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 June, 1969, 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. 69-514

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ INSTALLATION OF WATER LINES
IN HIGHLAND MANOR NO. 4 SUBDIVISION FROM CONTRACTOR, INDUSTRIAL ELECTRICAL
COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ installation of water lines in
Highland Manor No. 4 Subdivision

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated October 28, 1968.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ installation
of water lines in Highland Manor No. 4 Subdivision
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 \$2,261.72
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 9th day of June,
1969, 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. 69-515

A RESOLUTION ACCEPTING THE CONSTRUCTION OF A VEHICULAR PARKING LOT ON THE WEST SIDE OF 11TH BETWEEN I AND J STREETS IN THE CITY OF MODESTO (WITH THE EXCEPTION OF INSTALLATION OF A DRINKING FOUNTAIN)

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of a vehicular parking lot on the west side of 11th between I and J Streets in the City of Modesto (with the exception of the installation of a drinking fountain) has been completed by George Reed, Inc., in accordance with the contract agreement dated January 13, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of a vehicular parking lot on the west side of 11th between I and J Streets in the City of Modesto be accepted from said contractor, George Reed, Inc., at such time as the installation of a drinking fountain has been completed to the satisfaction of the Director of Parking and Traffic and that Notice of Completion be filed with the Recorder of Stanislaus County when said drinking fountain has been satisfactorily installed, and that payment of amounts due in the amount of \$21,188.00 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 June, 1969, 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, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-516

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 714 THIRD STREET,
LOTS 23 AND 24, BLOCK 10 - Archie N. Bennett)

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 10, Third Street

_____, and
WHEREAS, the Council, did, on May 26, 1969,
adopt its Resolution No. 69-465, 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
9th day of June, 1969, 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. 69-465, 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. 69-465 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 9th day of June, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-517

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 115 MADERA AVENUE,
LOTS 11 AND 12, BLOCK 311 - Mrs. Mary Mello)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 311, Madera Avenue, and

WHEREAS, the Council, did, on May 26, 1969, adopt its Resolution No. 69-466, 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 9th day of June, 1969, 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. 69-466, 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. 69-466 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California.

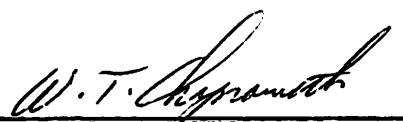
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-518

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON MADERA AT
201 MADERA AVENUE, LOTS 1 AND 2, BLOCK 312 -
Ted L. Brown)

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 Block 312, Madera Avenue

, and
WHEREAS, the Council, did, on May 26, 1969, adopt its Resolution No. 69-467, 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 9th day of June, 1969, 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. 69-467, 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. 69-467 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 9th day of June, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-519

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 1100 SYCAMORE AVENUE, LOTS 13, 14 AND 15, BLOCK 743 - \$782.92 - George Francis Damas)

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 ^{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 \$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 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 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 June, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-520

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FONNIE BARTHOLOMEW AND LOUETTA CLAIRE BARTHOLOMEW, HUSBAND AND WIFE, FOR ACQUISITION OF REAL PROPERTY FOR LIBRARY SITE (Parcel 121-7)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Fonnies Bartholomew and Louetta Claire Bartholomew, husband and wife, for acquisition of real property for library site (Parcel 121-7)

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June , 1969, 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. 69-521

A RESOLUTION AUTHORIZING DISMISSAL OF CONDEMNATION SUIT AGAINST FONNIE AND LOUETTA CLAIRE BARTHOLOMEW, AND RESCINDING RESOLUTION NO. 69-459

BE IT RESOLVED by the Council of the City of Modesto that the condemnation suit against Fonnie and Louetta Claire Bartholomew be, and it is hereby dismissed.

BE IT FURTHER RESOLVED that Resolution No. 69-459 authorizing the institution of condemnation proceedings to acquire certain real property in the City of Modesto to be used for a public library building and grounds, a municipal purpose, be, and it is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1969, 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. 69-522

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 COOLIDGE ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on June 2, 1969, 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 Coolidge 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 29, 1969, 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 Coolidge 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 9th day of June, 19⁶⁹~~68~~, 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. 69-523

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 (KAZMIR COURT ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on June 2, 1969, 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 (Kazmir Court 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 29, 1969, 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 Kazmir Court 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 9th day of June, 1969, 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. 69-524

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. (EL VISTA SCHOOL ADDITION)

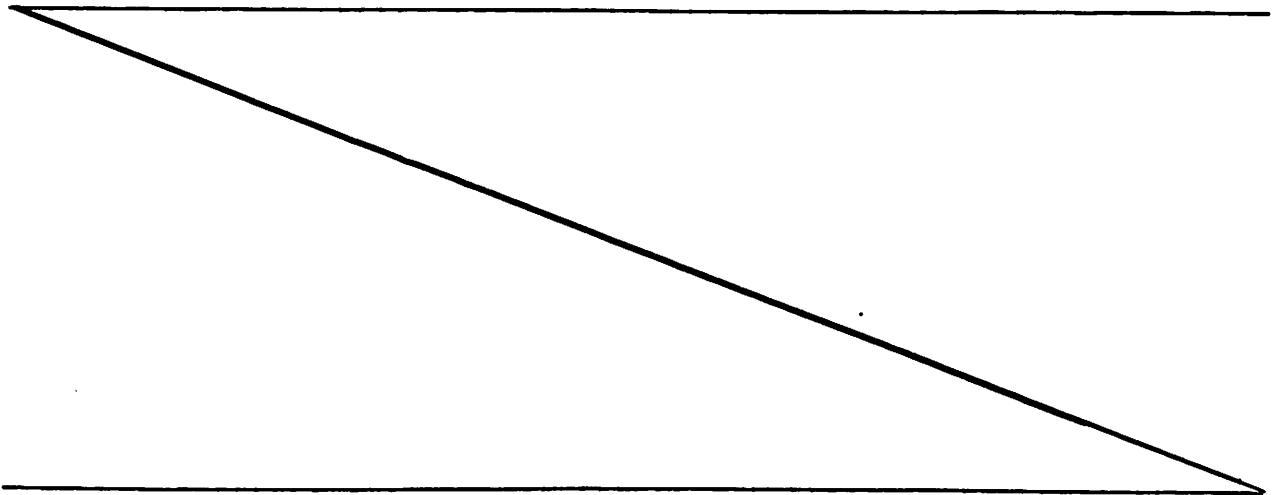
WHEREAS, there has been annexed to the City of Modesto on May 12, 1969, certain territory known as El Vista School Addition, and

WHEREAS, the inclusion of the area contained in El Vista School 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 El Vista 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 as follows:



EL VISTA SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 26 and 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northeastern corner of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, and a Southeastern corner of the MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 37564, Stanislaus County Records, said point being at the intersection of the Northerly extension of the Eastern line of a 20 foot alley in Block 2258 and the Northern line of a 60 foot public road known as Encina Avenue, said Northern line also being the Southern line of the Modesto Irrigation District Lateral Number 2; thence along the existing City Limits on an Eastern boundary of the Moran Addition (102) and across said Lateral Number 2, North 0° 35' 30" West, 75.00 feet, to a point on the Northern line of said Lateral Number 2; thence along the existing City Limits on a Southern boundary of the Moran Addition (102) and the Northern line of said Lateral Number 2, South 89° 46' East, 114.24 feet, to a Southeastern corner of the Moran Addition (102) and a Southwestern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point also being on the Western line of a public road known as El Vista Avenue; thence along the existing City Limits on the Southern boundary of said Addition (197) and the Northern line of Lateral Number 2, South 89° 46' East, 50.00 feet, to the Southeastern corner of said Addition (197), said point being on the section line common to Sections 26 and 27; thence leaving the existing City Limits and along said section line, said line also being the center line of El Vista Avenue, South 0° 36' East, 37.50 feet, to the quarter section corner common to Sections 26 and 27, said point also being on the center line of Lateral Number 2; thence along the North line of the Southwest quarter of Section 26 and the center line of said Lateral Number 2, South 89° 57' 35" East, 656.95 feet, to the Eastern line of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 26, said line being the center line of a 60 foot public road known as Colfax Avenue; thence along said center line of Colfax Avenue, South 0° 35' 25" East, 780.96 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North 89° 55' 40" West, 656.83 feet, to a point on the center line of an 80 foot public road known as El Vista Avenue; thence along said center line of El Vista Avenue, North 0° 36' West, 110.00 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North 89° 46' West, 164.33 feet, to a point on the Southerly extension of the Eastern line of a 20 foot alley in Block 2258 and a point on the Eastern boundary of the La Loma-Yosemite Addition (55); thence along the existing City Limits on the Eastern boundary of said Addition (55), North 0° 35' 30" West, 633.12 feet, to the point of beginning, containing 14.444 Acres, more or less.

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. 36.

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 28, 1969, 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 judgement 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. 36.

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 northeast corner of El Vista Avenue and Roble Avenue.
- (2) At the southwest corner of El Vista Avenue and Encina Avenue.
- (3) At the southwest corner of Colfax Avenue and Encina 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. 36, 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 9th day of June, 1969, 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. Roseford
Public Works Department
6-3-69

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 June 9, 1969, 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 Simon, and adopted by the following vote:

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

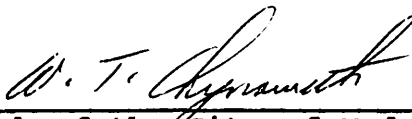
NOES: Councilmen: None

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: June 10, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-525

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 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on May 12, 19 69, certain territory known as Montclair Addition, and

WHEREAS, the inclusion of the area contained in Montclair 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 Montclair 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. 37.

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 28, 19 69, 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. 37.

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 Carver Road at the south boundary of the annexation;
- (2) On the east side of Carver Road at the north boundary of the annexation;
- (3) At the northeast corner of the annexation at the end 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. 37, 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 9th day of June, 1969, 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. Hayward*
Public Works Department
6-3-69

March 19, 1969
Revised March 24, 1969.

MONTCLAIR 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 Northwestern corner of the RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records, said point being on the South line of the North half of the South half of Section 7 and South 89° 11' 45" East, 20.01 feet from the center line of a public road known as Carver Road; thence along said South line of the North half of the South half of Section 7, North 89° 11' 45" West, 20.01 feet to the center line of Carver Road; thence along said center line of Carver Road, North 0° 52' West, 378.32 feet to the Northwestern corner of property conveyed to THE PROTESTANT EPISCOPAL BISHOP OF SAN JOAQUIN, as per Deed recorded August 22, 1963, as Instrument 32023, Stanislaus County Records; thence along the Northern line of said property and the Northern line of property conveyed to JOHN KLEMM, et al, by Deed recorded August 22, 1963, as Instrument 32021, Stanislaus County Records, South 89° 09' 44" East, 1546.10 feet to the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963 as Instrument 5121, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (150), South 1° 02' 40" East, 377.45 feet to the Southeast corner of the Northwest quarter of the Southeast quarter of Section 7, said point being on the existing City Limits on the Northern line of the Renee Manor Addition (139); thence along the existing City Limits on the Northern line of said Addition (139), North 89° 11' 45" West, 1527.23 feet to the point of beginning, containing 13.411 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 June 9, 1969, 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 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: June 10, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-526

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1210 McHENRY AVENUE,
A PORTION OF BLOCK 1129 - Mr. Clarence Kay)

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 per cent (50%) of the street frontage of
Block 1129, McHenry 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:

Parcel Number 002-01-031-11-31-003 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 23rd day of June 19,69, at
8:10 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 June, 1969, 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 DESCRIPTION:

By R. A. Hasegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-527

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON OAKDALE ROAD AT
832 OAKDALE ROAD, A PORTION OF BLOCK 1404 -
MEA Land Company)

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 per cent (50%) of the street frontage of
Block 1404, Oakdale Road

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 002-01-033-21-01-003 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 23rd day of June 1969, at
8:10 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 June, 1969, 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 DESCRIPTION:

By R. A. Rosegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-528

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 13, BLOCK 2229,
AT 2047 Bellamy - Mr. Gordon Lee Ahart)

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 per cent (50%) of the street frontage of
Block 2229, Bellamy

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 002-01-502-33-35-001 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 23rd day of June 1969, at
8:10 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 June, 1969, 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 DESCRIPTION:

By R. A. Heaswood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-529

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON FORTUNA AVENUE
AT 337 FORTUNA AVENUE, LOT 1, BLOCK 2227 -
Mr. Kenneth L. Hickerson)

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 per cent (50%) of the street frontage of
Block 2227, Fortuna 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:

Parcel Number 002-01-502-25-32-001 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 23rd day of June 1969, at
8:10 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 June, 1969, 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 DESCRIPTION:

By R. A. Hasegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-530

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 419 PINE STREET,
LOT 5, BLOCK 4092 - Mr. Benjamin West)

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 per cent (50%) of the street frontage of
Pine Street, Block 4092

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 002-01-030-28-69-001 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 23rd day of June 1969, at
8:10 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 June, 1969, 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 DESCRIPTION:

By R. A. Rosewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-531

A RESOLUTION OF PETITION FOR PLANNING PRESCOTT-CARPENTER ROAD INTER-
CHANGE TO INCLUDE SEPARATION OF INTERCHANGE WITH SOUTHERN PACIFIC
COMPANY RIGHT-OF-WAY

WHEREAS, the completion of the Highway 99 Freeway (by-passing downtown Modesto) in June of 1965 included as a major feature the Prescott Road interchange which has resulted in development of the adjoining private properties to intense commercial uses with the attendant increases in traffic, and

WHEREAS, the cooperative improvement of Briggsmore-Northern Expressway between its terminus at Highway 99 Freeway and State Highway 108 (McHenry Avenue) and in the near future its easterly extension to Claus Road by the City of Modesto and County of Stanislaus, has generated additional traffic at the Prescott-Carpenter Road interchange, and

WHEREAS, the improvement of Orangeburg Avenue between Coffee Road and Highway 99 Freeway has directed traffic towards the Prescott-Carpenter Road interchange, and

WHEREAS, the continuing improvement of Carpenter Road (an FAS route) and passing through the West Modesto urban area to its current intersection at Blue Gum Road, and its anticipated extension to Highway 99 Freeway, will generate even greater traffic volumes at the Prescott-Carpenter Road interchange, and

WHEREAS, the State Division of Highways recognizes the need to widen and improve the Highway 99 Freeway between Highway 132 in Modesto and the Salida-Highway 99 Freeway Bypass (soon to be under construction), and

WHEREAS, to safely accommodate the ever-increasing volumes of traffic and at the same time provide adequate traffic service to the adjoining City and County arterials, the construction of a grade separation on both Carpenter Road and Prescott Road over the Southern Pacific Railroad tracks (which in itself is the primary rail transport system through the San Joaquin Valley), is required.

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto does hereby petition the California State Division of Highways to commence the planning for a modern freeway interchange on Highway 99 at Prescott-Carpenter Road and include as a principle feature, the separation of Prescott-Carpenter Road with the Southern Pacific Railroad tracks.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 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
W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-532

A RESOLUTION ACCEPTING WITH DEEP APPRECIATION AN OIL PAINTING
FROM THE MODESTO CITY SCHOOLS INTER-HI-COUNCIL

WHEREAS, the Modesto City Schools Inter-Hi-Council has presented the City of Modesto an oil painting to be hung in the new library, and

WHEREAS, this painting is especially suited for display in a library as the artist, Gene Miller, has depicted an elderly man reading a book.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the gift of an oil painting for display in the new library is hereby accepted with deep appreciation.

BE IT FURTHER RESOLVED that this Council commends the artist, Gene Miller, and the members of the Modesto City Schools Inter-Hi-Council for their thoughtfulness in helping to enrich the lives of all who will visit the library.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of June, 1969, 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. 69-533

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO SEARS, ROEBUCK AND CO. TO INSTALL SLOPING CONCRETE RAMPS INTO ALLEY AT 1100 TENTH STREET

WHEREAS, Sears, Roebuck and Co. has filed a request with the Council of the City of Modesto for an encroachment permit to install a sloping concrete ramp at two locations at the Sears and Roebuck retail establishment and warehouse at 1110 Tenth Street; and

WHEREAS, it is proposed to install two sloping concrete ramps extending 51 inches into the alley at two locations, one in front of the alley entrance to the store and the second in front of the warehouse entrance; and

WHEREAS, the Modesto Municipal Code prohibits the installation of encroachments upon, over, or under the public right of way without a permit from the City of Modesto; and

WHEREAS, the Director of Public Works in a memorandum dated June 16, 1969 has recommended that the Council issue a revocable encroachment permit for the installation of the ramps on the basis that the ramps are desirable, will not create a hazard, and should prevent the kind of accidents which have been experienced.

NOW, THEREFORE, BE IT HEREBY 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 the installation of two sloping concrete ramps extending 51 inches into the alley at two locations, one in front of the alley entrance to the store located at 1110 10th Street, and the second in front of the warehouse alley entrance: .

2. Permittee shall provide and keep in force during the life of the permit a policy of public liability and property damage insurance in the amounts specified in Section 7-1.109 of the Municipal Code.

3. A certificate of insurance evidencing the insurance shall be filed with the 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 June, 1969 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. 69-534

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC. FOR RESURFACING OF VARIOUS CITY STREETS AND COMMUNITY SERVICE CENTER AND SENIOR CITIZENS CENTER PARKING LOTS

WHEREAS, Resolution No. 69-414 , adopted by the Council of the City of Modesto on May 19, 1969 , approved the plans and specifications for the resurfacing of various city streets and the parking lots at the Senior Citizens and Community Service Centers, and authorized the calling for bids, and

WHEREAS, the bids received for the resurfacing of various city streets and the parking lots at the Senior Citizens and Community Service Centers were opened at 10:00 A.M. on June 3, 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 George Reed, Inc. in the amount of \$27,506.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc. in the amount of \$27,506.00

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 June, 1969 , 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. 69-535

BALANCE OF
A RESOLUTION ACCEPTING THE/CONSTRUCTION OF WASTEWATER PUMPING AND TREATMENT
WORKS ENLARGEMENTS, SEWERAGE WORKS IMPROVEMENTS PROJECT UNIT NO. 1
(Change Orders Nos. 10, 11, 12)

WHEREAS, a report has been filed by the Director of Public Works
balance of
that the/construction of Wastewater Pumping and Treatment
Works Enlargements, Sewerage Works Improvements Project Unit No. 1
(Change Orders Nos. 10, 11, 12)

has been completed by George R. Osborn Construction Co.

in accordance with the contract agreement dated November 21, 1967.

balance of
NOW, THEREFORE, BE IT RESOLVED that the/construction of Wastewater
Pumping and Treatment Works Enlargements, Sewerage Works Improvements
Project Unit No. 1

be accepted from said contractor, George R. Osborn Construction Co.,

that Notice of Completion be filed with the Recorder of Stanislaus

County and that payment of amounts due in the amount of \$3,566.10
(Change Orders Nos. 10, 11, 12)

/ 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 June,
1969, 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. 69-536

A RESOLUTION ACCEPTING THE CONSTRUCTION OF NORTH TRUNK SEWER, SEWERAGE WORKS IMPROVEMENT PROJECT UNIT NO. 7

WHEREAS, a report has been filed by the Director of Public Works that the construction of North Trunk Sewer, Sewerage Works Improvement Project Unit No. 7,

has been completed by Stockton Construction Co., Inc.,

in accordance with the contract agreement dated April 23, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of North Trunk Sewer, Sewerage Works Improvement Project Unit No. 7, be accepted from said contractor, Stockton Construction Co., Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$472,449.35. 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 June, 1969, 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. 69-537

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ CONTRACT AS COMPLETE FOR
THE FURNISHING OF ONE DESANDING UNIT FOR PUMP STATION NO. 33

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ contract for the furnishing
of one desanding unit for Pump Station No. 33

has been completed by John T. Minahan Company, contractor,

in accordance with the contract agreement dated August 23, 1967.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract
as complete for the furnishing of one desanding unit for Pump Station No. 33
be accepted from said contractor, John T. Minahan Company,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$3,143.40
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 16th day of June,
1969, 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. 69-538

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUB-TRUNK SEWER, WOODROW TO STANDIFORD, FROM CONTRACTOR, EVATT BUILDING MATERIALS, INC.

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Sub-Trunk Sewer, Woodrow to
Standiford,

has been completed by Evatt Building Materials, Inc.

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

NOW, THEREFORE, BE IT RESOLVED that the construction of Sub-Trunk
Sewer, Woodrow to Standiford,

be accepted from said contractor, Evatt Building Materials, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$21,490.40
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 16th day of June,
1969, 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. 69-539

A RESOLUTION ACCEPTING THE BID OF THE FLINTKOTE COMPANY, DBA STANDARD MATERIALS COMPANY, FOR THE IMPROVEMENT OF COFFEE ROAD FROM BRIGGSMORE AVENUE TO ATHENS AVENUE

WHEREAS, Resolution No. 69-448 , adopted by the Council of the City of Modesto on May 26, 1969 , approved the plans and specifications for the improvement of Coffee Road from Briggsmore Ave. to Athens Ave.

and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Coffee Road from Briggsmore Avenue to Athens Avenue were opened at 10:25 A.M. on June 10, 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 The Flintkote Company, DBA Standard Materials Company, for the improvement of Coffee Road from Briggsmore Avenue to Athens Avenue in the amount of \$62,987.00 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, DBA Standard Materials Company, in the amount of \$62,987.00 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 June, 1969 , 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. 69-540

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS TO SHARE IN THE CONSTRUCTION OF THE IMPROVEMENT OF WOODROW AVENUE FROM TULLY ROAD TO McHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the County of Stanislaus to share in the costs of construction of the improvement of ~~for~~ Woodrow Avenue from Tully Road to McHenry Avenue,

be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June , 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. 69-541

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE IMPROVEMENT OF WOODROW AVENUE FROM TULLY ROAD TO McHENRY AVENUE

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

SECTION 1. The plans and specifications for the improvement of Woodrow Avenue from Tully Road to McHenry Avenue,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 1, 1969 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 June, 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. 69-542

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER LINES IN GRANTLAND MANOR

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-446 , on May 26, 1969 , approving the plans and specifications for installation of water lines in Grantland Manor,

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on or before the 10th day of June, 1969 , and

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 Electrical Co. , in the sum of \$9,176.00, and

WHEREAS, the Director of Public Works estimates that the cost of such work may be performed by city forces for the sum of \$6,751.00, thus effecting a savings to the taxpayers of approximately \$2,425.00 , 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 16th day of June 1969, ~~1964~~, 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:



City Clerk

W. T. CHYNOWETH

MODESTO CITY COUNCIL
RESOLUTION NO. 69-543

A RESOLUTION ACCEPTING THE BID OF I. & B. PAYNE, EXETER, CALIFORNIA, FOR CONSTRUCTION OF SUBTRUNK SEWER IN TRASK-MILLER-HADDON AVENUES, and WAIVING MINOR IRREGULARITY IN THE NAME OF THE SUBCONTRACTOR

WHEREAS, Resolution No. 69-444 , adopted by the Council of the City of Modesto on May 26, 1969 , approved the plans and specifications for the construction of subtrunk sewer in Trask-Miller-Haddon Avenues in the City of Modesto, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of subtrunk sewer in Trask-Miller-Haddon Avenues in the City of Modesto were opened at 10:00 A.M. on June 10, 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 I. & B. Payne, Exeter, California, for construction of subtrunk sewer in Trask-Miller-Haddon Avenues in the City of Modesto in the amount of \$53,538.33, waiving minor irregularity in the name of the subcontractor, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of I. & B. Payne, Exeter, California, for construction of subtrunk sewer in Trask-Miller-Haddon Avenues in the City of Modesto in the amount of \$53,538.33 (waiving minor irregularity in the name of the subcontractor) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 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. 69-544

A RESOLUTION ACCEPTING THE CONSTRUCTION OF GRADING AND DRAINAGE FACILITIES
AT DAVIS PARK FROM CONTRACTOR, ELRICH CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Grading & Drainage Facilities
at Davis Park

has been completed by Elrich Construction Company

in accordance with the contract agreement dated February 3, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Grading &
Drainage Facilities at Davis 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 \$42,325.00
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 16th day of June,
1969, 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. 69- 545

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. 69-68 has recommended to the Council that the "Standard Specifications for Subdivision Improvements" be amended to provide for a 100-foot right-of-way for major streets as shown on the sheet titled "Typical Sections of City Streets", dated May 5, 1969, which is on file in the office of the Director of Public Works and the office of the Director of Planning, and

WHEREAS, the proposed amendment was set for public hearing before the City Council on June 16, 1969, at 4:25 P. M., and

WHEREAS, the Council heard the matter at said time and place and determined that the proposed change was desirable,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the "Standard Specifications for Subdivision Improvements" be amended to provide for a 100-foot right-of-way for major streets as shown on the sheet titled "Typical Sections of City Streets", dated May 5, 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 16th day of June, 1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-546

A RESOLUTION GRANTING A REVOCABLE PARKING PERMIT TO STANISLAUS
NATIONAL COUNCIL OF SENIOR CITIZENS, INC., PROJECT FIND

WHEREAS, the Director of Project FIND of the Stanislaus National Council of Senior Citizens, Inc., has reported that Project FIND has received two used automobiles from the Federal Government for use in the Senior Citizens Program, and

WHEREAS, the Director of said Project FIND has requested free parking in one of the City parking lots for these automobiles.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that permission to park the two above-mentioned automobiles in Parking Lot No. 2 (on 9th Street between I and J Streets) is hereby given with the understanding that the City of Modesto is not responsible for fire, theft, damage to or loss of contents, or loss or damage to the automobiles or any article left therein and with the further understanding that only a license to park two automobiles is given and no bailment is created.

BE IT FURTHER RESOLVED that the license granted by this resolution may be amended or withdrawn by the Council at any time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of June, 1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-547

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON 4TH AND J STREETS AT
927 - 4TH STREET AND 312-314 J STREET, LOTS 1, 2 AND 3,
BLOCK 8 - Mr. Leopold Prescott)

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 per cent (50%) of the street frontage of
4th Street and J Street, Block 8

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 002-01-500-34-73-001 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 7th day of July 1969, 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 16th
day of June, 1969, 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 DESCRIPTION:

By R. A. Rosegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-548

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 2026 JOAQUIN AVE.,
PORTIONS OF LOTS 32 AND 33, BLOCK 6800 - Homer S. Looney)

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 per cent (50%) of the street frontage of
Joaquin Avenue, Block 6800

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 002-07-59-19-16-001 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 7th day of July 1969, 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 16th
day of June, 1969, 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 DESCRIPTION:

By R. A. Hargood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-549

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON JOAQUIN AVENUE AT
701 BRIGGSMORE AVENUE, LOT 50, BLOCK 6800 -
Mrs. Alice M. Cordon)

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 per cent (50%) of the street frontage of
Joaquin Avenue, Block 6800

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 002-07-59-19-32-001 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 7th day of July 1969, 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 16th
day of June, 1969, 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 DESCRIPTION:

By R. A. Roseford
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-550

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1913 JOAQUIN AVE.,
PORTIONS OF LOTS 16 AND 17, BLOCK 6713 - O. R. Heilesen)

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 per cent (50%) of the street frontage of
Joaquin Ave., Block 6713

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 002-07-59-19-11-001 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 7th day of July 1969, 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 16th
day of June, 1969, 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: Newton, Dixon, Mitchell, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-551

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

STREETS IN THE CITY OF MODESTO. (ON STODDARD AT
402 ELMWOOD AVE., LOTS 14 AND 15, BLOCK 553 -
Manuel M. Acosta)

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 per cent (50%) of the street frontage of
Stoddard, Block 553

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 002-01-110-03-72-001 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 7th day of July 1969, 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 16th
day of June, 1969, 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 DESCRIPTION:

By R. A. Herzog
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-552

A RESOLUTION ACCEPTING IMPROVEMENTS IN LORENZEN PARK NO. 4 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF
STATUTORY LIEN PERIOD

WHEREAS, Charles M. Gargotto and Alta M. Gargotto, subdividers of Lorenzen Park No. 4 Subdivision, have filed a subdivision performance bond in the amount of \$17,800 to guarantee improvements in Lorenzen Park No. 4 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated June 9, 1969 has stated that all work required by the subdivision agreement for Lorenzen Park No. 4 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 \$17,800 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 Lorenzen Park No. 4 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 Lorenzen Park No. 4 Subdivision;
3. That the City Clerk be, and he is hereby authorized to release the subdivision performance bond in the amount of \$17,800 filed by Charles M. Gargotto and Alta M. Gargotto to guarantee certain improvements in Lorenzen Park No. 4 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 June, 1969, 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 69-553

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
E & J GALLO WINERY FOR HANGAR AT MODESTO CITY-COUNTY AIRPORT
(Effective July 1, 1969)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
lease
that the/agreement between the City of Modesto and E. & J. Gallo
Winery

for hangar at Modesto City-County Airport (effective July 1, 1969)
at a rental rate of \$126 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.

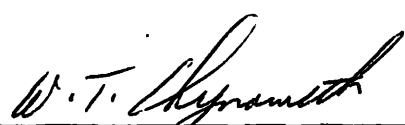
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 16th day of
June , 1969, by Councilman Smith , who moved
its adoption, which motion being duly seconded by Councilman Robinson
was upon roll call carried and the resolution adopted by the following
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. 69-554

A RESOLUTION OPPOSING PROPOSED CONSTRUCTION OF ANTENNA ON THE CORNER OF YOSEMITE BOULEVARD AND WHITE AVENUE, EMPIRE, CALIFORNIA

WHEREAS, American Transit Mix, Inc., is proposing to erect a 100-foot tower with a 20-foot top mounted antenna on the corner of Yosemite Boulevard and White Avenue, Empire, Stanislaus County, California, and

WHEREAS, this antenna would exceed a standard of Subpart C, Part 77 of the Federal Aviation Regulations.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the construction of a 100-foot tower with a 20-foot top mounted antenna on the corner of Yosemite Boulevard and White Avenue be opposed because of the effect said construction would have on operating minimums 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 16th day of June, 1969, 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. 69-555

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF REVEREND
WILLIAM YAEGER AS CHAIRMAN AND MEMBER OF THE MAYOR'S COUNCIL
ON YOUTH OPPORTUNITY

WHEREAS, Reverend William Yaeger has served as a member
of the Mayor's Council on Youth Opportunity since its inception
May 13, 1968; and

WHEREAS, Reverend Yaeger has served as Chairman of the
group since July 1, 1968; and

WHEREAS, Reverend Yaeger has tendered his resignation
as Chairman and member of the Mayor's Council on Youth
Opportunity; and

WHEREAS, Reverend Yaeger 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 Reverend Yaeger from
the Mayor's Council on Youth Opportunity is hereby accepted
with regret.

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 Reverend Yaeger 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
23rd day of June, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-556

A RESOLUTION ACCEPTING THE BID OF BIBENS NURSERY COMPANY FOR INSTALLATION
OF IMPROVEMENTS AT MODESTO SENIOR CITIZENS CENTER

WHEREAS, Resolution No. 69-482 , adopted by the Council of the
City of Modesto on June 2, 1969 , approved the plans and
specifications for the installation of improvements at Modesto Senior
Citizens Center
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of improvements at
Modesto Senior Citizens Center
were opened at 10:00 A.M. June 17, 1969 and later tabulated by the
Parks and Recreation
~~Public Works~~ Department for the consideration of the Council, and

WHEREAS, the Parks and Recreation Department has recommended that
the bid of Bibens Nursery Company in the amount of \$10,811

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Bibens Nursery Company in the amount of \$10,811

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

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 23rd day of June
1969 , 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-557

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,000 FOR SENIOR
CITIZENS CENTER LANDSCAPING

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 (321)

FROM:	Graceada Park Tennis Courts 6305-31	\$3,000
TO:	Senior Citizens Center Landscaping 6300-31	\$3,000

(Additional funds needed for Senior Citizens Center Landscaping)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 23rd day of June, 1969
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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-558

A RESOLUTION AUTHORIZING THE PURCHASE OF DICTATION EQUIPMENT FROM INTERNATIONAL BUSINESS MACHINES CORPORATION AND AUTHORIZING WAIVER OF FORMAL BID PROCEDURE

WHEREAS, the Council has authorized the purchase of 15 portable dictating and two transcribing machines for the Police Department prior to June 30, 1969; and

WHEREAS, the Director of Finance in a memorandum to the City Manager dated June 19, 1969 has recommended that the Council authorize the purchase of the dictation equipment and transcribing machines from International Business Machines Corporation in the amount of \$7,533.75; and

WHEREAS, the Director of Finance has recommended that formal bid procedure required by Section 8-3-06 be waived.

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

1. Formal bid procedure required by Section 8-3.06 for the purchase of the equipment is hereby waived.
2. Purchase of 15 portable dictating and two transcribing machines in the amount of \$7,533.75 from International Business Machines Corporation 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 June 1969 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. 69-559

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF ELECTRIC SYSTEM AND LIGHTING AT DAVIS PARK

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

SECTION 1. The plans and specifications for installation of electric system and lighting at Davis Park

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 15, 1969 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.

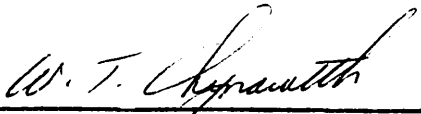
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June 19 69, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-560

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF RESTROOM BUILDING, CONCRETE BLOCK WALLS, CONCRETE PAVING, BLEACHERS AND BACKSTOP AT DAVIS PARK

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

SECTION 1. The plans and specifications for installation of restroom building, concrete block walls, concrete paving, bleachers and backstop at Davis Park

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 15, 1969 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 23rd day of June 19 69, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-561

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR UNIT NO. 1 DRYDEN GOLF COURSE PARKING LOT PAVING AND UNIT NO. 2 DEL WEBB FIELD PARKING LOT PAVING

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

SECTION 1. The plans and specifications for Unit No. 1 Dryden Golf Course parking lot paving and Unit No. 2 Del Webb Field parking lot paving copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 8, 1969 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 June 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-562

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR IMPROVEMENT OF BRIGHTON AVENUE FROM WYLIE DRIVE TO COFFEE ROAD

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

SECTION 1. The plans and specifications for improvement of Brighton Avenue from Wylie Drive to Coffee Road

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 8, 1969 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 June 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-563

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS CO. FOR SITE PREPARATION, GRADING AND DRAINAGE AT MOOSE PARK

WHEREAS, Resolution No. 69-485 , adopted by the Council of the City of Modesto on June ²~~17~~, 1969 , approved the plans and specifications for the site preparation, grading and drainage at Moose Park

and authorized the calling for bids, and

WHEREAS, the bids received for the site preparation, grading and drainage of Moose Park were opened at 10:20 A.M. June 17, 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 Standard Materials Co., in the amount of \$9,582

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Standard Materials Co., in the amount of \$9,582

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June 1969 , 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-564

A RESOLUTION ACCEPTING THE BID OF B. G. CONSTRUCTION CO. FOR SITE PREPARATION, GRADING AND DRAINAGE AT SHERWOOD PARK

WHEREAS, Resolution No. 69-486 , adopted by the Council of the City of Modesto on June 2, 1969 , approved the plans and specifications for the site preparation, grading, and drainage at Sherwood Park

and authorized the calling for bids, and

WHEREAS, the bids received for the site preparation, grading and drainage w

were opened at 10:15 A.M. June 17, 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 B. G. Construction Co. in the amount of \$14,516

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. G. Construction Co. in the amount of \$14,516

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June 1969 , 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-565

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY
FOR INSTALLATION OF WATER LINES IN COFFEE-FAIRMONT-ELDENA-CROWS
LANDING ROADS

WHEREAS, Resolution No. 69-483 , adopted by the Council of the
City of Modesto on June 2, 1969 , approved the plans and
specifications for the installation of water lines in Coffee-Fairmont-
Eldena-Crows Landing Roads
and authorized the calling for bids, and

WHEREAS, the bids received for the above mentioned work
were opened ~~at~~ on June 17 at 10:10 A.M. and later tabulated by the
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 \$18,199
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 \$18,199
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 23rd day of June,
1969 , 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. ~~61~~ 69-566

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBTRUNK SEWER - WOODROW TO RUMBLE- W. M. LYLES CO.

WHEREAS, a report has been filed by the Director of Public Works that the construction of subtrunk Sewer - Woodrow to Rumble

has been completed by W. M. Lyles Co.

in accordance with the contract agreement dated April 14, 1969

NOW, THEREFORE, BE IT RESOLVED that the construction of subtrunk sewer - Woodrow to Rumble 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 \$30,944.69 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 23rd day of June 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-567

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHT AT COLLEGE AT GRANGER, COLLEGE AT STODDARD, COLLEGE AT BRIGGSMORE, AND TULLY AT BOWEN

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 College at Granger, College at Stoddard, College at Briggsmore, and Tully at Bowen

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 22, 1969 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 23rd day of June 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-568

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. (SCENIC 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 May 12, 1969, duly adopted Resolution No. 69-403 (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. 33 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 23, 1969, 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.

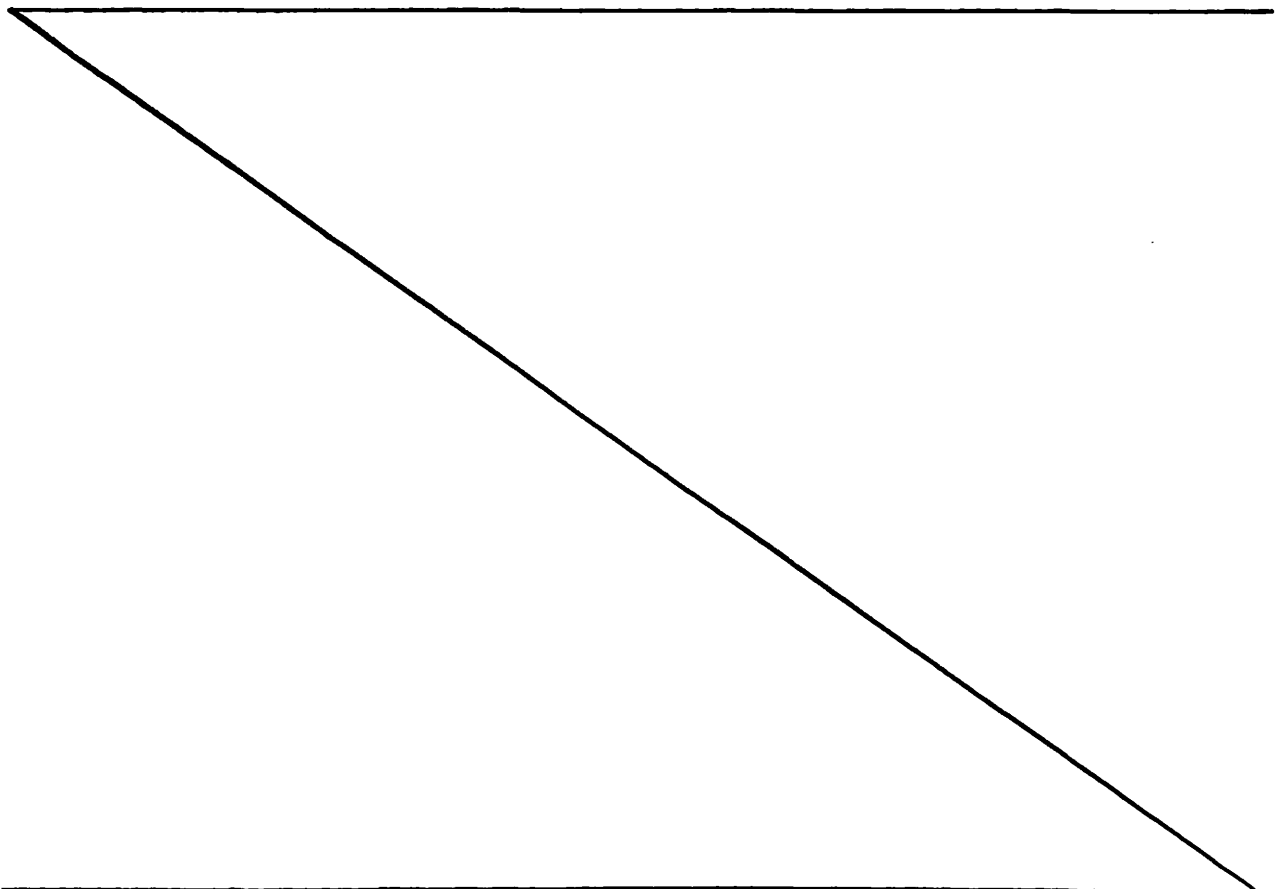
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 33 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. 33 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. 33, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



July 12, 1968

SCENIC NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, Stanislaus County Records, said point being the Southwestern corner of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records, and also being South 0° 04' East, 69.00 feet from the Northeastern corner of said Grant Addition and the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of said Grant Addition the following bearings and distances: South 0° 04' East, 75.00 feet; South 8° 45' 40" West, 66.93 feet; South 0° 28' East, 198.00 feet; and South 73° 56' West, 25.41 feet, to the Northwestern corner of property conveyed to Birdie Henderson by Deed recorded in Volume 1269, Page 602, Stanislaus County Records; thence leaving the existing City limits and along the Western line of said Henderson property, South 0° 43' East, 373.05 feet, to a point on the center line of a 50 foot public road known as Scenic Drive; thence along said center of Scenic Drive, North 68° 23' 30" East, 362.25 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said center line being the East line of Section 28; thence along said center line of Coffee Road, North 0° 04' West, 581.74 feet, to a point which is South 0° 04' South, 99.00 feet from the center line of East Morris Avenue, said point being on the Easterly extension of the Southern line of Pingle property; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet to the point of beginning, containing 4.876 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. 33, 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 23rd day of June, 1969, 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, 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
6-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-569

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. (ROSE ACRES NO. 4 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 12, 1969, duly adopted Resolution No. 69-404 (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. 34 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 23, 1969, 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.

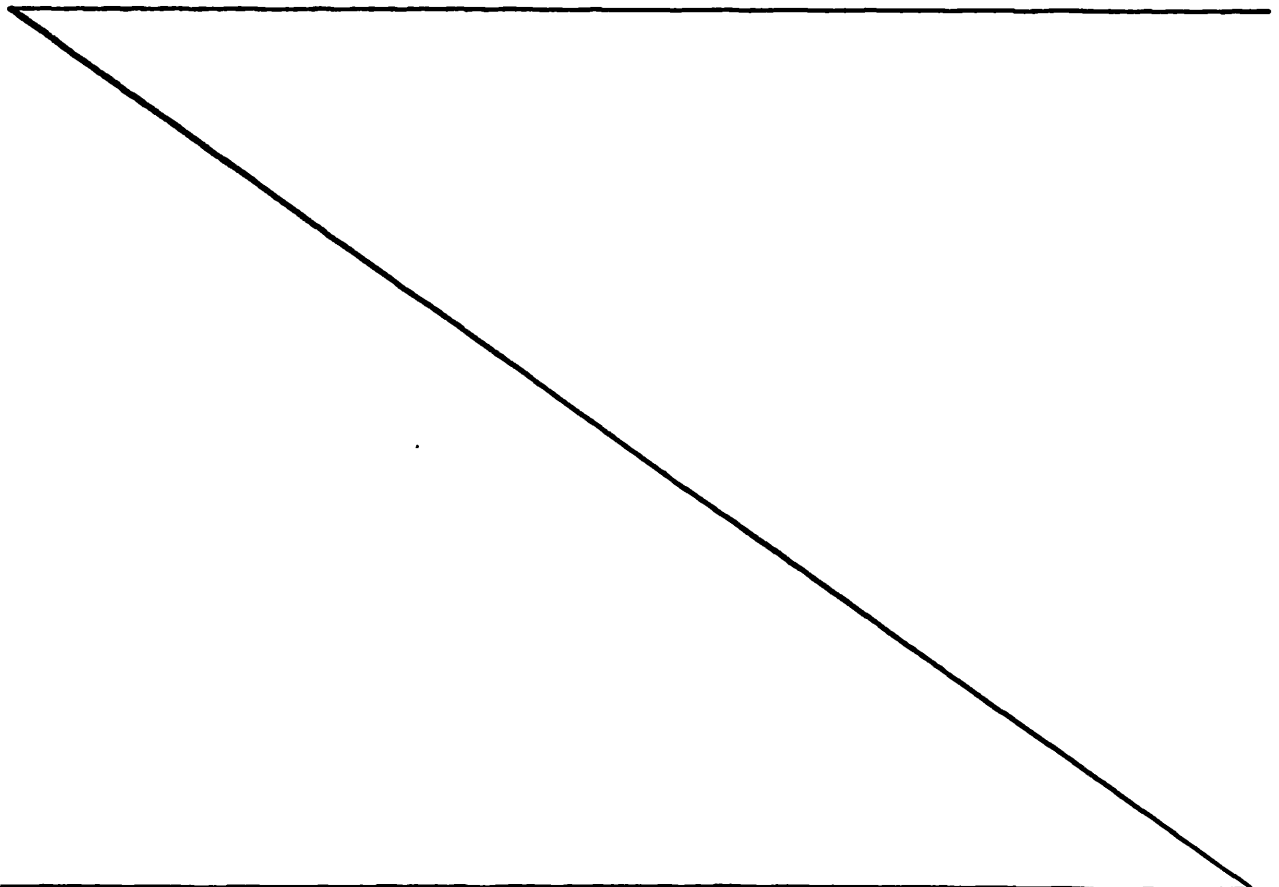
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 34 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. 34 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. 34, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



February 14, 1969

ROSE ACRES NO. 4 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 at a point on the existing City Limits as established by Northwestern corner of the ROSE ACRES NO. 3 ADDITION (225), as per description filed January 24, 1969, as Instrument 2734, Stanislaus County Records, said point being on the center line of a 40 foot road known as Rose Avenue at the South quarter corner of Section 15; thence leaving the City Limits and along the center line of Rose Avenue, North, 660.37 feet, to the Southwestern corner of the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records; thence along the existing City limits and the Southern line of said Addition (181), South $89^{\circ} 20'$ East, 1311.79 feet, to a point on the East line of the West half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, North $0^{\circ} 01' 06''$ East, 660.64 feet, to a point on the North line of the South half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, South $89^{\circ} 20' 41''$ East, 1311.91 feet, to a point on the East line of Section 15; thence leaving the City Limits and along the East line of Section 15, said line being the center line of a 40 foot road known as Oakdale Road, South $0^{\circ} 01' 26''$ West, 1321.84 feet, to the section corner common to Sections 14, 15, 22 and 23; thence along the South line of Section 15, North $89^{\circ} 19' 15''$ West, 2623.37 feet, to the point of beginning, containing 59.686 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. 34, 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 23rd day of June, 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, 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. Hasegood
Public Works Department
5-15-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-570

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 CARPENTER ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-410, adopted on May 12, 1969, the Council fixed the 23rd day of June, 1969, at the hour of 7:55 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 herein-after 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. 69-410 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 Ceres Courier, 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, 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%) percent 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 Carpenter

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 June, 1969, 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. Benson
Public Works Department
6-2-69

CARPENTER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, and a portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being all of Lots 1, 2, 3, 4, 5, 8, 9 and 10, and a portion of Lots 11 and 12 of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the most Southeasterly line of the NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Western line of the State Freeway 99 right of way and the Northeastern line of North Ninth Street; thence along the existing City Limits on the Southeastern line of said Addition (195), South $46^{\circ} 30' 30''$ West, 110.00 feet, to a point on the Southwestern line of North Ninth Street, said line also being the Northeastern line of Southern Pacific Railroad right of way; thence along the existing City Limits on the line common to North Ninth Street and said Railroad right of way, North $43^{\circ} 29' 30''$ West, 166.50 feet, to its intersection with the center line of Blue Gum Avenue; thence leaving the existing City Limits and along said center line of Blue Gum Avenue and across said Railroad right of way, South $46^{\circ} 30' 30''$ West, 100.00 feet, to the Southwestern line of said right of way, said point being on the Northern line of the Southwest quarter of Section 19; thence along said Northern line, said line also being the center line of Blue Gum Avenue and the Northern line of Lots 1 and 2 of the Carmichael Colony, North $89^{\circ} 35' 30''$ West, 1065.90 feet, to the quarter corner common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the Northern line of the Southeast quarter of Section 24 and the Northern line of Lots 3, 4 and 5 of the Carmichael Colony, South $88^{\circ} 59'$ West, 1990.79 feet, to the Western line of Lot 5; thence along the Western line of Lots 5 and 8 of the Carmichael Colony, South $0^{\circ} 32'$ East, 1322.72 feet, to the Southern line of Lot 8; thence along the Southern line of Lots 8, 9 and 10 of the Carmichael Colony, North $89^{\circ} 09'$ East, 1991.19 feet, to a point on the section line common to Sections 24 and 19; thence along the Southern line of Lot 11 of the Carmichael Colony, North $89^{\circ} 59'$ East, 667.86 feet, to the Eastern line of Lot 11; thence along the Eastern line of Lot 11, North $0^{\circ} 28'$ West, 380.00 feet, to the line common to Parcels 1 and 2 as shown on the parcel map filed March 24, 1966, in Volume 1 of Parcel Maps, Page 79, Stanislaus County Records; thence along said line, South $89^{\circ} 59'$ West, 668.41 feet, to a point on the section line common to Sections 19 and 24; thence along said section line, North $0^{\circ} 33'$ West, 284.39 feet, to the Southern line of Lot 2 of the Carmichael Colony; thence along the Southern line of Lot 2, North $89^{\circ} 55' 12''$ East, 668.80 feet, to the Southeastern corner of Lot 2; thence along the Southern line of property conveyed to Robert M. Shurtz, et ux, by Deeds recorded August 26, 1959 as Instrument 24471, and September 11, 1959 as Instrument 26502, Stanislaus County Records, North $89^{\circ} 58'$ East, 334.29 feet, to the Western line of the East half of Lot 1; thence along said Western line, said line also being the Western line of property conveyed to William L. Shimmon, et ux, by Deed recorded August 14, 1951 as Instrument 18588, Stanislaus County Records, South $0^{\circ} 28'$ East, 10.00 feet; thence along the Southern line of said Shimmon property, North $89^{\circ} 58'$ East, 334.29 feet, to the Eastern line of Lot 1 of the Carmichael Colony, said line also being the Western line of State Freeway 99 right of way; thence along said line, North $0^{\circ} 24'$ West, 374.86 feet, to its intersection with the Southwestern line of the right of way of the Southern Pacific Railroad; thence along the Northerly extension of the Western line of State Freeway 99 across said Railroad right of way and North Ninth Street, North $1^{\circ} 32' 34''$ West, 314.14 feet, to the point of beginning, containing 86.880 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-571

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 JOHN SUTTER SCHOOL ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-411, adopted on May 12, 1969, the Council fixed the 23rd day of June, 1969, at the hour of 8:00 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 herein-after 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. 69-411 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 John Sutter School

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 June, 1969, 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, Smith, Mayor Davies, Simon

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. Hasegood
Public Works Department
6-3-69

JOHN SUTTER SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the East half 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 Northern boundary of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center lines of Dawn Drive and Sunrise Avenue, said center line of Sunrise Avenue being the West line of the East half of Section 21; thence along the existing City Limits on the boundary of said Addition (206) and said quarter section line, North $0^{\circ} 41'$ West, 140.00 feet; thence leaving the existing City Limits and continuing along said quarter section line, North $0^{\circ} 41'$ West, 39.80 feet, to its intersection with the Westerly extension of the Northern line of a 20 foot East-West alley in Block 1140 as shown on the map of the SUNRISE HOMES subdivision, filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said Westerly extension and the Northern line of said alley, South $89^{\circ} 41' 30''$ East, 158.00 feet, to the Western line of a 20 foot North-South alley in said block; thence along the Western line of said alley and its Northerly extension, North $0^{\circ} 41'$ West, 480.00 feet, to the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, North $89^{\circ} 41' 30''$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line, North $0^{\circ} 41' 30''$ West, 660.61 feet, to its intersection with the Westerly extension of a Northern line of property conveyed to the Modesto City School District by Deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along said Northern line, South $89^{\circ} 38' 30''$ East, 330.50 feet, to its intersection with a Western line of property conveyed to the Modesto City School District by Deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along said Western line, North $0^{\circ} 41' 30''$ West, 263.60 feet, to its intersection with the Northern line of said property; thence along the Northern line of said property, South $89^{\circ} 38' 30''$ East, 330.72 feet, to its intersection with the Eastern line of said property, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, and the Western line of the GENEVA HEIGHTS subdivision as shown on the map filed June 28, 1955, in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said line, South $0^{\circ} 40' 30''$ East, 923.62 feet, to its intersection with the center line of East Orangeburg Avenue; thence continuing along the East line of the West half of the West half of the Northeast quarter of Section 21, said line also being the center line of Sarah Avenue, South $0^{\circ} 40' 20''$ East, 659.22 feet, to a point on the existing City Limits on a Northern line of the Sunrise Addition (206), said point being the intersection of the center lines of Sarah Avenue and Dawn Drive; thence along the existing City Limits on a Northern line of said Addition (206), North $89^{\circ} 44' 30''$ West, 660.84 feet, to the point of beginning, containing 20.284 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-572

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D(63).
(MC KEON CONSTRUCTION COMPANY)

WHEREAS, a verified application for an amendment to Section 13-3-8 of the Zoning Map was filed by McKeon Construction Company on March 13, 1969, to reclassify from One-Family Zone, R-1, to Planned-Development Zone, P-D, the following described property:

The north one-half of the southeast one-quarter of the northeast one-quarter of Section 13, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and Lot 29 of Walter Heights Subdivision and according to the Official Map thereof recorded in Volume 20 of Maps at Page 50, Stanislaus County Records,

and

WHEREAS, after public hearing held on April 15, 1969 and continued to May 6, 1969 and May 20, 1969, 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 multiple residential development as proposed in this Planned Development Zone meets the established criteria for medium density multiple residential development established by the Planning Commission.

2. The proposed residential development will help to promote a mixture of housing types in accordance with the General Plan.

WHEREAS, after a public hearing held on June 23, 1969, the Council found and determined that the application of McKeon Construction 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 23rd day of June, 1969, reclassifying the above-described property from One-Family Residential Zone, R-1, to Planned-Development Zone, P-D (63),

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 (63), is hereby approved in accordance with the plan titled "Prescott Estates"

dated May 20, 1969, ^{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:

1. That all development be in accordance with the plan titled, "Prescott Estates" dated May 20, 1969, as amended in red on its face and on file in the office of the Planning Director.
2. That prior to the issuance of a building permit for any structures, 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 the private driveways serving the parking areas shall be constructed with a minimum structural section of two (2") inch A.C. and four (4") inch A.B., and shall include a concrete valley gutter to specifications set by the Director of Public Works, down the center of the driveways. Dry wells shall be installed to adequately handle the runoff and contain the water within the development as determined by the Director of Public Works. Remaining driveway areas adjacent to the parking areas shall be constructed of concrete as indicated on the plan titled, "Driveway and Parking Layout" incorporated as a part of the approved plot plan.
4. That prior to the issuance of a building permit, a landscaping and irrigation plan for a typical lot shall be submitted by the applicant for approval by

the Planning Director. Planting shall be done in accordance with the approved landscaping and irrigation plan.

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

6. That any sign accessory to the multiple-family residential development shall comply with the R-3 zone sign provisions.

7. That the development shall be connected to the city's sanitary sewer and water facilities in accordance with the requirements of the Director of Public Works.

8. That prior to the issuance of a building permit, the developer shall submit evidence, satisfactory to the City Attorney, that the development has been approved as a condominium development under Section 234 of the National Housing Act and that a Homeowners Association has been formed and a regulatory agreement (F.H.A. Form No. 3278) has been entered into between the Homeowners Association and the Federal Housing Commission.

9. That prior to the issuance of building permits for Lots 8, 9, 10 and 11 in Block 6432, a six (6') foot high ornamental block fence with ten (10') foot wide landscape planter shall be installed adjacent to the south side of Lot 8 of Block 6432, as shown on the approved development plan.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(63) :

The entire construction program be accomplished in four (4) phases as follows:

Phase I - to include twenty (20) structural units and the recreation area including pool and cabana, commencement of construction to be on or before January 1, 1970, and completion to be not later than July 1, 1970.

Phase II - to include an additional twenty (20) structural units, commencement of construction to be on or before July 1, 1970, and completion to be not later than July 1, 1971.

Phase III - to include an additional twenty (20) structural units, commencement of construction to be on or before July 1, 1971, and completion to be not later than November 1, 1971.

Phase IV - to include an additional eighteen (18) structural units, commencement of construction to be on or before November 1, 1971, and completion to be not later than July 1, 1972.

Failure of the applicant to comply with any of the conditions set forth within the time prescribed will constitute grounds for denial of the issuance of a building permit to develop or construct any improvements for the use of the subject property.

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(63) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 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, 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 [Signature]
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-573

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (CLARENCE KAY)
(PORTION OF BLOCK 1129)

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 Block 1129, McHenry Avenue, and

WHEREAS, the Council, did, on June 9, 1969, adopt its Resolution No. 69-526, 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 June, 1969, at 8:10 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. 69-526, 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 ^{six months from this date} in accordance with the provisions of Resolution No. 69-526 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 23rd day of June, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-574

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (MEA LAND COMPANY)
(PORTION OF BLOCK 1404)

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 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 1404, Oakdale Road

, and
WHEREAS, the Council, did, on June 29, 1969, adopt its Resolution No. 69-527, 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 June, 1969, at 8:10 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. 69-527, 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. 69-527 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 June, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-575

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (GORDON LEE AHART)
(LOT 13, BLOCK 2229 AT 2047 BELLAMY)

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 2229, Bellamy Street

_____, 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 Council did by said resolution, set the 23rd day of June, 1969, at 8:10 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. 69-528, 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. 69-528 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 23rd day of June, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-576

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (KENNETH L. HICKERSON)
(LOT 1, BLOCK 2227)

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 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 2227, Fortuna Avenue, and

WHEREAS, the Council, did, on June 9, 1969, 19 , adopt its Resolution No. 69-529, 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 June, 1969, at 8:10 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. 69-529, 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. 69-529 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 23rd day of June, 1969, 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, Simon, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-577

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (BENJAMIN S. WEST)
(LOT 5, BLOCK 4092)

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 curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Block 4092, Pine Street

, and
WHEREAS, the Council, did, on June 9, 1969, adopt its Resolution No 69-530, 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 June, 1969, at 8:10 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. 69-530, 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. 69-530 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 June, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-578

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
DIVISION OF LIBRARIES, DEPARTMENT OF EDUCATION, STATE OF CALIFORNIA
FOR LIBRARY CONSTRUCTION GRANT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Division of
Libraries, Department of Education, State of California
for library construction grant in amount of \$1,000,000.00

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated city officials ^{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 23rd day of
June , 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, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-579

A RESOLUTION REJECTING ALL BIDS FOR FURNISHING AND INSTALLING A
POLICE RADIO COMMUNICATIONS SYSTEM

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-478, on June 2, 1969, approving specifications for furnishing and installing a police radio communications system, and directed the City Clerk to advertise for sealed proposals for said equipment, and providing that bids be submitted on or before the 17th of June, 1969, and

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 Director of Finance, in a memorandum dated June 20, 1969, has recommended that all bids be rejected because of unacceptability of the two bids received.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that all bids received pursuant to the aforesaid notice are hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969, 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. 69-580

A RESOLUTION AUTHORIZING THE PURCHASING OFFICER TO NEGOTIATE FOR PURCHASE OF POLICE RADIO COMMUNICATIONS SYSTEM AND AUTHORIZING WAIVER OF FORMAL BID PROCEDURE

WHEREAS, the Council has authorized the purchase of a police radio communications system; and

WHEREAS, the Director of Finance in a memorandum dated June 20, 1969, has recommended that formal bid procedure required by Section 8-3.06 of the Modesto Municipal Code be waived.

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

1. Formal bid procedure required by Section 8-3.06 for the purchase of police radio communications system is hereby waived.

2. Purchase of a police radio communications system by negotiation 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 June, 1969, 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. 69-581

A RESOLUTION APPROVING THE APPLICATION FOR LAND AND WATER CONSERVATION FUNDS, TUOLUMNE RIVER PARK DEVELOPMENT PROJECT

WHEREAS, The Congress under Public Law 88-578 has authorized the establishment of a Federal Land and Water Conservation Fund Grant-In-Aid Program, providing matching funds for acquiring lands and developing lands and facilities for public outdoor recreation purposes; and

WHEREAS, the State Department of Parks and Recreation, Division of Recreation, has been assigned the administration of the program within the State, setting up necessary rules and procedures governing application by local agencies under the program; and

WHEREAS, said Federal Act and adopted procedures established by the State require that the applicant must certify by resolution the approval of proposed park projects, applications and availability of local matching funds prior to submission of said applications to the State; and

WHEREAS, said procedures further require that all proposed projects must appear in the Recreation Element of the General Plan for the city; and

WHEREAS, the City General Plan was first adopted by the City Council on January 28, 1969; and

WHEREAS, the City General Plan consists of the following elements

1. Land Use Element
2. Recreation Element
3. Circulation Element
4. Population Element

and

WHEREAS, the proposed Tuolumne River Regional Park Plan project is consistent with the California Public Outdoor Recreation Plan, and other prerequisites of the Land and Water Conservation Fund Act;

NOW, THEREFORE, BE IT RESOLVED that the proposed Tuolumne River Regional Park Plan project is approved for implementation.

BE IT FURTHER RESOLVED that the City Council does hereby certify that said agency can finance 100 percent of the project.

BE IT FURTHER RESOLVED that the City Council does hereby appoint the City Manager as agent of the City to conduct all negotiations, execute and submit all documents including applications, agreements, billing statements, and so on which may be necessary for the completion of the above project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

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

CERTIFICATE OF RECORDING OFFICER

The undersigned hereby certifies that:

1. He is the duly qualified and acting City 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 June, 1969, and duly recorded in his office.
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 such 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 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 below, 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 hand this 24th day of June, 1969.



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-582

A RESOLUTION APPROVING THE APPLICATION FOR STATE BOND PARK FUNDS

WHEREAS, the sum of \$50,150 remains under allocation to Stanislaus County from funds authorized under the State Bond Act of 1964; and

WHEREAS, the Board of Supervisors of the County of Stanislaus, by Resolutions dated September 20, 1966 and April 29, 1969 have allocated to the City of Modesto the afore-mentioned \$50,150 under allocation to the City of Modesto for the specific purpose of purchasing five (5) parcels of land recently appraised within the boundaries of the proposed Tuolumne River Regional Park.

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

1. The proposed Tuolumne River Regional Park Plan project is approved for implementation;
2. Application for State Bond Park Funds in the amount of \$50,150 allocated to the City of Modesto by the County of Stanislaus for the specific purpose of purchase of five (5) parcels of land recently appraised within the boundaries of the proposed Tuolumne River Regional Park is hereby approved;
3. The City Council does hereby certify that said agency can finance 100 percent of the project;
4. The City Manager is appointed agent of the City of Modesto to conduct all negotiations, execute and submit all documents including applications, agreements, billing statements, etc., which may be necessary for the completion of the above project.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-583

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. 2 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on May 26, 19 69, certain territory known as Riverside No. 2 Addition, and

WHEREAS, the inclusion of the area contained in Riverside 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 Riverside 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. 38.

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 11, 19 69, 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. 38.

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 east side of North Riverside Drive at South line of M.I.D. Lateral No. 2.
- (2) On east side of North Riverside Drive at South boundary of annexation.
- (3) On east side of North Riverside Drive in middle 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. 38, 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 June, 1969, 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. Rosewood
Public Works Department
6-17-69

RIVERSIDE NO. 2 ADDITION

All that portion of the East half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, shown as Parcels 1 and 1-A on the map filed May 16, 1966, in Book 1 of Parcel Maps at Page 134, 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 March 24, 1969 as Instrument 9772, Stanislaus County Records, said point being the intersection of the Southern line of the Modesto Irrigation District Lateral Number 2 and the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Northwestern corner of Parcel 1 of said Parcel Map; thence along the existing City limits on the Eastern line of North Riverside Drive, South $0^{\circ} 33' 30''$ East, 363.30 feet to the Southwestern corner of said Parcel 1; thence leaving the existing City limits and along the Southern line of said Parcel 1, North $79^{\circ} 13' 21''$ East, 1627.91 feet to the Southeastern corner of said Parcel 1, said corner being on 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 the Eastern line of said parcel 1, North $0^{\circ} 32' 50''$ West, 91.93 feet to the Southeastern corner of Parcel 1-A of said Parcel Map, said corner being on the East-West quarter section line of said Section 26; thence continuing along the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26 and the Eastern line of said Parcel 1-A, North $0^{\circ} 32' 50''$ West, 549.01 feet; thence along a tangent curve concave to the West having a Central Angle of $20^{\circ} 27' 21''$, a Radius of 500.00 feet, and an Arc Length of 178.51 feet, to the Northeastern corner of said Parcel 1-A, said corner being on the Southern line of Modesto Irrigation District Lateral No. 2; thence along said Southern line and the Northern line of said Parcels 1-A and 1, the following bearings and distances:

South $68^{\circ} 59' 49''$ West, 537.16 feet; thence along a tangent curve concave to the Southeast, having a Central Angle of $18^{\circ} 50' 00''$, a Radius of 423.90 feet, and an Arc Length of 139.34 feet; thence South $50^{\circ} 09' 49''$ West, 656.72 feet; thence along a tangent curve concave to the Northwest, having a Central Angle of $39^{\circ} 52' 38''$, a Radius of 315.30 feet, and an Arc Length of 219.44 feet; thence North $89^{\circ} 57' 33''$ West, 235.85 feet to the point of beginning, containing 20.783 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 June 23, 19 69, 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 Dixon, and adopted by the following vote:

AYES: Councilmen: Rixon, Newton, Simon, Smith, Mayor Davies

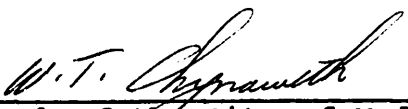
NOES: Councilmen: None

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: June 25, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-584

RENEWAL OF
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
STATE PERSONNEL BOARD FOR EXAMINATION SERVICES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
renewal of
that the/agreement between the City of Modesto and State Personnel
Board
for examination services for period July 1, 1969 through June 30,
1972, at same cost as is now in effect, for the City of Modesto,
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
City Manager John C. Keefe and City Clerk W. T.
by the designated city officials/be authorized. Chynoweth

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 23rd day of
June , 19 69 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 585

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 July 1, 1969.

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 1969-70", which is attached hereto and hereby made a part hereof, are established, effective July 1, 1969.

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 criminal investigators or juvenile officers in the salary range ten (10%) percent above that established for the classification of Policeman.

SECTION 8. NIGHT 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 be effective on and after July 1, 1969.

SECTION 11. REPEALS. Resolutions No. 68-646 and 69-28 are hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969, 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
W. T. CHYNOWETH, City Clerk

APPROVED AS TO FORM:

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

CITY OF MODESTO

SCHEDULE OF SALARY RANGES IN CITY SERVICE

<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	332	348	366	384	403	25.2	696	731	768	806	846
10.5	340	357	375	394	413	25.5	707	743	780	819	859
11	348	366	384	403	423	26	724	760	799	838	880
11.5	357	375	394	413	434	26.5	743	780	819	859	902
12	366	384	403	423	445	27	760	799	838	880	924
12.5	375	394	413	434	456	27.5	780	819	859	902	948
13	384	403	423	445	467	28	799	838	880	924	971
13.5	394	413	434	456	479	28.2	806	846	889	933	980
14	403	423	445	467	490	28.5	819	859	902	948	995
14.5	413	434	456	479	503	29	838	880	924	971	1019
15	423	445	467	490	515	29.5	859	902	948	995	1045
15.5	434	456	479	503	528	30	880	924	971	1019	1070
16	445	467	490	515	540	30.5	902	948	995	1045	1097
16.5	456	479	503	528	554	31	924	971	1019	1070	1124
17	467	490	515	540	567	31.2	933	980	1029	1080	1134
17.5	479	503	528	554	582	31.5	948	995	1045	1097	1152
18	490	515	540	567	596	32	971	1019	1070	1124	1180
18.5	503	528	554	582	611	32.5	995	1045	1097	1152	1210
19	515	540	567	596	626	33	1019	1070	1124	1180	1239
19.5	528	554	582	611	641	33.5	1045	1097	1152	1210	1270
20	540	567	596	626	657	34	1070	1124	1180	1239	1301
20.5	554	582	611	641	674	34.5	1097	1152	1210	1270	1334
21	567	596	626	657	690	35	1124	1180	1239	1301	1366
21.5	582	611	641	674	707	35.5	1152	1210	1270	1334	1400
22	596	626	657	690	724	36	1180	1239	1301	1366	1434
22.2	602	632	663	696	731	36.5	1210	1270	1334	1400	1470
22.5	611	641	674	707	743	37	1239	1301	1366	1434	1506
23	626	657	690	724	760	37.5	1270	1334	1400	1470	1544
23.2	632	663	696	731	768	38	1301	1366	1434	1506	1581
23.5	641	674	707	743	780	38.5	1334	1400	1470	1544	1621
24	657	690	724	760	799	39	1366	1434	1506	1581	1660
24.5	674	707	743	780	819	39.5	1400	1470	1544	1621	1702
25	690	724	760	799	838	40	1434	1506	1581	1660	1743

THIS IS THE BASIC SALARY STRUCTURE.

Effective 7-1-69, (Adopted 6-23-69)

Exhibit "A"

Personnel Office
 ALPHABETICAL LISTING
 OF
 CLASSIFICATIONS IN MODESTO CITY SERVICE
 1969-70

Title of Classification	Range No.	Title of Classification	Range No.
Account Clerk	14.5	Electrician	23.5
Account Clerk, Senior	18.5	Engineering Aide	20.5
Accountant	26	Engineering Aide, Junior	17.5
Airport Manager	26.5	Engineering Aide, Principal	26
Asst. City Clerk	20.5	Engineering Aide, Senior	23.5
Asst. City Engineer	34	Equipment Mechanic	21.5
Asst. Dir. of Public Works	34	Equipment Serviceman	18.5
Asst. Fire Chief	31.2		
Asst. Planner	26	Fire Chief	34.5
Asst. Poundmaster	17.5	Fire Engineer	23.2
Associate Civil Engineer	32	Fire Lieutenant	25.2
Associate Planner	29	Fireman	22.2
Battalion Chief	28.2	Golf Course Mtc. Foreman	25
Building Inspector	25		
Building Maint. Foreman	22	Heavy Equipment Operator	20.5
Chief Building Official	29	Janitor	14.5
Chief Electrician	27	Junior Accountant	22.5
Chief of Police	35.5	Junior Civil Engineer	26
City Attorney	N/R		
City Clerk and Auditor	30.5	Key Punch Operator	14.5
City Manager	N/R		
Civil Engineering Asst.	28	Laboratory Technician	20.5
Clerk, Intermediate	13	Laborer	16.5
Clerk, Junior	10	Land Agent & Project Asst.	29
Construction Inspector	25		
Construction & Maint. Supt.	28	Maintenance Mechanic	19.5
Data Processing Supervisor	22.5	Office Machine Operator	15
Deputy City Manager	39.5	Office Machine Supervisor	18.5
Director of Finance	34.5		
Dir. of Parking & Traffic	36	Parking Meter Svc. & Repairman	18.5
Dir. of Parks & Recreation	34	Parks Foreman	25
Director of Planning	36	Parks Leadman	22
Dir. of Public Works & City Eng.	38.5	Parks Maintenance Man	18.5

Exhibit "B"

ALPHABETICAL LISTING OF CLASSIFICATIONS
IN MODESTO CITY SERVICE

PAGE TWO

<u>Title of Classification</u>	<u>Range No.</u>	<u>Title of Classification</u>	<u>Range No.</u>
Parks Superintendent	29	Telephone-Oper. Receptionist	13
Personnel Officer	29.5	Traffic Painter	20.5
Planning Aide	20.5	Tree Foreman	25
Planning Aide, Junior	17.5	Tree Leadman	22
Planning Aide, Senior	23.5	Tree Trimmer	20.5
Police Captain	31	Typist Clerk, Inter.	13
Police Lieutenant	29	Typist Clerk, Junior	10
Police Property Clerk	17.5		
Police Records Supervisor	24.5	Water Service Foreman	25
Police Sergeant	27	Water Quality Control Asst.	23.5
Policeman	24.5	Water Quality Control Op. 1	18.5
Policeman-Investigation Asgnmt.	26.5	Water Quality Control Op. 11	21.5
Policewoman	24.5	Water Quality Control Supt.	29
Poundmaster	20.5		
Public Works Foreman	25		
Public Works Leadman	22	City Manager - \$2099 Flat Monthly Rate	
Public Works Maint. Man	18.5	City Attorney \$1682 Flat Monthly Rate	
Purchasing Officer	26		
Radio-Telephone Operator	19.5		
Recreation Supervisor 1	23.5		
Recreation Supervisor 11	25.5		
Secretary	18.5		
Secretary to City Attorney	20.5		
Secretary to City Manager	21.5		
Senior Accountant	29		
Senior Planner	32		
Service Division Supt.	27		
Shop Foreman	23.5		
Stenographer Clerk, Inter.	14.5		
Stenographer Clerk, Junior	11		
Stores and Equipment Clerk	19.5		
Supervisor of Gen. Services	23.5		

MODESTO CITY COUNCIL
RESOLUTION NO. 69-586

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE V. LORENZO FOR LEASE OF 7.5 ACRES OF ALMONDS LOCATED ADJACENT TO ROBERTSON ROAD SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Joe V. Lorenzo for lease of 7.5 acres of almonds adjacent to Robertson Road School for 20% of gross proceeds for period June 23, 1969 through November 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 23rd day of June , 1969 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, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-587

A RESOLUTION APPROVING ^{LETTER} AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE MODESTO BEE FOR LEGAL ADVERTISING FOR THE FISCAL YEAR 1969-70

BE IT HEREBY RESOLVED by the Council of the City of Modesto
letter
that the/agreement between the City of Modesto and the Modesto Bee
for Legal Advertising for the fiscal year 1969-70 (commencing
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 23rd day of
June , 19 69 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, Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Robinson, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-588

A RESOLUTION APPROVING THE FINAL MAP OF THE
GREENBRIER NO. 3 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, ALFRED L. FLORY and GERTRUDE E. FLORY, husband
and wife

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 10.12 acres, known as the
Greenbrier No. 3 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 17th day of September,
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 Greenbrier 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 Greenbrier 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, Two Hundred
Sixteen and 70/100ths (\$2,216.70) 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-One
Thousand, Four Hundred and no/100ths (\$41,400.00) 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 23rd day of June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, 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. 69-589

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON CATALINA WAY AT
601 CATALINA WAY, LOT 4, BLOCK 6128-A - Calvert A. Tanson)

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 per cent (50%) of the street frontage of
Catalina Way, Block 6128-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:

Parcel Number 002-01-119-10-8-001 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 7th day of July 1969, 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 23rd
day of June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosegood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-590

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVE. AT
519 CORONADO WAY, LOT 18, BLOCK 6064 - Carrie M. Smith)

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 per cent (50%) of the street frontage of
Enslen Ave., Block 6064

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 002-01-119-24-64-001 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 7th day of July 1969, 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 23rd
day of June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasewood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-591

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVE. AT
518 CORONADO WAY, LOT 1, BLOCK 6063 - Albert M. Keller)

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 per cent (50%) of the street frontage of
Coronado Way, Block 6063

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 002-01-119-24-81-001 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 7th day of July 1969, 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 23rd
day of June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

6-23-69
ATTEST: W. T. Chynoweth
W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-592

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1429 ROOSEVELT DRIVE,
LOT 7 AND 8, BLOCK 6068 - Clarenee F. Moore)

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 per cent (50%) of the street frontage of
Roosevelt Drive, Block 6068

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 002-01-119-10-23-001 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 7th day of July 1969, 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 23rd
day of June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Haseywood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-593

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON TONILANE AT
1610 TONILANE, LOT 12, BLOCK 3086 - Eldon S. DeLay)

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 per cent (50%) of the street frontage of
Tonilane, Block 3086

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 002-01-037-48-83-001 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 7th day of July 1969, 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 23rd
day of June, 1969, 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, Smith, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Mitchell, Robinson, Simon

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By P. A. Hazard
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-594

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE, LANDSCAPE ARCHITECTS FOR DEVELOPMENT OF PLANS AND SPECIFICATIONS FOR STAGE I DEVELOPMENT OF DOWNEY PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ribera and Sue for development of plans and specifications for Stage I development of Downey Park, for a lump sum of \$5,740 be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-595

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY F. MacDONALD FOR PURCHASE OF PROPERTY TO BE USED FOR PARK PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Harry F. MacDonald for purchase of property to be used for park purposes ~~for~~ (Floyd Neighborhood Park No. 1)

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June , 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-596

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,000 TO PROVIDE ADDITIONAL FUNDS NECESSARY TO PURCHASE FLOYD NEIGHBORHOOD PARK

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 - 321

FROM: General Reserve (60)	\$12,000
TO: Floyd Neighborhood Park, Land Acquisition 6282-31	\$12,000

(Additional funds for acquisition of Floyd Neighborhood Park)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-597

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS SANTA ROSA ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Santa Rosa
Addition was approved by the Local Agency Formation Commission
by resolution adopted June 20, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 June, 1969, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Newton, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Nixon, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, 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. Rosewood
Public Works Department
6-19-69

May 8, 1969

SANTA ROSA ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Northeast quarter of Section 33, 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 Southern line of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953 as Instrument 30045, Stanislaus County records, said point being at the intersection of the Western line of 60 foot South Santa Rosa Avenue and the Westerly extension of the Southern line of Lot 15 of Block 2015 as said block is shown on the map of the DEL ESTE SUBDIVISION as Block 3, filed April 14, 1914 in Volume 8 of Maps at Page 12, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (55), East 288.34 feet to the Eastern line of the 20 foot North-South alley in said block; thence along the Eastern line of said alley, South $0^{\circ} 54'$ East, 60.00 feet to its intersection with the Easterly extension of a line which is parallel with and 5.00 feet, measured at right angles, Southerly from the Southern line of Lot 14 of Block 2015; thence along said line and its Westerly extension, West, 288.34 feet to a point on the Western line of South Santa Rosa Avenue and the existing City Limits; thence along the existing City Limits on the Western line of South Santa Rosa Avenue, North $0^{\circ} 54'$ West, 60.00 feet to the point of beginning, containing 0.397 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-598

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS NORTH 99 NO. 3 ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the North 99 No. 3 Addition
~~ADDITION~~ was approved by the Local Agency Formation Commission
by resolution adopted May 16, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 June, 1969, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Newton, was upon roll call carried and the reso-
lution adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, 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 _____
Public Works Department

NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemake Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~34.807~~ 34.807 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-599

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED ADOPTION OF A SPECIFIC PLAN FOR THE PLANNED RIGHT OF WAY OF BRIGHTON AVENUE BETWEEN SCENIC DRIVE AND WYLIE DRIVE IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that July 14, 1969, at 7:45 P.M. in the Council Chamber, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed adoption of a specific plan for the planned right of way of Brighton Avenue between Scenic Drive and Wylie Drive 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 June, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-600

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$400 FOR ADDITIONAL COST OF LEGAL ADVERTISING, PRINTING OF ORDINANCES AND CODE PAGES FOR BALANCE OF FISCAL YEAR

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)	\$400
TO:	Advertising, Legal and Other 230-14	\$150
	Services, Prof. & Other 235-14	\$250

(Additional funds needed for legal advertising, printing of ordinances and code pages for balance of 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 June, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-601

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,347 FOR ENGINEERING, INTERCONNECTION, AND INSPECTION WORK EXCEEDING BUDGETED AMOUNTS FOR INSTALLATION OF TRAFFIC SIGNALS AT 14TH AND K AND TULLY AND COLDWELL

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

321 - SPECIAL FUND FOR CAPITAL OUTLAYS

FROM:	General Reserve (60)	\$1,347
TO:	Traffic Signals, 14th and K (6194-56)	521
	" " Tully & Coldwell(6174-56)	826

Engineering, interconnection, and inspection work exceeded by budgeted amounts for installation of traffic signals at 14th and K and Tully and Coldwell.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of June, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson, Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 602

A RESOLUTION APPROVING REQUESTS OF THE STANISLAUS COUNTY FOURTH OF JULY COMMITTEE FOR THE CELEBRATION BEING HELD IN THE CITY OF MODESTO JULY 4, 1969.

WHEREAS, the Stanislaus County Fourth of July Committee has filed the following requests relating to its celebration being held in the City of Modesto, Friday, July 4, 1969:

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 Wednesday, July 2nd, or Thursday, 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, 1969, be approved, with the City to supply a standby fire truck; and
5. That the parade route used in 1968 be approved as the same route to be used in 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the requests of the Stanislaus County Fourth of July 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 June 27, 1969, 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 special meeting of the Council of the City of Modesto held on the 1st day of July, 1969, 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, Smith, and Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Simon

(SEAL)

APPROVED AS TO FORM:

ATTEST:


W. T. CHYNOWETH, City Clerk


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-603

A RESOLUTION DETERMINING THE RESULT OF AN
ELECTION HELD IN THE EL TERINO
ADDITION FOR ANNEXATION OF SAID ADDITION TO
THE CITY OF MODESTO

WHEREAS, a special election was held on the 1st day
of July, 19 69, in the EL TERINO
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 Oakdale Leader
~~Turlock Daily Journal~~, 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 June 5, 12, 19 & 26, in the year
19 69, and that prior to said publication in said newspaper a
date was set giving due notice that owners of property in said
El Terino Addition could appear before said
City Council on the 7th day of April and the 21st/19 69, 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 160; that the number of votes cast at said polls in favor of annexation was and is 106; that the number of votes cast at said polls opposed to annexation was and is 54; that the number of votes cast at said polls which were voided was None; 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:

<u>Special Election Precinct No.</u>	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>	<u>Voided</u>
1	160	106	54	0

That said City Council further finds that the measure, to wit: "Shall the El Terino 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 7th day of July, 1969, 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. Rosemond
Public Works Department

EL TERINO ADDITION

All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North $40^{\circ} 48' 52''$ East, 439.22 feet, and North $49^{\circ} 37' 40''$ East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South $0^{\circ} 35' 30''$ East, 113.62 feet, and South $89^{\circ} 42'$ East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South $0^{\circ} 32' 40''$ East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North $89^{\circ} 38' 40''$ West, 680.50 feet; South $0^{\circ} 33'$ East, 329.34 feet; and South $89^{\circ} 35' 20''$ East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South $89^{\circ} 59' 11''$ East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South $89^{\circ} 59' 11''$ East, 305.90 feet; North $0^{\circ} 30'$ West, 66.00 feet; and South $89^{\circ} 59' 11''$ East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South $0^{\circ} 30'$ East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North $89^{\circ} 54' 39''$ West, 659.80 feet; South $0^{\circ} 30'$ East, 640.04 feet; and South $89^{\circ} 57'$ East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North $89^{\circ} 57'$ West, 659.46 feet, and South $0^{\circ} 30'$ East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 639.47 feet, and North $89^{\circ} 57'$ West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North $0^{\circ} 30'$ West, 309.50 feet, and North $89^{\circ} 57'$ West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-604

A RESOLUTION APPROVING REQUEST OF DOWNTOWN IMPROVEMENT DISTRICT FOR FREE USE OF TENTH STREET PARKING LOT BETWEEN K AND L ON WEST SIDE OF STREET

WHEREAS, the Downtown Improvement District has requested the use of the City's Tenth Street parking lot located between K and L on the west side, from Monday, August 18, 1969 through Saturday, August 23, 1969; and

WHEREAS, it is proposed to use the parking lot for the International Petting Zoo in conjunction with the Downtown Improvement District's "Back to School" promotion; and

WHEREAS, the Downtown Improvement District has requested that no fee be charged for use of the parking lot.

NOW, THEREFORE, be it resolved by the Council of the City of Modesto as follows:

1. Permission is hereby granted to the Downtown Improvement District to use the Tenth Street parking lot, between K and L Streets on the west side of the street, from Monday, August 18, 1969 through Saturday, August 23, 1969 for the International Petting Zoo in conjunction with the Downtown Improvement District's "Back to School" promotion.

2. Use of the parking lot by Downtown Improvement District shall be free of charge.

3. Evidence of insurance in an amount to be determined by the City Attorney shall be submitted to the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-605

A RESOLUTION APPROVING REQUEST OF SEARS, ROEBUCK AND CO. FOR USE OF ALLEY IMMEDIATELY IN BACK OF ITS RETAIL STORE FOR A SALES AREA ON SATURDAY, JULY 19, 1969

WHEREAS, SEARS, ROEBUCK AND CO, 1110 Tenth Street, Modesto, California, has requested the use of the alley immediately in back of its retail store for use as a sales area on Saturday, July 19, 1969; and

WHEREAS, use of the alley will mean the closing of the alley to vehicular traffic from 7:00 A.M. until 4:00 P.M.

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

1. Permission is hereby granted Sears, Roebuck and Co. to use the alley immediately in back of its retail store at 1110 Tenth Street, Modesto, California, for a sales area on Saturday, July 19, 1969.

2. Evidence of insurance in an amount to be determined by the City Attorney shall be submitted by Sears, Roebuck and Co. to the City Clerk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969 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. 69-606

A RESOLUTION ACKNOWLEDGING NAME CHANGE OF LOMBARDI WASTE
DISPOSAL COMPANY TO ORANGE LINE SANITATION COMPANY

WHEREAS, Modesto City Council Resolution No. 66-99 adopted February 7, 1966 grants a license to Lombardi Waste Disposal for the collection of garbage in the City of Modesto; and

WHEREAS, RONALD T. DRISCOLL, owner, in a letter dated June 27, 1969 has informed the City of a change of name of the Company from Lombardi Waste Disposal Co. to Orange Line Sanitation Company; and

WHEREAS, Mr. Driscoll has requested that the City's records be changed to reflect the name change.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the change of name of Lombardi Waste Disposal Company to Orange Line Sanitation Company is hereby acknowledged and change of city records authorized accordingly.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969 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. 69-607

A RESOLUTION ACCEPTING THE BID OF UNION OIL COMPANY FOR THE CITY OF MODESTO'S ANNUAL GASOLINE NEEDS - FISCAL YEAR 1969-70

WHEREAS, the Council of the City of Modesto by motion on April 28, 1969 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 bid of Union Oil 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 Union Oil Company be accepted as the lowest responsible bid (.1990/gal.), 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 7th day of July, 1969, by Councilman Smith , 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. 69-608

A RESOLUTION ACCEPTING THE BID OF MOTOROLA COMMUNICATIONS AND ELECTRONICS COMPANY FOR POLICE RADIO COMMUNICATIONS SYSTEM

WHEREAS, Resolution No. 69-579 adopted by the Council of the City of Modesto on June 23, 1969 authorized waiver of formal bid procedure and the purchase of police radio communications system by informal negotiation; and

WHEREAS, Motorola Communications and Electronics Company has submitted a bid of \$61,736, including all taxes and transportation costs, to install total equipment requirements for the communications system, and guarantee the successful performance for two years; and

WHEREAS, the Director of Finance in a memorandum dated July 2, 1969 has recommended that the negotiated bid of Motorola Communications and Electronics Company in the amount of \$61,376 be accepted as meeting the City's specifications.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Motorola Communications and Electronics Company in the amount of \$61,736, including all taxes and transportation costs, for a police communications system, and the guarantee of successful performance for two years, be accepted as the most responsible negotiated bid, and execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-609

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$61,376 FOR PURCHASE OF POLICE RADIO COMMUNICATIONS SYSTEM

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

FROM: General Reserve (60)	\$61,376
TO: Police - Police Radio Communications System (6001-22-101)	\$61,376

(For purchase of Police Radio Communications System, as recommended by E. F. Dunham, Purchasing Officer, in a memorandum to the City Manager, dated July 2, 1969.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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. 69-610

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF WATER LINES IN GREENBRIER NO. 3 AND ROSE AVENUE

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

SECTION 1. The plans and specifications for the installation of water lines in Greenbrier No. 3 and Rose Avenue,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 22, 1969 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 7th day of July, 1969, 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. 69-611

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR ASPHALT CONCRETE RESURFACING OF VARIOUS CITY STREETS 1969, UNIT NO. 1 RESIDENTIAL STREETS, UNIT NO. 2 SELECT STREETS

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

SECTION 1. The plans and specifications for asphalt concrete resurfacing of various city streets 1969, Unit No. 1 residential streets, Unit No. 2 select 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 July 22, 1969 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 7th day of July, 1969, 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. 69-612

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE
INSTALLATION OF WATER LINES IN BRIGHTON-COFFEE-ORANGEBURG AVENUES

WHEREAS, Resolution No. 69-511 , adopted by the Council of the
City of Modesto on June 9, 1969, approved the plans and
specifications for the installation of water lines in Brighton-Coffee-
Orangeburg Avenues,
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in
Brighton-Coffee-Orangeburg Avenues
were opened at 10:00 A.M. on June 24, 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 Industrial Electrical Company in the amount of \$6,833

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 \$6,833
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 7th day of July,
1969 , 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. 69-613

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF LA LOMA FROM H STREET TO YOSEMITE BOULEVARD FROM STANDARD MATERIALS COMPANY, CONTRACTOR

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvement of La Loma from H Street to Yosemite Boulevard in the City of Modesto

has been completed by Standard Materials Company

in accordance with the contract agreement dated May 5, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of improvement of La Loma from H Street to Yosemite Boulevard be accepted from said contractor, 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 \$34,517.93 as provided in the contract, be authorized.

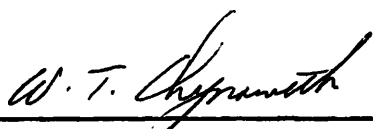
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following 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. 69-614

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ MODERNIZATION OF ELECTRICAL CONTROLS AT PUMP STATIONS 9, 10 & 16 FROM INDUSTRIAL ELECTRICAL COMPANY, CONTRACTOR

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ modernization of Electrical Controls at Pump Stations 9, 10 & 16

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated March 24, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ modernization of Electrical Controls at Pump Stations 9, 10 & 16

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 \$7,646.50 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 7th day of July, 1969, 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. 69-615

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. (PRESCOTT 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 May 26, 1969, duly adopted Resolution No. 69-464 (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. 35 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 7, 1969, 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:

Mr. and Mrs. Paul Freese
2013 West Rumble Road
Modesto, California

North Side of West Rumble Road between Carver Road and Prescott Road

In a written communication, they stated they did not want to be included in the annexation.

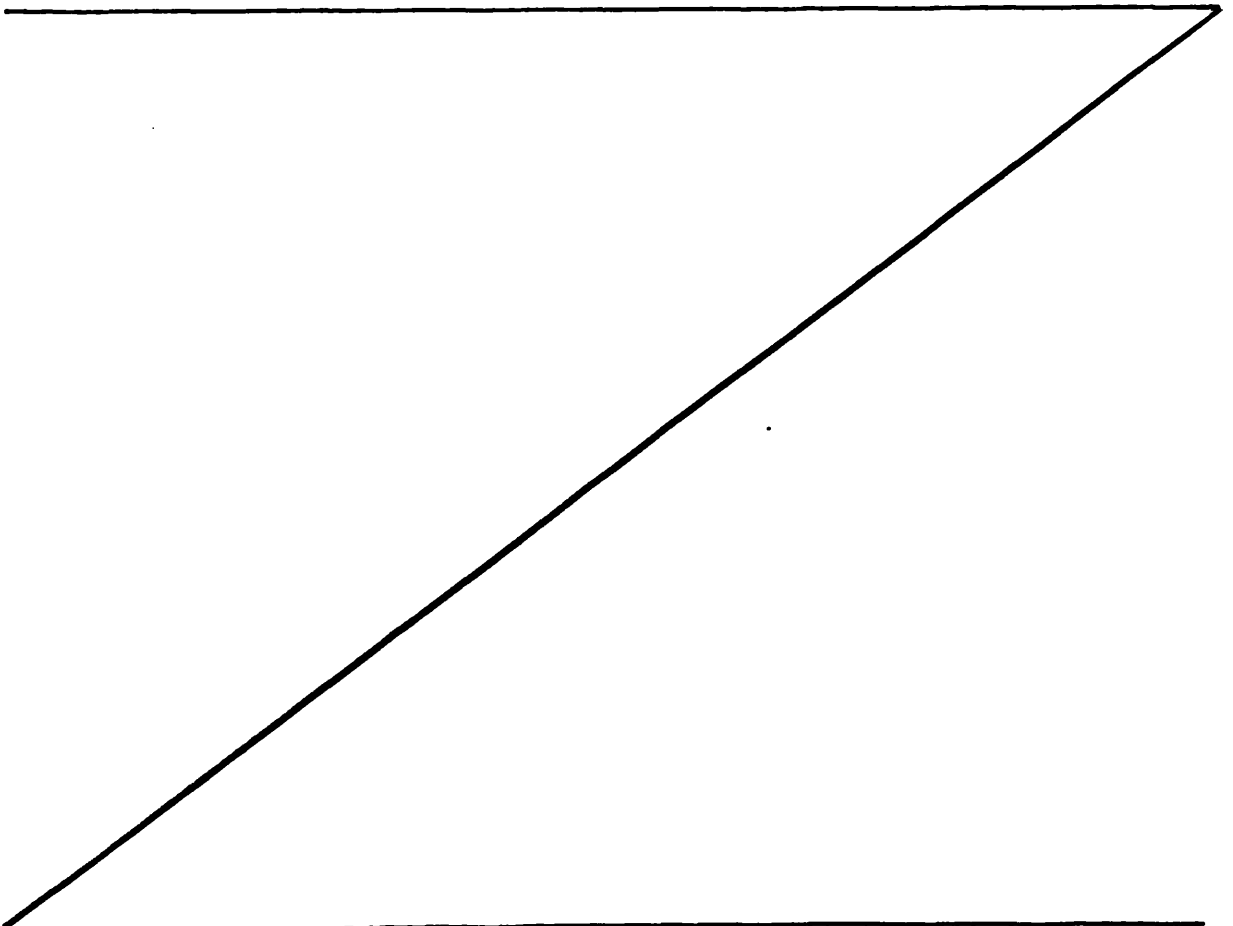
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 35 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. 35 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. 35, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



PRESCOTT NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of Sections 12 and 13, Township 3 South, Range 8 East, and portions of Sections 7 and 18, 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 VENT ADDITION (120), as per description filed June 27, 1961 as Instrument 20144, Stanislaus County Records, said point being at the intersection of the Southern line of 40 foot Rumble Road and the center line of 40 foot Prescott Road, said point being South $0^{\circ} 15'$ East, 185.53 feet along the center line of Prescott Road from the section corner common to Sections 12 and 13, Township 3 South, Range 8 East, and Sections 7 and 18, Township 3 South, Range 9 East; thence along the existing City Limits on the Western line of said Addition (120) and the center line of Prescott Road, South $0^{\circ} 15'$ East, 1138.92 feet, to the Northeastern corner of the PRESCOTT ADDITION (190), as per description filed May 16, 1966 as Instrument 17484, Stanislaus County Records; thence along the existing City Limits on the Northern and Western lines of said Addition (190), South $89^{\circ} 21' 30''$ West, 1327.43 feet, and South $0^{\circ} 16' 30''$ East, 339.27 feet, to the Northeastern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962 as Instrument 27723, Stanislaus County Records; thence along the Northern and Western lines of said Addition (133) the following bearings and distances: South $89^{\circ} 21' 30''$ West, 816.06 feet; South $0^{\circ} 16' 30''$ East, 323.13 feet; and South $89^{\circ} 01'$ West, 471.10 feet, to a point on the Western line of said Addition (133) and the Eastern line of 40 foot Conant Avenue; thence leaving the City Limits and along the Westerly extension of the Northern line of said Addition (133), South $89^{\circ} 01'$ West, 20.00 feet, to a point on the center line of 40 foot Conant Avenue; thence along 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, Township 3 South, Range 8 East, North $0^{\circ} 18'$ West, 2008.34 feet, to its intersection with the center line of 40 foot Rumble Road; thence along the center line of Rumble Road, said line being 20.00 feet, measured at right angles, Northerly from the Section line common to Sections 12 and 13, Township 3 South, Range 8 East, North $89^{\circ} 19' 40''$ East, 1247.86 feet, to a point on the Southerly extension of the Western line of property conveyed to the Stanislaus Union School District by Deed recorded March 3, 1965 as Instrument 8610, Stanislaus County Records; thence along the boundaries of said School District property the following bearings and distances: North $0^{\circ} 18' 10''$ West, 1486.38 feet; North $70^{\circ} 15' 20''$ East, 63.62 feet; South $0^{\circ} 18' 10''$ East, 203.45 feet, to a point on its Northerly boundary, said line being the Northern line of Lot 12 of the MCKINNEY COLONY, as per map recorded November 21, 1903 in Volume 1 of Maps, Page 57, Stanislaus County Records; thence along said Northern line of Lot 12, North $89^{\circ} 20' 10''$ East, 1327.48 feet, to the township line common to Section 12, Township 3 South, Range 8 East, and Section 7, Township 3 South, Range 9 East; thence along said township line, South $0^{\circ} 19' 50''$ East, 661.62 feet, to a point on the Northern line of the South half of Lot 3 of the KNAPP TRACT, as per map filed November 16, 1904 in Volume 2 of Maps, Page 2, Stanislaus County Records; thence along said Northern line of the South half of Lot 3 and the Northern line of the South half of Lot 4 of said Knapp Tract and its easterly extension, South $88^{\circ} 30' 05''$ East, 2656.60 feet, to a point on the Eastern line of 40 foot Carver Road, said point also being on the existing City Limits on the Western line of RENEE MANOR ADDITION (139), as per description filed October 18, 1962 as Instrument 39841, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South $0^{\circ} 15' 40''$ East, 660.34 feet, to a point on the section line common to Sections 7 and 18, Township 3 South, Range 9 East; thence continuing along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South $0^{\circ} 23'$ East, 185.53 feet, to a point on a Northern line of the CARVER ADDITION (212), as per description filed March 14, 1968 as Instrument 8061, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (212),

North 88° 32' 05" West, 40.02 feet, to the Northwestern corner of said Addition (212) and the Northeastern corner of the Vent Addition (120), said point also being the intersection of the Western line of Carver Road and the Southern line of Rumble Road; thence along the existing City Limits on the Northern line of said Addition (120) and the Southern line of Rumble Road, North 88° 32' 05" West, 2616.15 feet to the point of beginning, containing 188.536 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. 35, 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 July, 1969, 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. Hargood
Public Works Department
6-3-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-616

A RESOLUTION GRANTING THE REQUEST OF
DOCTORS' HOSPITAL FOR A BUILDING PERMIT
FOR A FOUR-STORY EXPANSION OF DOCTORS'
HOSPITAL AT 333 WEST ORANGEBURG AVENUE,
SUBJECT TO CERTAIN CONDITIONS

WHEREAS, by Resolution No. 68-1112, adopted on the 9th day of December, 1968, the City Council granted an unclassified use permit to Modesto Medical Development Company for a four-story expansion of Doctors' Hospital at 333 West Orangeburg Avenue, and

WHEREAS, said unclassified use permit contained certain conditions, among which was the requirement that all development be in accordance with the plan titled, "Doctors' Hospital", dated November 5, 1968, which plan included a layout for off-street parking for the hospital, and

WHEREAS, another of the conditions of said unclassified use permit was the requirement that prior to the issuance of a building permit a landscaping and irrigation plan shall be submitted by applicant for approval by the Planning Director, and

WHEREAS, said unclassified use permit also contained the condition that the plan for exterior lighting shall be approved by the City Engineer and the Planning Director prior to the issuance of a building permit, and

WHEREAS, by a letter dated June 23, 1969, Doctors' Hospital has indicated that since the issuance of said unclassified use permit they have acquired additional parcels of property, totaling two acres, and that they are in the process of revising their off-street parking, landscaping and irrigation, and exterior lighting plans to incorporate said additional property, and

WHEREAS, by said letter Doctors' Hospital has requested permission to obtain a building permit for the four-story addition to Doctors' Hospital pursuant to Resolution No. 68-1112 without the prior submittal of plans for off-street parking, landscaping and irrigation, and exterior lighting, and

WHEREAS, on July 2, 1969, Doctors' Hospital submitted a new application for an unclassified use permit to cover the off-street parking, landscaping and irrigation, and exterior lighting for the entire Doctors' Hospital development, which application will be considered at Public Hearings by the Planning Commission and the City Council,

NOW, THEREFORE, be it resolved by the Council of the City of Modesto as follows:

1. That the request of Doctors' Hospital to obtain a building permit for the four-story expansion of Doctors' Hospital without the prior submittal of plans for off-street parking, landscaping and irrigation, and exterior lighting as required by Resolution No. 68-1112 is hereby granted.

2. Any building permits for the four-story expansion of Doctors' Hospital issued pursuant to this Resolution shall be conditioned upon the submission and approval of plans for the installation of off-street parking, landscaping and irrigation, and exterior lighting in compliance with the requirements and conditions of the new unclassified use permit which was applied for on July 2, 1969, and which will be considered at Public Hearings by the Planning Commission and the City Council; no certificate of occupancy shall be issued for the four-story addition to Doctors' Hospital until said plans have been submitted and approved and the off-street parking, landscaping and irrigation, and exterior lighting installed in accordance therewith or said installation is guaranteed to the satisfaction of the Director of Public Works.

3. Before any building permits may be obtained by Doctors' Hospital or its agents or representatives pursuant to the authority granted by this resolution, Doctors' Hospital shall file a written acceptance with the City Clerk of the terms and conditions of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-617

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON 4TH AND J STREETS
AT 927 - 4TH STREET AND 312-314 J STREET, LOTS 1, 2 AND 3,
BLOCK 8 - Mr. Leopold Prescott)

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 4th Street and J Street, Block 8

_____ , and

WHEREAS, the Council, did, on June 16, 1969, adopt its Resolution No. 69-547, 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 7th day of July, 1969, 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. 69-547, 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/ ^{six months from this date} in accordance with the provisions of Resolution No. 69-547 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 7th day of July, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-618

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1913 JOAQUIN AVE.,
PORTIONS OF LOTS 16 AND 17, BLOCK 6713 - O. R. Heilesen)

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 Joaquin Avenue, Block 6713

_____, and
WHEREAS, the Council, did, on June 16, 1969, adopt its Resolution No. 69-550, 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 July, 1969, 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. 69-550, 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. 69-550 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 7th day of July, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-619

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON STODDARD AT
402 ELMWOOD AVE., LOTS 14 AND 15, BLOCK 553 -
Manuel M. Acosta)

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 Stoddard, Block 553
_____ , 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 Council did by said resolution, set the
7th day of July, 1969, 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. 69-551, 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. 69-551 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 July, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-620

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON CATALINA WAY AT
601 CATALINA WAY, LOT 4, BLOCK 6128-A - Calvert A. Tanson)

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 Catalina Way, Block 6128-A

, and
WHEREAS, the Council, did, on June 23, 1969, adopt its Resolution No. 69-589, 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 July, 1969, 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. 69-589, 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. 69-589 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 July, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-621

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVE. AT
519 CORONADO WAY, LOT 18, BLOCK 6064 - Carrie M. Smith)

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 Enslen Ave., Block 6064

_____ , and

WHEREAS, the Council, did, on June 23, 1969, adopt its Resolution No. 69-590, 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 July, 1969, 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. 69-590, 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. 69-590 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 July, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-622

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVE. AT
518 CORONADO WAY, LOT 1, BLOCK 6063 - Alberta M. Keller)

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 Coronado Way, Block 6063

, and

WHEREAS, the Council, did, on June 23, 1969, adopt its Resolution No. 69-591, 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 July, 1969, 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. 69-591, 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/one year from this date in accordance with the provisions of Resolution No. 69-591 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 7th day of July, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-623

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON TONILANE AT
1610 TONILANE, LOT 12, BLOCK 3086 - Eldon S. DeLay)

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 Tonilane, Block 3086,

and
WHEREAS, the Council, did, on June 23, 1969, adopt its Resolution No. 69-593, 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 July, 1969, 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. 69-593, 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. 69-593 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 July, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-624

A RESOLUTION ACCEPTING THE BID OF LEE WHITE FOR THE IMPROVEMENT OF WOODROW AVENUE FROM TULLY ROAD TO McHENRY AVENUE

WHEREAS, Resolution No. 69-541 , adopted by the Council of the City of Modesto on June 16, 1969, approved the plans and specifications for the improvement of Woodrow Avenue from Tully Road to McHenry Avenue, and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Woodrow Avenue from Tully Road to McHenry Avenue were opened at 10:00 A.M. on July 1, 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 Lee White, Modesto, California, in the amount of \$76,224.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Lee White in the amount of \$76,224.00

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 7th day of July, 1969 , 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. 69-625

A RESOLUTION ESTABLISHING CHARGE FOR THE MODESTO SPECIAL CENSUS,
1968, PREPARED BY THE PLANNING DEPARTMENT

WHEREAS, the Planning Department has prepared a brief summary and analysis of the special census taken in the City of Modesto in September 1968; and

WHEREAS, the Director of Planning has recommended that \$1.00 per copy be charged for the publication.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a charge of \$1.00 per copy is hereby established for the Modesto Special Census, 1968, a publication prepared by the Planning Department.

BE IT FURTHER RESOLVED that these fees shall not apply to any governmental agency.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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. 69-626

A RESOLUTION ESTABLISHING PAYROLL PERIODS
FOR EMPLOYEES OF THE CITY OF MODESTO,
COMMENCING JULY 1, 1969, AND RESCINDING
RESOLUTION NO. 66-739

WHEREAS, the City Council of the City of Modesto desires to establish new payroll periods for employees of the City of Modesto,

SECTION 1. Commencing on July 1, 1969, the payroll period for employees of the City of Modesto, except temporary part time recreation personnel and parking lot attendants, shall consist of successive periods of fourteen calendar days.

SECTION 2. The payroll will be distributed to employees of the City of Modesto, except temporary part time recreation personnel and parking lot attendants, every other Friday commencing July 18, 1969.

SECTION 3. Commencing on July 22, 1969, the payroll period for temporary part time recreation personnel and parking lot attendants shall consist of successive periods of twenty-eight calendar days. In order to make the transition from the prior payroll periods to the new twenty-eight day period, there shall be a pay period commencing at the end of the prior respective payroll periods for temporary part time recreation personnel and parking lot attendants and ending on July 21, 1969.

SECTION 4. The payroll will be distributed to temporary part time recreation personnel and parking lot attendants every fourth Friday, commencing on July 25, 1969.

SECTION 5. When the day for distribution for payroll as provided for herein falls on an authorized holiday, the payroll will be distributed on the first regular work day immediately prior thereto, except under emergency conditions the City Manager may authorize the payroll to be distributed after the holiday.

SECTION 6. Resolution No. 66-739 adopted by the Council on the 19th day of December, 1966, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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: Simon, 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. 69-627

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ADRIAN WILSON ASSOCIATES AND LEE/KADO, ARCHITECTS FOR SERVICES RE DESIGN AND CONSTRUCTION OF COMMUNITY CENTER FACILITIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Adrian Wilson Associates and Lee/Kado, architects, for architectural, landscape architectural and engineering services re the design and construction of community center facilities be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-628

A RESOLUTION APPROVING THE APPLICATION OF MODESTO AMBULANCE COMPANY TO OPERATE A LIMITED AMBULANCE IN THE CITY OF MODESTO

WHEREAS, Modesto Ambulance Company has submitted an application to operate a limited ambulance in the City of Modesto, and

WHEREAS, the Chief of Police has investigated the applicant for a limited ambulance permit as required in Section 3-9.05 of the Modesto Municipal Code, and

WHEREAS, the Chief of Police in a memorandum dated July 3, 1969 has recommended that the application be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of Modesto Ambulance Company to operate a limited ambulance in the City of Modesto be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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. 69-629

A RESOLUTION APPROVING THE APPLICATION OF DOCTORS AMBULANCE
COMPANY TO OPERATE A LIMITED AMBULANCE IN THE CITY OF MODESTO

WHEREAS, Doctors Ambulance Company has submitted an application to operate a limited ambulance in the City of Modesto, and

WHEREAS, the Chief of Police has investigated the applicant for a limited ambulance permit as required in Section 3-9.05 of the Modesto Municipal Code, and

WHEREAS, the Chief of Police in a memorandum dated July 3, 1969 has recommended that the application be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the application of Doctors Ambulance Company to operate a limited ambulance in the City of Modesto be, and it is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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. 69-630

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN C. AND CAMILLE HOLZHEIMER FOR WATER SERVICE TO PROPERTY AT 3113 McHENRY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and John C. and Camille Holzheimer for water service to property at 3113 McHenry Avenue (located about 600 feet south of Woodrow on west side of McHenry) 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 7th day of July, 1969, 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. 69-631

OPTION TO PURCHASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND BOMBERGER BROTHERS, INC., AND ROBERT P. BOMBERGER, FOR PURCHASE OF LAND FOR PARK PURPOSES (FLOYD NEIGHBORHOOD PARK NO. 2)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
option to purchase
that the/agreement between the City of Modesto and Bomberger Brothers,
Inc., and Robert P. Bomberger
for the acquisition of certain real property to be used for park
purposes (Floyd Neighborhood Park No. 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 7th day of
July , 1969, 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. 69- 632

A RESOLUTION AUTHORIZING FILING OF APPLICATION WITH
THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT,
UNITED STATES OF AMERICA, FOR GRANT TO ACQUIRE OPEN-
SPACE LAND FOR THE FLOYD NEIGHBORHOOD PARK. NO. 2

WHEREAS, Title VII of the Housing Act of 1961, as amended, provides for the making of grants by the Secretary of Housing and Urban Development to states and local public bodies to assist them in the acquisition and development of permanent interests in land for open-space uses where such assistance is needed for carrying out a unified or officially coordinated program for the provision and development of open-space land as part of the comprehensively planned development of the urban areas, and

WHEREAS, the City of Modesto, herein sometimes referred to as "Applicant", desires to acquire fee simple title to certain land known as Floyd Neighborhood Park No. 2, which land is to be held and used for permanent open-space land for a public park, 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, provide that no person shall be discriminated against because of race, color, or national origin in the use of the land acquired, and

WHEREAS, it is recognized that the contract for Federal grant will impose certain obligations and responsibilities upon the Applicant and will require among other things (1) assurance that families and individuals displaced as a result of the open-space land project are offered decent, safe, and sanitary housing, (2) compliance with Federal labor standards, and (3) compliance with Federal requirements relating to equal employment opportunity, and

WHEREAS, it is estimated that the cost of acquiring said interest will be Fifty-four Thousand, Eighty and no/100ths (\$54,080) Dollars,

NOW, THEREFORE, BE IT RESOLVED by the City 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, which amount is presently estimated to be Twenty-seven Thousand, Forty and no/100ths (\$27,040) Dollars, and that the Applicant will pay the balance of the cost from other funds available to it.

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 Applicant.

3. That the proposed acquisition is in accordance with plans for the allocation of land for open-space uses, and that, should said grant be made, the Applicant will acquire, and retain said land for the use 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 hereby are, assured of full compliance by the Applicant with regulations of the Department of Housing and Urban Development effectuating Title VI of the Civil Rights Act of 1964.

5. That the United States of America and the Secretary of Housing and Urban Development be, and they hereby are, assured of full compliance with the applicant with the Federal labor standards imposed under Title VII of the Housing Act, as amended.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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. 69-632A

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,000 FOR PURCHASE OF FLOYD NEIGHBORHOOD PARK NO. 2

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 (321)

FROM: General Reserve (60) \$4,000
TO: Floyd Park #2, Land Acquisition (6360-31) \$4,000

(Estimated cost of park \$59,000; \$55,000 budgeted)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969 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. 69-633

A RESOLUTION APPROVING REQUESTS FOR EXCEPTIONS TO MANDATORY
SEWER CONNECTIONS

WHEREAS, Sections 5-6.17 and 5-6.18 of the Modesto Municipal Code establish requirements for connection to the sewage system; and

WHEREAS, the following individuals have requested extension of time in connecting to the sewer system, such exception being authorized by Section 5-6.19 of the Code:

Hazel Davis, 2038 Bellamy Ave.;

Mrs. Robert E. Foster, 409 Camellia Way;

Mr. and Mrs. E. D. Blakely, 1023 College Avenue;

Charles E. Radford, 1201 West Roseburg Avenue, and

WHEREAS, the Public Works Department in a memorandum dated June 27, 1969 has recommended that time extensions be granted until January 1, 1970;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the requests of Hazel Davis, Mrs. Robert E. Foster, Mr. and Mrs. E. D. Blakely, and Charles E. Radford for an extension of time to connect to the sewer system ^{are} ~~is~~ hereby approved.

BE IT FURTHER RESOLVED that the time is extended to January 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969 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. 69-634

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS MCHENRY ADDITION

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the McHenry
Addition was approved by the Local Agency Formation Commission
by resolution adopted June 20, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 7th
day of July, 1969, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Mitchell, was upon roll call carried and the reso-
lution 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

RML
7-7-69

McHENRY 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 the Southeast quarter of Section 8, and a portion of the North half of the Southwest quarter of the Southwest quarter of Section 9, 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 most Easterly Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968 as Instrument 25254, Stanislaus County Records, said corner being North 89° 02' 30" West, 435.29 feet along the center line of 60 foot Woodrow Avenue from the Northeast corner of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, South 89° 02' 30" East, 130.29 feet to the Northerly extension of the Western line of Parcel 1 of the map filed December 23, 1966 in Volume 2 of Parcel Maps, Page 117, Stanislaus County Records; thence along said Western line, South 0° 53' 30" East, 145.00 feet; thence along the Southern line of Parcel 1 and the Northern line of Parcel 2 of said Parcel Map and its Easterly extension, South 89° 02' 30" East, 305.00 feet to a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along said center line and section line, North 0° 53' 30" West, 145.00 feet to its intersection with the center line of Woodrow Avenue and the North line of the Southeast quarter of the Southeast quarter of Section 8; thence along the center line of 60 foot Robin Hood Drive, South 89° 29' 20" East, 61.11 feet; thence continuing along the center line of Robin Hood Drive along a tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of 11° 05' 35", and an Arc Length of 129.72 feet, to its intersection with the Northerly extension of the Western line of a 20 foot alley in Block 12309 of the SHERWOOD FOREST subdivision, as per map filed in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Northerly extension and the Western line of said alley, South 0° 53' 30" East, 395.50 feet to the Southern line of said subdivision and a point on the existing City Limits on the Northern line of the CROCCO ADDITION (171), as per description filed March 17, 1965 as Instrument 10620, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (171), North 89° 29' 20" West, 189.72 feet to the Northwestern corner of said Addition (171) and a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along the existing City Limits on the Western line of said Addition (171) and the center line of McHenry Avenue and said section line, South 0° 53' 30" East, 254.62 feet to the South line of the North half of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, North 89° 03' 20" West, 454.42 feet to a point on the existing City Limits at the most Easterly Southeastern corner of the Leveland Addition (221); thence along the existing City Limits on the most Eastern line of said Addition (221), North 0° 45' 45" East, 662.41 feet to the point of beginning, containing 7.514 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 635

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS SYLVAN-COFFEE #1 ADDITION

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Sylvan-Coffee #1
Addition was approved by the Local Agency Formation Commission
by resolution adopted June 20, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 7th
day of July, 1969, by Councilman Smith,
who moved its adoption, which motion being duly seconded by Coun-
cilman Mitchell, was upon roll call carried and the reso-
lution 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. Rosewood
Public Works Department

R. A. Rosewood
7-7-69

May 6, 1969

SYLVAN-COFFEE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-636

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE SANTA ROSA 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 Planning Commission of the City of Modesto has reviewed said annexation and on July 1, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said municipal corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on June 20, 1969, 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 Santa Rosa 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 Santa Rosa 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, 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 7th day of July, 1969, 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, 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. C. Hasegood
Public Works Department

6-27-69

May 8, 1969

SANTA ROSA ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Northeast quarter of Section 33, 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 Southern line of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953 as Instrument 30045, Stanislaus County records, said point being at the intersection of the Western line of 60 foot South Santa Rosa Avenue and the Westerly extension of the Southern line of Lot 15 of Block 2015 as said block is shown on the map of the DEL ESTE SUBDIVISION as Block 3, filed April 14, 1914 in Volume 8 of Maps at Page 12, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (55), East 288.34 feet to the Eastern line of the 20 foot North-South alley in said block; thence along the Eastern line of said alley, South $0^{\circ} 54'$ East, 60.00 feet to its intersection with the Easterly extension of a line which is parallel with and 5.00 feet, measured at right angles, Southerly from the Southern line of Lot 14 of Block 2015; thence along said line and its Westerly extension, West, 288.34 feet to a point on the Western line of South Santa Rosa Avenue and the existing City Limits; thence along the existing City Limits on the Western line of South Santa Rosa Avenue, North $0^{\circ} 54'$ West, 60.00 feet to the point of beginning, containing 0.397 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 637

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS NORTH 99 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 June 16, 1969, 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 North 99 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 16, 1969, 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 25th day of August, 1969, 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 7th day of July, 1969,

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:

RHM
7-3-69 By *B. A. Hayward*
Public Works Department

NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemaker Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~34.807~~ 34.807 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-638

A RESOLUTION APPOINTING MEMBERS OF THE AB-103 ADVISORY BOARD
(DOWNTOWN IMPROVEMENT DISTRICT) (Earl C. Egolf and Frank Cantele)

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 AB-103 Advisory Board (D.I.D.) for the respective term as indicated:

Earl C. Egolf for a term ending March 28, 1971 (Area D)

Frank Cantele for a term ending March 28, 1973 (Area B)

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the AB-103 Advisory Board (D.I.D.) and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of July, 1969, 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, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson, Simon

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-639

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF
H. L. FOGLE FROM THE PERSONNEL COMMISSION OF THE CITY OF
MODESTO (Effective July 1, 1969)

WHEREAS, H. L. Fogle was appointed a member of the
Personnel Commission on October 19, 1967, and

WHEREAS, Mr. Fogle has tendered his resignation from
the Personnel Commission effective July 1, 1969, and

WHEREAS, Mr. Fogle 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
H. L. Fogle from the Personnel 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
Mr. Fogle 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
14th day of July, 1969, 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. 69-640

A RESOLUTION AUTHORIZING PURCHASING OFFICER AND PUBLIC WORKS DEPARTMENT TO NEGOTIATE FOR PURCHASE OF MICROFILMING EQUIPMENT FOR THE PUBLIC WORKS DEPARTMENT AND AUTHORIZING WAIVER OF FORMAL BID PROCEDURE

WHEREAS, the 1969-70 Budget includes funds to purchase micro-filming equipment for the Public Works Department, and

WHEREAS, the Assistant City Engineer in a memorandum dated July 8, 1969 has outlined the needs of the Public Works Department and made recommendations regarding the proposed purchase of micro-filming equipment, and

WHEREAS, the 3M Company and Itek Corporation are the only suppliers of a camera-processor and reader-printer, respectively, which conform to the Public Works requirements of space and operation, it has been recommended that pursuant to Section 8-3.07 of the Municipal Code, formal bid procedures be waived and authorization be given to the Public Works Department and the Purchasing Officer to negotiate for purchase of microfilming equipment.

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

1. Formal bid procedure required by Section 8-3.06 for the purchase of microfilming equipment is hereby waived.
2. Purchase of microfilming equipment by negotiation is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1969, 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. 69-641

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE IMPROVEMENT OF COLLEGE AVENUE FROM ORANGEBURG AVENUE TO BRIGGSMORE AVENUE

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

SECTION 1. The plans and specifications for the improvement of College Avenue from Orangeburg Avenue to Briggsmore Avenue,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on July 29, 1969 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 14th day of July 1969, 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. 69-642

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RUNWAY 29R EXTENSION AT
MODESTO CITY-COUNTY AIRPORT FROM CONTRACTOR, THOMAS CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Runway 29R Extension at
Modesto City-County Airport

has been completed by Thomas Construction Company

in accordance with the contract agreement dated October 7, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of Runway 29R
Extension at Modesto City-County Airport
be accepted from said contractor, Thomas Construction Company,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$130,718.46
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 14th day of July,
1969, 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. 69-643

A RESOLUTION ACCEPTING THE BID OF B. G. CONSTRUCTION COMPANY FOR THE IMPROVEMENT OF BRIGHTON AVENUE FROM WYLIE DRIVE TO COFFEE ROAD

WHEREAS, Resolution No. 69-562 , adopted by the Council of the City of Modesto on June 23, 1969 approved the plans and specifications for the improvement of Brighton Avenue from Wylie Drive to Coffee Road, and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Brighton Avenue from Wylie Drive to Coffee Road were opened at 10:10 A.M. on July 8, 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 B. G. Construction Company, Modesto, California, for the improvement of Brighton Avenue from Wylie Drive to Coffee Road, in the amount of \$45,548.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of B. G. Construction Company for the improvement of Brighton Avenue from Wylie Drive to Coffee Road in the amount of \$45,548.50 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 14th day of July, 1969 , 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. 69-644

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC., FOR UNIT NO. 1 DRYDEN GOLF COURSE PARKING LOT PAVING AND UNIT NO. 2 DEL WEBB FIELD PARKING LOT PAVING

WHEREAS, Resolution No. 69-561 , adopted by the Council of the City of Modesto on June 23, 1969 approved the plans and specifications for ~~the~~ Unit No. 1 Dryden Golf Course Parking Lot Paving and Unit No. 2 Del Webb Field Parking Lot Paving and authorized the calling for bids, and

WHEREAS, the bids received for ~~the~~ Unit No. 1 Dryden Golf Course Parking Lot Paving and Unit No. 2 Del Webb Field Parking Lot Paving were opened at 10:00 A.M. on July 8, 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 George Reed, Inc., in the amount of \$21,123.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc., in the amount of \$21,123.50

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 14th day of July, 1969 , 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-~~69~~ 645

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$20,800 FOR PROJECTS INADVERTENTLY OMITTED IN CARRY-OVER TO 1969-70 FISCAL YEAR

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 (321)

From:	General Reserve (60)	\$20,800
To:	Dryden Parking Lot Paving (6250-31)	\$13,000
	Del Webb Parking Lot Paving, (6350-31)	7,800

(These projects budgeted for in 1968-69 fiscal year; and, through inadvertence, not carried over into the 1969-70 fiscal year. This request will rebudget sufficient funds to complete the projects)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1969 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, Smith, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-646

A RESOLUTION APPROVING THE CAPITAL IMPROVEMENT PROGRAM FOR THE CITY OF MODESTO FOR THE FISCAL YEARS 1970-71 THROUGH 1974-75

WHEREAS, the Planning Commission of the City of Modesto has recommended to the City Council a Capital Improvement Program for the fiscal years 1969-70 through 1974-75, and

WHEREAS, the City Council of the City of Modesto has considered the Planning Commission's recommendations, and

WHEREAS, the City Council, at its meeting of June 23, 1969, adopted the budget for the City of Modesto fiscal year 1969-70, which included the Capital Improvement Program for the 1969-70 fiscal year, and


WHEREAS, the City Council desires to approve the Capital Improvement Program for the fiscal years 1970-71 through 1974-75 as recommended by the Planning Commission,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that it hereby approves the Capital Improvement Program for the fiscal years 1970-71 through 1974-75, as recommended by the Planning Commission, and as evidenced by the document entitled "CITY OF MODESTO PRELIMINARY CAPITAL IMPROVEMENT PROGRAM 1969-70 THROUGH 1974-75" as revised, and dated May 20, 1969, with attachments thereto, a copy of which is on file in the office of the City Clerk 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 14th day of July, 1969, 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

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 647

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 \$117,928.00, 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 \$117,928.00 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 \$117,928.00 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 \$117,928.00, and that it requests the County Auditor of said county to compute the rate of taxation needed to raise the sum of \$117,928.00 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 14th day of July, 1969, 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 L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL,
RESOLUTION NO. 69- 648

A RESOLUTION AMENDING SECTION 13.3(a) OF THE
PERSONNEL RULES RELATING TO HOLIDAYS 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 Section 13.3(a) and Section 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 Section 13.3(a) and Section 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, Veteran's Day, Thanksgiving Day, Christmas Day, and from 12:00 noon to 3:00 p.m. on Good Friday.

SECTION 2. That Section 13.5 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 fifty 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 the recommendation of the City Manager and the approval of the City Council.

Employees terminating their city employment or being terminated shall forfeit all unused sick leave benefits, as of the terminal date. Former employees re-employed by the city shall receive no credit for prior service in determination of sick leave or vacation benefits.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1969, 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 L. Johnson*
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-649

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

Maintenance Mechanic

CLASSIFICATIONS CREATED

Parks Maintenance Mechanic

Public Works Maintenance
Mechanic

Electrician Leadman

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 14th day of July, 1969, 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 L. Johnson
ELWYN L. JOHNSON, City Attorney

PARK MAINTENANCE MECHANIC

Definition

Under general supervision, to do skilled work in the maintenance and repair of municipal facilities and properties; operate specialized equipment, and to do related work as required.

Typical Tasks

Does skilled carpentry work; builds forms, pours and finishes concrete; makes inspections; and prepares time and material estimates for needed repairs; mixes, matches, and applies paint to buildings and facilities; does welding; operates other specialized equipment; installs, maintains, and makes repairs to plumbing systems; controls pumps; uses a variety of hand tools; installs and repairs sprinkler lines, timers; keeps records; and may supervise work of one or more employees.

Employment Standards

Any combination of training and experience equivalent to completion of the eighth grade and two years of experience in varied general construction, building, mechanical maintenance or repair work.

Desirable Qualifications

Knowledge of the methods, tools, equipment, and materials used in the building trades; ability to perform building and mechanical maintenance work; ability to estimate time and materials needed for repair work; mechanical aptitude; ability to follow oral and written directions; skill in the use and care of various types of equipment and tools including power tools and specialized equipment.

City of Modesto

1969

Exhibit "A"

PUBLIC WORKS MAINTENANCE MECHANIC

Definition

Under general supervision to do building maintenance, mechanical equipment maintenance and repair; to operate specialized equipment; and do other related work as required.

Typical Tasks

Builds forms, pours and finishes concrete; makes inspections, and prepares time and material estimates for needed repairs; mixes, matches, and applies paint to buildings and facilities; does welding; drives a truck; operates other specialized equipment; controls pumps; services and adjusts transmitters and receivers; monitors data; lubricates, packs, cleans, and repairs electric pumps and motors; keeps records; may supervise work of one or more employees.

Employment Standards

Any combination of training and experience equivalent to completion of the eighth grade and two years of experience in varied building, mechanical maintenance or repair work, or in the operation of specialized equipment.

Desirable Qualifications

Knowledge of methods and tools used in the maintenance and repair of pumps and electrical motors; ability to perform building and mechanical maintenance work and how to use and care for various tools used; ability to operate a variety of specialized equipment; ability to estimate time and materials needed for repair work; mechanical aptitude; ability to follow oral and written directions.

City of Modesto

Exhibit "B"

1969

ELECTRICIAN LEADMAN

Definition

Under direction, to lead and work with employees engaged in the maintenance and repair of city electrical installations and systems; and to do related work as required.

Typical Tasks

Takes the lead in a crew or crews engaged in installing, maintaining, or repairing traffic signals, fire and police signal systems, airport lighting systems, flood lighting systems, street lights, motors and various other types of electrical equipment and apparatus; inspects, tests, locates, and repairs trouble in electrical circuits and equipment; climbs and performs lineman work; reads blueprints; enforces safety regulations; requisitions and accounts for materials, keeps work records; acts for Chief Electrician in his absence; trains and evaluates work of subordinate employees.

Employment Standards

Any combination of training and experience equivalent to completion of the twelfth grade and three years of experience as a journeyman electrician.

Desirable Qualifications

Knowledge of the principles, practices, tools and equipment and materials used in the electrical trade; knowledge of the installations, operation, and maintenance of electrical equipment, apparatus, and instruments; knowledge of the laws, rules and standards pertaining to electrical construction and maintenance; ability to read and interpret electrical plans and diagrams; ability to plan work and direct work of crews; ability to work with others.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-650

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 Parks Maintenance
Mechanic, Range No. 19.5, Public Works Maintenance Mechanic, Range
No. 19.5, Electrician Leadman, Range No. 24.5, and to delete the position
of Maintenance Mechanic, Range No. 19.5.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 14th day of July,
1969, 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 L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-650A

A RESOLUTION AUTHORIZING PURCHASE OF INSURANCE POLICY FROM AIRSUANCE, USAIG, FOR AIRPORT COMPRENENSIVE LIABILITY INSURANCE AT MODESTO CITY-COUNTY AIRPORT


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City of Modesto's Airport comprehensive liability insurance be purchased from AIRSUANCE, USAIG, for a period of one year beginning July 15, 1969 for a total premium of \$3,074.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 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, Newton, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies


ATTEST: W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-651

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE ADDITIONAL FUNDS FOR LIABILITY INSURANCE PREMIUMS (\$1,773)

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

AIRPORT FUND (230)

FROM: General Reserve (60)	\$1,773
TO: Airport - Public Liability Insurance (415-46)	\$1,773

(To provide additional funds for liability insurance premiums.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 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, 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. 69-652

A RESOLUTION AUTHORIZING RENEWAL OF CATASTROPHE LIABILITY
INSURANCE WITH GREAT AMERICAN INSURANCE COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City of Modesto's comprehensive catastrophe liability insurance, be renewed with Great American Insurance Company for a three-year period beginning July 15, 1969 and ending July 15, 1972, for a total premium of \$11,250.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1969 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. 69-653

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. 64-310.

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 Sav- ings 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.

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 3. 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 4. SIGNS. The Golf Course Professional be, and he is hereby authorized and directed to post a sign in a conspicuous place informing all golfers of the established greens fees.

SECTION 5. EFFECTIVE DATE. Said rates as herein established are to be effective as of July 21, 1969.

SECTION 6. REPEALS. Resolution No. 64-310 adopted on June 8, 1964, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1969, 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
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-654

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING PROPOSED
ADDITION OF LANDSCAPING STANDARDS TO THE MODESTO MUNICIPAL CODE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 4, 1969, 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 addition of landscaping standards to the zoning regulations of the Modesto Municipal Code.

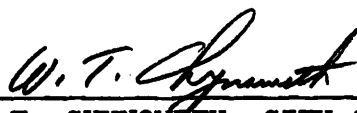
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of July, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following 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. 69-655

A RESOLUTION SETTING TIME AND PLACE FOR HEARING TO CONSIDER PRECISE ALIGNMENT OF THE STREET CONNECTION BETWEEN SUNRISE AVENUE AND BODEM STREET AT BLOCK 593 IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969 , 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 a precise plan for the connection of Sunrise Avenue to Bodem Street at Block 593 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 14th day of July, 19 69, 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. 69-656

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL NEEDS 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 needs 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 August 6, 1969 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~~ ^{an adjourned} regular meeting of the Council of the City of Modesto held on the 22nd day of July 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, Newton, Robinson, Smith, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-657

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL NEEDS OF LIQUID ASPHALT

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

SECTION 1. The ~~plans and~~ specifications for furnishing annual needs of liquid asphalt,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 6, 1969 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 ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 19 69, 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, Smith, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-658

A RESOLUTION APPROVING ~~EXCESSIVE~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ANNUAL NEEDS OF READY-MIXED CONCRETE

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

SECTION 1. The ~~excessive~~ specifications for furnishing annual needs 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 August 6, 1969 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~~ ^{an adjourned} regular meeting of the Council of the City of Modesto held on the 22nd day of July 19 69, 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, Smith, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-659

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN ROSE 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 the installation of water lines in Rose Terrace 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 July 31, 1969 at 9:00 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 ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 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, Newton, Robinson, Smith, Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-660

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1429 ROOSEVELT DRIVE,
LOTS 7 AND 8, BLOCK 6068 - Clarence F. Moore)

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 Roosevelt Drive, Block 6068

_____ , and
WHEREAS, the Council, did, on June 23 , 19 69 , adopt its Resolution No. 69-592 , 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 July , 1969 , 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 continued to the 14th of July, 1969, at 7:50 P.M., and further continued to the 22nd day of July, 1969; and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-592 , 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. 69-592 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 ^{an adjourned} ~~a regular~~ meeting of the Council of the City of Modesto held on the 22nd ~~14th~~ day of July, 19 69, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 661

A RESOLUTION ESTABLISHING CONDITIONS FOR ISSUING
ENCROACHMENT PERMITS TO PLACE NEWSPAPER RACKS IN
SIDEWALK-PLANTING STRIPS.

WHEREAS, from time to time the City of Modesto receives requests for permission to place newspaper racks in sidewalk-planting strips, and

WHEREAS, Section 7-1.104 of the Modesto Municipal Code authorizes the Director of Public Works to issue such permits in accordance with conditions established by the City Council,

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

SECTION 1. DEFINITION OF "SIDEWALK-PLANTING STRIP".

"Sidewalk-Planting Strip" shall mean that portion of the street between the property line and the curb line.

SECTION 2. GRANTING OF PERMITS. The Director of Public Works is hereby authorized to issue permits for placing newspaper racks in sidewalk-planting strips to applicants therefor subject to the conditions set forth in this resolution. All such applications shall be in accordance with Section 7-1.104(c) and Section 7-1.106 of the Modesto Municipal Code and shall be approved or denied by the Director of Public Works subject to the conditions hereinafter specified.

SECTION 3. CONDITIONS. The issuing of permits for placing newspaper racks in sidewalk-planting strips in the City shall be granted subject to each of the conditions herein set forth, which conditions permittee agrees by acceptance of the permit to faithfully perform, to wit:

(a) Permittee, his successors, and assigns, shall comply with all laws of the City and the State of California.

(b) Permittee, his successors and assigns, during the term of the permit shall indemnify and save the City and its officers, employees and agents free and harmless from any and all damages, costs and charges of any kind or character arising out of, relating to or in any way connected with the exercise of the rights granted by the permit.

(c) Permittee shall provide and keep in force during the life of the permit a policy of public liability and property damage insurance as required by Section 7-1.109 of the Modesto Municipal Code.

(d) Permittee shall obtain written permission from the person or persons who own, lease or otherwise occupy the property or properties in front of which permittee desires to place a newspaper rack.

(e) A permit shall not be granted for placing a newspaper rack in a location that will create a hazard, or danger to, or unduly inconvenience the public using the sidewalk-planting strip.

(f) Permittee shall securely fasten all newspaper racks covered by the permit in such a manner that they cannot be relocated by unauthorized persons.

(g) Permittee shall maintain all newspaper racks covered by the permit in a safe and sightly condition at all times.

SECTION 4. INSPECTION FEE. An inspection fee of Two and no/100ths (\$2.00) Dollars per newspaper rack shall be paid before the permit is issued.

SECTION 5. REVOCATION OF PERMIT. The Council of the City of Modesto reserves the right at any time to revoke any permit issued under the authority of this resolution.

SECTION 6. FURNISHING PERMITS. The Director of Public Works shall furnish each permittee with a copy of the permit, setting forth the terms and conditions which apply to the placing of newspaper racks in sidewalk-planting strips in the City. Each permittee shall be required to sign a copy of the permit which shall be maintained on file in the Public Works Department, and no right shall be conferred by any permit authorized under this resolution until said written consent to the terms and conditions of the permit is executed.

adjoined

The foregoing resolution was introduced at a/regular meeting of the Council of the City of Modesto held on the 22nd day of July, 1969, 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: ~~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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-662

A RESOLUTION AUTHORIZING THE PURCHASE OF MICROFILMING EQUIPMENT
(3M Camera-Processor and Itek Reader-Printer)

WHEREAS, Resolution No. 69-640 adopted by the Council of the City of Modesto on July 14, 1969 authorized waiver of formal bid procedure and the purchase of microfilming equipment for the Public Works Department by informal negotiation; and

WHEREAS, bids received for this equipment are as follows:

<u>SOURCE</u>	<u>ITEM</u>	<u>PRICE</u>
George M. Lucas Company	3M Camera-Processor Model 2000-II	\$8,394.75 (tax included)
Itek Business Products Company	Itek Reader-Printer Model F18.24	\$4,250.75 (tax included)

and,

WHEREAS, the Purchasing Officer in a memorandum dated July 17, 1969 has stated that the quoted prices are standard for State and local government agencies; and has recommended that purchase of the equipment be authorized by the Council,

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Modesto that the bid of George M. Lucas Company for one 3M Camera-Processor, Model 2000-II, for \$8,394.75 is hereby approved;

BE IT FURTHER RESOLVED that the bid of Itek Business Products Company for one Itek Reader-Printer, Model F18.24, in the amount of \$4,250.75 is hereby approved;

BE IT FURTHER RESOLVED that the Purchasing Officer is directed to issue purchase orders for the purchase of the above-mentioned items.

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 22nd day of July, 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, Newton, Robinson, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-663

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.
(**CARPENTER ADDITION**)

WHEREAS, there has been annexed to the City of Modesto on June 23, 19 69, certain territory known as Carpenter Addition, and

WHEREAS, the inclusion of the area contained in Carpenter 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 Carpenter 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. 39.

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 8, 19 69, 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. 39.

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 side of Carpenter Road at the south boundary of the annexation.**
- (2) **At the southeast corner of Carpenter Road and Blue Gum Avenue.**
- (3) **At the southeast corner of Blue Gum Avenue and Prichard 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. 39, shall be taken pursuant to the Law.

The foregoing resolution was introduced at ~~a~~ ^{an adjourned} regular meeting of the Council of the City of Modesto held on the 22nd day of July, 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, Newton, Robinson, Smith,
Vice Mayor Mitchell

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 Road Campbell
Public Works Department

RAM
7-17-69

CARPENTER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, and a portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being all of Lots 1, 2, 3, 4, 5, 8, 9 and 10, and a portion of Lots 11 and 12 of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the most Southeasterly line of the NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Western line of the State Freeway 99 right of way and the Northeastern line of North Ninth Street; thence along the existing City Limits on the Southeastern line of said Addition (195), South $46^{\circ} 30' 30''$ West, 110.00 feet, to a point on the Southwestern line of North Ninth Street, said line also being the Northeastern line of Southern Pacific Railroad right of way; thence along the existing City Limits on the line common to North Ninth Street and said Railroad right of way, North $43^{\circ} 29' 30''$ West, 166.50 feet, to its intersection with the center line of Blue Gum Avenue; thence leaving the existing City Limits and along said center line of Blue Gum Avenue and across said Railroad right of way, South $46^{\circ} 30' 30''$ West, 100.00 feet, to the Southwestern line of said right of way, said point being on the Northern line of the Southwest quarter of Section 19; thence along said Northern line, said line also being the center line of Blue Gum Avenue and the Northern line of Lots 1 and 2 of the Carmichael Colony, North $89^{\circ} 35' 30''$ West, 1065.90 feet, to the quarter corner common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the Northern line of the Southeast quarter of Section 24 and the Northern line of Lots 3, 4 and 5 of the Carmichael Colony, South $88^{\circ} 59'$ West, 1990.79 feet, to the Western line of Lot 5; thence along the Western line of Lots 5 and 8 of the Carmichael Colony, South $0^{\circ} 32'$ East, 1322.72 feet, to the Southern line of Lot 8; thence along the Southern line of Lots 8, 9 and 10 of the Carmichael Colony, North $89^{\circ} 09'$ East, 1991.19 feet, to a point on the section line common to Sections 24 and 19; thence along the Southern line of Lot 11 of the Carmichael Colony, North $89^{\circ} 59'$ East, 667.86 feet, to the Eastern line of Lot 11; thence along the Eastern line of Lot 11, North $0^{\circ} 28'$ West, 380.00 feet, to the line common to Parcels 1 and 2 as shown on the parcel map filed March 24, 1966, in Volume 1 of Parcel Maps, Page 79, Stanislaus County Records; thence along said line, South $89^{\circ} 59'$ West, 668.41 feet, to a point on the section line common to Sections 19 and 24; thence along said section line, North $0^{\circ} 33'$ West, 284.39 feet, to the Southern line of Lot 2 of the Carmichael Colony; thence along the Southern line of Lot 2, North $89^{\circ} 55' 12''$ East, 668.80 feet, to the Southeastern corner of Lot 2; thence along the Southern line of property conveyed to Robert M. Shurtz, et ux, by Deeds recorded August 26, 1959 as Instrument 24471, and September 11, 1959 as Instrument 26502, Stanislaus County Records, North $89^{\circ} 58'$ East, 334.29 feet, to the Western line of the East half of Lot 1; thence along said Western line, said line also being the Western line of property conveyed to William L. Shimmon, et ux, by Deed recorded August 14, 1951 as Instrument 18588, Stanislaus County Records, South $0^{\circ} 28'$ East, 10.00 feet; thence along the Southern line of said Shimmon property, North $89^{\circ} 58'$ East, 334.29 feet, to the Eastern line of Lot 1 of the Carmichael Colony, said line also being the Western line of State Freeway 99 right of way; thence along said line, North $0^{\circ} 24'$ West, 374.86 feet, to its intersection with the Southwestern line of the right of way of the Southern Pacific Railroad; thence along the Northerly extension of the Western line of State Freeway 99 across said Railroad right of way and North Ninth Street, North $1^{\circ} 32' 34''$ West, 314.14 feet, to the point of beginning, containing 86.880 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 23, 1969, 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, Smith,
Vice Mayor Mitchell

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: July 23, 1969

City Clerk of the City of Modesto,
California

W. T. CHYNOWETH

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-664

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. (JOHN SUTTER SCHOOL ADDITION)

WHEREAS, there has been annexed to the City of Modesto on June 23, 19 69, certain territory known as John Sutter School Addition, and

WHEREAS, the inclusion of the area contained in John Sutter School 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 John Sutter 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. 40.

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 8, 19 69, 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. 40.

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 northeast corner of Sunrise Avenue and Dawn Drive.**
- (2) **At the southeast corner of East Orangeburg Avenue and Ford Avenue.**
- (3) **At the northeast corner of East Orangeburg Avenue and Sunrise 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. 40, shall be taken pursuant to the Law.

The foregoing resolution was introduced at ^{an adjourned} ~~regular~~ meeting of the Council of the City of Modesto held on the 22nd day of July, 19 69, 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, Smith, Vice Mayor Mitchell

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 Row Campbell
Public Works Department

R.M.
7-17-69

JOHN SUTTER SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the East half 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 Northern boundary of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center lines of Dawn Drive and Sunrise Avenue, said center line of Sunrise Avenue being the West line of the East half of Section 21; thence along the existing City Limits on the boundary of said Addition (206) and said quarter section line, North $0^{\circ} 41'$ West, 140.00 feet; thence leaving the existing City Limits and continuing along said quarter section line, North $0^{\circ} 41'$ West, 39.80 feet, to its intersection with the Westerly extension of the Northern line of a 20 foot East-West alley in Block 1140 as shown on the map of the SUNRISE HOMES subdivision, filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said Westerly extension and the Northern line of said alley, South $89^{\circ} 41' 30''$ East, 158.00 feet, to the Western line of a 20 foot North-South alley in said block; thence along the Western line of said alley and its Northerly extension, North $0^{\circ} 41'$ West, 480.00 feet, to the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, North $89^{\circ} 41' 30''$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line, North $0^{\circ} 41' 30''$ West, 660.61 feet, to its intersection with the Westerly extension of a Northern line of property conveyed to the Modesto City School District by Deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along said Northern line, South $89^{\circ} 38' 30''$ East, 330.50 feet, to its intersection with a Western line of property conveyed to the Modesto City School District by Deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along said Western line, North $0^{\circ} 41' 30''$ West, 263.60 feet, to its intersection with the Northern line of said property; thence along the Northern line of said property, South $89^{\circ} 38' 30''$ East, 330.72 feet, to its intersection with the Eastern line of said property, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, and the Western line of the GENEVA HEIGHTS subdivision as shown on the map filed June 28, 1955, in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said line, South $0^{\circ} 40' 30''$ East, 923.62 feet, to its intersection with the center line of East Orangeburg Avenue; thence continuing along the East line of the West half of the West half of the Northeast quarter of Section 21, said line also being the center line of Sarah Avenue, South $0^{\circ} 40' 20''$ East, 659.22 feet, to a point on the existing City Limits on a Northern line of the Sunrise Addition (206), said point being the intersection of the center lines of Sarah Avenue and Dawn Drive; thence along the existing City Limits on a Northern line of said Addition (206), North $89^{\circ} 44' 30''$ West, 660.84 feet, to the point of beginning, containing 20.284 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 22, 1969, 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, Smith, Vice Mayor Mitchell

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: July 23, 1969

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-665

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 certain classes of positions
as follows:

Administrative Aide
Administrative Assistant
Assistant Airport Manager
Fire Captain
Fire Marshal
Parking Enforcement Officer
Parking and Traffic Officer

The foregoing resolution was introduced at ^{adjourned} a/regular
meeting of the Council of the City of Modesto held on the 22nd
day of July, 1969, by Councilman Robinson, who
moved its adoption, which motion being duly seconded by Council-
man Newton, was upon roll call carried and the resolution
adopted by the following vote:

AYES: Councilmen: Dixon, Newton, Robinson, 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. 69-666

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 (Knoles)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 15, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 20-3-9 of the zoning map

the following described property:

All of Parcel "A" and Parcel "B" as shown on parcel map of portion of Block 6128A of the City of Modesto as recorded in book 4 of parcel maps at Page 45 in the Stanislaus County Recorder's Office, Instrument No. 330901.

Including also the south one-half of West Granger Avenue adjacent to the north line of the above described property, and also the northerly one-half of the east-west alley adjacent to the south line of said property;

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-90 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 20-3-9 of the Zoning Map be set for August 11, 1969, 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 ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 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, Newton, Robinson, Smith, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-667

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,700 FOR PURCHASE AND INSTALLATION OF SAFETY SYSTEMS ON THE LADDERS OF THREE ELEVATED WATER TANKS

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)	\$2,700
TO: Public Works - Water SAF-T-CLIMB System (5303-50)	\$2,700

(For purchase and installation of Saf-T-Climb Fall Prevention System, a positive locking system, approved by the American Standards Association and the State of California Department of Industrial Relations, Division of Industrial Safety, as recommended in a memorandum from the Director of Public Works dated July 16, 1969; subject: "Safety Systems on Ladders of Three Elevated Water Tanks.")

The foregoing resolution was introduced at ^{an adjourned} a regular meeting of the Council of the City of Modesto held on the 22nd day of July, 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, Newton, Robinson, Smith, Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Simon, Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-668

A RESOLUTION APPROVING APPROPRIATION OF \$74,750 FROM THE UNAPPROPRIATED FUND BALANCE OF THE PARK FUND, TO ACCOUNT NO. 6315-324, PARK FUND

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

From:

Unappropriated Fund Balance (Account No. 95),
Park Fund (No. 324) \$74,750.00

Appropriation to:

Davis Park Development (Account No. 6315)
Park Fund (No. 324) \$74,750.00

The foregoing resolution was introduced at an adjourned regular meeting of the Council of the City of Modesto held on the 22nd day of July, 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, Newton, Robinson, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Simon, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-669

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL FROM JENSEN AND PENDERGRASS IN BEHALF OF CLIENTS, JOE MINENI, JR., EMANUEL C. GALAS, AND CHARLES M. GARGOTTO REGARDING DECISION OF PLANNING COMMISSION DENYING APPLICATION FOR REZONING OF PROPERTY ON NORTHEAST CORNER OF TULLY ROAD AND BRIGGSMORE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 25, 1969 , 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 appeal from Jensen and Pendergrass in behalf of clients, Joe Mineni, Jr., Emanuel C. Galas, and Charles M. Gargotto regarding decision of Planning Commission denying application for rezoning of property on northeast corner of Tully Road and Briggsmore Avenue from 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 28th day of July, 1969 , 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, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-670

A RESOLUTION APPROVING CANCELLATION OF \$10.80 OBLIGATION

WHEREAS the Modesto City Schools has accepted acquisition of a six-foot strip of property adjoining the south line of Catherine Everett School from Arthur J. Wylie; and

WHEREAS, an obligation of \$10.80 is due the City of Modesto for lot cleaning performed on the afore-mentioned parcel; and

WHEREAS, the Modesto City Schools in a letter dated July 22, 1969 has requested that the City of Modesto cancel the obligation in the amount of \$10.80.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that cancellation of the obligation in the amount of \$10.80 on the approximately six-foot strip of property adjoining the south line of Catherine Everett School 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 July, 1969 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-671

A RESOLUTION AUTHORIZING SALE OF TWO CITY-OWNED WRECKED VEHICLES

WHEREAS, The City of Modesto is the owner of two vehicles which have been wrecked beyond economical repair; and

WHEREAS, the two vehicles are a 1968 three-seat Dodge Sportsman Van and a 1968 four-door Dodge Police patrol car; and

WHEREAS, the Purchasing Officer has recommended that he be authorized to obtain bids for the sale of the two vehicles;

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

1. The Purchasing Officer is hereby authorized to call for public competitive sealed bids 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 19, 1969 at 2:00 P.M. and the Purchasing Officer 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 28th day of July, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-672

A RESOLUTION AUTHORIZING WAIVER OF FORMAL BID PROCEDURE FOR PURCHASE OF AUTOMOTIVE EQUIPMENT AND AUTHORIZING PURCHASING OFFICER TO PROCEED WITH NEGOTIATIONS

WHEREAS, the Purchasing Officer in a memorandum dated July 24, 1969 has requested waiver of formal bid procedure for the purchase of automotive equipment for the Fire, Police, and Public Works Departments, and

WHEREAS, the Purchasing Officer has requested that the vehicles be negotiated for by informal bid, and

WHEREAS, the following equipment has been requested by the three departments involved as follows:

FIRE: One 10,000 GVW truck cab and chassis to accommodate the recently delivered chemical unit for airport fire protection

POLICE: One 4-door sedan to replace the police patrol car totally destroyed in an accident on May 14, 1969

PUBLIC WORKS: Up to 4 pickups to provide transportation for newly created Public Works and Parks & Recreation positions

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

1. Formal bid procedure for the purchase of automotive equipment listed above is hereby waived.
2. After negotiations are completed this matter shall be referred back to the Council for consideration and further approval of the quantity of pickups to be purchased.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969, 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, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-673

A RESOLUTION ACCEPTING THE BID OF WHITE'S ELECTRIC SERVICE FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT COLLEGE AT GRANGER, COLLEGE AT STODDARD, COLLEGE AT BRIGGSMORE, AND TULLY AT BOWEN

WHEREAS, Resolution No. 69-567 , adopted by the Council of the City of Modesto on June 23, 1969, approved the plans and specifications for the construction of traffic signals and street lighting at College at Granger, College at Stoddard, College at Briggsmore, and Tully AT BOWEN, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of traffic signals and street lighting (as listed above) were opened at 2:00 P.M. on July 22, 1969, and later tabulated by the Parking & Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffichas recommended that the bid of White's Electric Service in the amount of \$32,892.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of White's Electric Service in the amount of \$32,892.00

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 July, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-674

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC., FOR ASPHALT CONCRETE RESURFACING OF VARIOUS CITY STREETS 1969, UNIT NO. 1 RESIDENTIAL STREETS, UNIT NO. 2 SELECT STREETS

WHEREAS, Resolution No. 69-611 , adopted by the Council of the City of Modesto on July 7, 1969 approved the plans and specifications for the asphalt concrete resurfacing of various City streets 1969, Unit No. 1 residential streets, Unit No. 2 select streets, and authorized the calling for bids, and

WHEREAS, the bids received for the asphalt concrete resurfacing of various City streets 1969, Unit No. 1 residential streets, Unit No. 2 select streets, were opened at 10:10 A.M., July 22, 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 George Reed, Inc., in the amount of \$55,267.50

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc., in the amount of \$55,267.50

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-675

A RESOLUTION ACCEPTING THE BID OF FERRERO ELECTRIC, INC., MERCED, CALIF., FOR CONSTRUCTION OF ELECTRICAL SYSTEM AND LIGHTING AT DAVIS PARK

WHEREAS, Resolution No. 69-559 , adopted by the Council of the City of Modesto on June 23, 1969, approved the plans and specifications for the construction of electrical system and lighting at Davis Park in the City of Modesto, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of electrical system and lighting at Davis Park in the City of Modesto were opened at 10:00 A.M. on July 15, 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 Ferrero Electric, Inc., Merced, Calif., for construction of Electrical System and Lighting at Davis Park in the City of Modesto in the amount of \$23,735.00 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., Merced, California in the amount of \$23,735.00

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 July, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-676

A RESOLUTION ACCEPTING THE BID OF BROUWER BROTHERS, RIPON, CALIFORNIA, FOR CONSTRUCTION OF RESTROOM BUILDING, CONCRETE BLOCK WALLS, CONCRETE PAVING, BLEACHERS AND BACKSTOP AT DAVIS PARK

WHEREAS, Resolution No. 69-560 , adopted by the Council of the City of Modesto on June 23, 1969, approved the plans and specifications for the construction of restroom building, concrete block walls, concrete paving, bleachers and backstop at Davis Park in the City of Modesto, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of restroom building, concrete block walls, concrete paving, bleachers and backstop at Davis Park in the City of Modesto

were opened at 10:10 A.M. on July 15, 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 Brouwer Brothers, Ripon, California, in the amount of \$52,995.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Brouwer Brothers, Ripon, California, in the amount of \$52,995.00

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

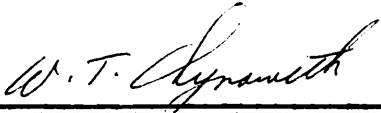
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969, by Councilman Robinson , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-677

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. (EL VISTA 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 June 9, 1969, duly adopted Resolution No. 69-524 (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. 36 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 28, 1969, 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.

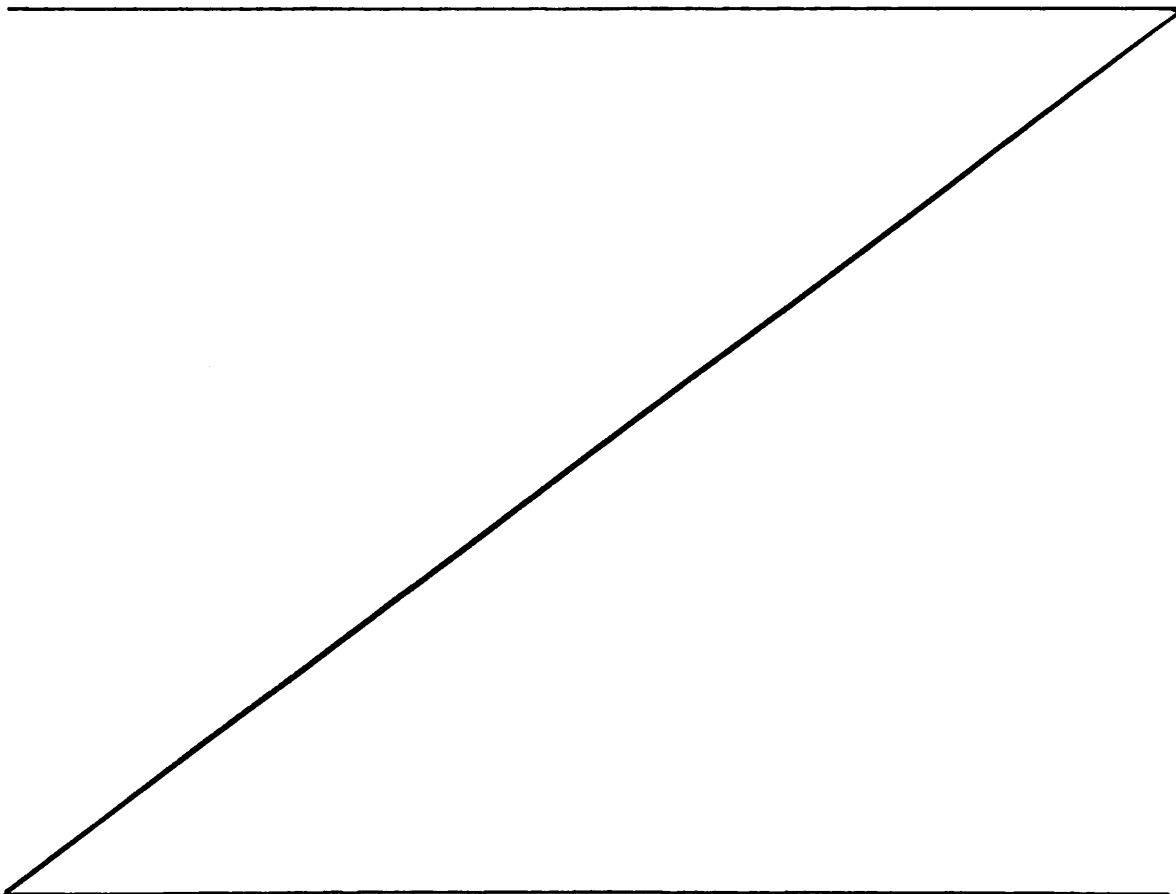
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 36 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. 36 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. 36, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



EL VISTA SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 26 and 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northeastern corner of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, and a Southeastern corner of the MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 37564, Stanislaus County Records, said point being at the intersection of the Northerly extension of the Eastern line of a 20 foot alley in Block 2258 and the Northern line of a 60 foot public road known as Encina Avenue, said Northern line also being the Southern line of the Modesto Irrigation District Lateral Number 2; thence along the existing City Limits on an Eastern boundary of the Moran Addition (102) and across said Lateral Number 2, North 0° 35' 30" West, 75.00 feet, to a point on the Northern line of said Lateral Number 2; thence along the existing City Limits on a Southern boundary of the Moran Addition (102) and the Northern line of said Lateral Number 2, South 89° 46' East, 114.24 feet, to a Southeastern corner of the Moran Addition (102) and a Southwestern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point also being on the Western line of a public road known as El Vista Avenue; thence along the existing City Limits on the Southern boundary of said Addition (197) and the Northern line of Lateral Number 2, South 89° 46' East, 50.00 feet, to the Southeastern corner of said Addition (197), said point being on the section line common to Sections 26 and 27; thence leaving the existing City Limits and along said section line, said line also being the center line of El Vista Avenue, South 0° 36' East, 37.50 feet, to the quarter section corner common to Sections 26 and 27, said point also being on the center line of Lateral Number 2; thence along the North line of the Southwest quarter of Section 26 and the center line of said Lateral Number 2, South 89° 57' 35" East, 656.95 feet, to the Eastern line of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 26, said line being the center line of a 60 foot public road known as Colfax Avenue; thence along said center line of Colfax Avenue, South 0° 35' 25" East, 780.96 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North 89° 55' 40" West, 656.83 feet, to a point on the center line of an 80 foot public road known as El Vista Avenue; thence along said center line of El Vista Avenue, North 0° 36' West, 110.00 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North 89° 46' West, 164.33 feet, to a point on the Southerly extension of the Eastern line of a 20 foot alley in Block 2258 and a point on the Eastern boundary of the La Loma-Yosemite Addition (55); thence along the existing City Limits on the Eastern boundary of said Addition (55), North 0° 35' 30" West, 633.12 feet, to the point of beginning, containing 14.444 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. 36, 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 28th day of July, 1969, 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, Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, 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. Hayward
Public Works Department
6-13-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-678

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 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 June 9, 1969, duly adopted Resolution No. 69-525 (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. 37 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 28, 1969, 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.

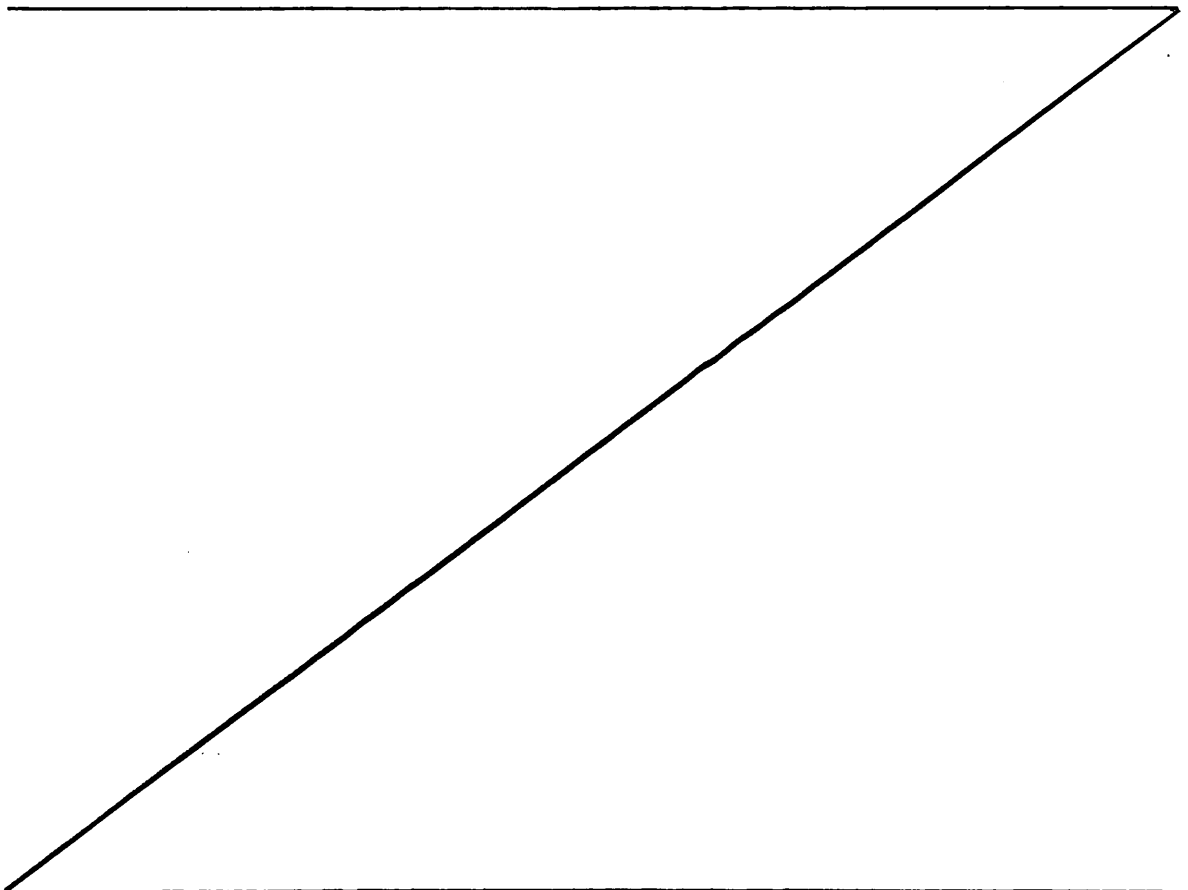
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 37 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. 37 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. 37, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



March 19, 1969
Revised March 24, 1969

MONTCLAIR 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 Northwestern corner of the RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records, said point being on the South line of the North half of the South half of Section 7 and South 89° 11' 45" East, 20.01 feet from the center line of a public road known as Carver Road; thence along said South line of the North half of the South half of Section 7, North 89° 11' 45" West, 20.01 feet to the center line of Carver Road; thence along said center line of Carver Road, North 0° 52' West, 378.32 feet to the Northwestern corner of property conveyed to THE PROTESTANT EPISCOPAL BISHOP OF SAN JOAQUIN, as per Deed recorded August 22, 1963, as Instrument 32023, Stanislaus County Records; thence along the Northern line of said property and the Northern line of property conveyed to JOHN KLEMM, et al, by Deed recorded August 22, 1963, as Instrument 32021, Stanislaus County Records, South 89° 09' 44" East, 1546.10 feet to the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963 as Instrument 5121, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (150), South 1° 02' 40" East, 377.45 feet to the Southeast corner of the Northwest quarter of the Southeast quarter of Section 7, said point being on the existing City Limits on the Northern line of the Renee Manor Addition (139); thence along the existing City Limits on the Northern line of said Addition (139), North 89° 11' 45" West, 1527.23 feet to the point of beginning, containing 13.411 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. 37, 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 28th day of July, 1969, 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,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, 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. Rosewood
Public Works Department

R. A. Rosewood
6-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-679

A RESOLUTION OF INTENTION TO PARTICIPATE FINANCIALLY IN THE COOPERATIVE CONSTRUCTION OF A RAILROAD GRADE SEPARATION ON CARPENTER-PRESCOTT ROAD OVER SOUTHERN PACIFIC COMPANY RIGHT OF WAY.

WHEREAS, the State Division of Highways has held a public hearing on the construction of Highway 99 between Pelandale and Conant Roads to full freeway status and the improvement of the existing Highway 99 freeway between Conant Road and Highway 132, and

WHEREAS, the City of Modesto, the County of Stanislaus, and private citizens have urged that the Prescott-Carpenter Road interchange be remodeled to include a railroad grade separation over the Southern Pacific Company right of way, and

WHEREAS, the State Division of Highways has prepared a preliminary plan incorporating not only a railroad grade separation, but the remodeling of the existing interchange with modern diamond-type on and off ramps, which is acceptable to all of the interested parties, and

WHEREAS, the Division of Highways has proposed a cooperative venture involving financial cost-sharing of the railroad grade separation estimated to cost \$600,000, said cost to be shared by the City of Modesto (22½%), the County of Stanislaus (22½%), the Southern Pacific Company (10%) and the State of California Public Utilities Commission Grade Crossing Protection Fund (45%), with the Division of Highways assuming the entire cost of remodeling the Prescott-Carpenter Road interchange at Highway 99.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto does hereby express its willingness to cooperate with the State of California, the Southern Pacific Company and the County of Stanislaus in the construction of a railroad grade separation at the Prescott-Carpenter Road interchange.

BE IT FURTHER RESOLVED that this Council urges the Division of Highways to acquire the necessary right of way for the remodeling of the interchange, being the property lying between the existing Highway and Ninth Street (Old Highway 99) and east and west of Prescott Road, and proceed with final design plans for the project.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby directed to furnish a certified copy of this resolution to the State of California Division of Highways, Assemblyman Claire Berryhill, Senator Stephen P. Teale, County of Stanislaus, and Phil Humphreys.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969, 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,
Vice Mayor Mitchell
NOES: COUNCILMEN: None
ABSENT: COUNCILMEN: Smith, 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 _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-680

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING PROPOSED
REVOCATION OF A LICENSE TO COLLECT SWILL (William J. Willett and
Julius Emery)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that August 11, 1969 , 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
revocation of a license to collect swill (William J. Willett and
Julius Emery).

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of July,
19 69, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-681

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 COOLIDGE ADDITION)

WHEREAS, on the 15th day of July, 1969, a
petition proposing that the following described new territory, to
wit, East Coolidge 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 East Coolidge Addition.

Any person owning real property within the said described
territory may appear before the Council of the City of Modesto on
the 18th day of August, 1969, 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 28th day of July, 1967, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, 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. Rosegood
Public Works Department

7/27/67
SRE

EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North 0° 10' West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North 89° 00' West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North 0° 10' West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North 89° 00' West, 123.00 feet; South 0° 10' East, 20.00 feet; North 89° 00' West, 141.00 feet; South 0° 10' East, 160.00 feet; and North 89° 00' West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North 89° 00' West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North 0° 10' West, 140.00 feet, to a point on the Northern line of Drake Avenue; South 89° 00' East, 115.00 feet, along said Northern line; North 0° 10' West, 85.00 feet; North 89° 00' West, 95.00 feet; and North 0° 10' West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the MCHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South 89° 00' East, 64.00 feet; North 0° 10' West, 310.00 feet; and South 89° 00' East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South 89° 00' East, 315.00 feet; South 0° 10' East, 330.00 feet, to the center line of East Coolidge Avenue; South 89° 00' East, 196.00 feet, along the center line of East Coolidge Avenue; North 0° 10' West, 120.00 feet; South 89° 00' East, 50.00 feet; and North 0° 10' West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South 89° 00' East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South 89° 00' East, 197.00 feet; North 0° 10' West, 310.00 feet; North 89° 00' West, 47.00 feet; and North 0° 10' West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South 89° 00' East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North 0° 15' West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South 69° 57' East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South 0° 03' East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North 89° 00' West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South 0° 03' East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North 89° 00' West, 330.72 feet, and South 0° 03' East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North 89° 00' West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South 0° 03' East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South 89° 03' East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South 0° 02' 30" East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North 89° 03' West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South 0° 02' 30" East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North 89° 03' West, 165.00 feet; North 0° 02' 30" West, 213.44 feet; North 89° 03' West, 32.00 feet; North 0° 02' 30" West, 306.11 feet, to the center line of East Orangeburg Avenue; and North 89° 00' West, 463.66 feet to the point of beginning, containing 59.657 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-682

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WALTER FOUNTAIN DBA HAWKE DUSTER AND FLYING SERVICE FOR LEASE OF SPACE IN NEW OFFICE BUILDING AT THE CITY-COUNTY AIRPORT (\$70 per month) (Commencing July 29, 1969 and ending July 28, 1974)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Walter Fountain dba Hawke Duster and Flying Service for lease of space in new office building at the Modesto City-County Airport for a period of five years commencing July 29, 1969 and ending July 28, 1974 at \$70.00 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 28th day of July, 1969, 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,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-683

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROY B. AND DORENE HIRSCHKORN, OWNERS OF SILVAIR FLYING SERVICE FOR LEASE OF SPACE IN NEW OFFICE BUILDING AT MODESTO CITY-COUNTY AIRPORT (\$130 per month - commencing July 29, 1969 and ending July 28, 1974)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Roy B. and Dorene Hirschhorn, owners of Silvail Flying Service, for lease of space in new office building at the Modesto City-County Airport for a period of five years commencing July 29, 1969 and ending July 28, 1974 at a rental rate of \$130 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 28th day of July , 19 69, 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,
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. 69-684

A RESOLUTION APPROVING RENTAL OF FIFTEEN PARKING SPACES
TO GRISWOLD & WIGHT

WHEREAS, Griswold and Wight, Ninth and L Streets, Modesto, California has requested the rental of fifteen parking spaces on the parking lot located on 10th Street between K & L Streets at \$7.50 per month per space; and ^{effective August 1, 1969,}

WHEREAS, the Director of Parking and Traffic has recommended that the request be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Griswold and Wight for the rental of fifteen parking spaces on the parking lot located on 10th Street between K and L Streets at \$7.50 per month per space is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 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,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-685

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK AT 920 McHENRY AVE., PORTION OF BLOCK 649 (H. E. Austin) (\$554.84)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969 , at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk at 920 McHenry Ave., portion of Block 649 (H. E. Austin) (\$554.84).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-686

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AND SIDEWALK AT 303 POPLAR AVE., LOTS 11 AND 12, BLOCK 525 (\$748.34 - Robert L. Betz)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969, at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of curb and gutter and sidewalk at 303 Poplar Ave., Lots 11 and 12, Block 525 (\$748.34 - Robert L. Betz).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-687

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 1005 WOODROW AVENUE, PORTION OF BLOCK 13119 (\$348.81 - Joseph A. Reis)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969 , at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk, curb and gutter at 1005 Woodrow Avenue, Portion of Block 13119 (\$348.81 - Joseph A. Reis).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 , 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,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-688

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER AT 921 WOODROW AVENUE, PORTION OF BLOCK 13124 (\$980.72 - Miss Lucille M. Rife)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969 , at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk, curb and gutter at 921 Woodrow Avenue, Portion of Block 13124 (\$980.72 - Miss Lucille M. Rife).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 , 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,
Vice Mayor Mitchell
NOES: Councilmen: None
ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-689

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK AT 1560 McHENRY AVE., PORTION OF BLOCK 1235 (\$353.20 - Rumbley Realty Company)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969 , at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of sidewalk at 1560 McHenry Ave., Portion of Block 1235 (\$353.20 - Rumbley Realty Company).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-690

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF
SIDEWALK AT 1032 BRADY AVE., PORTION OF BLOCK 735 (\$214.00 - LeRoy Wach)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that August 11, 1969, , at 8:10 P.M. in the Council
Chambers, City Hall, 801 Eleventh Street, Modesto, California, is
hereby set as the time and place for consideration of cost of installation
of sidewalk at 1032 Brady Ave., Portion of Block 735 (\$214.00 - LeRoy Wach).

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 28th day of July,
1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-691

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 1802 SHERWOOD AVENUE, PORTION OF BLOCK 6808 (\$366.96 - Mrs. Frances Pansini)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969, at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of cost of installation of curb and gutter at 1802 Sherwood Avenue, Portion of Block 6808 (\$366.96 - Mrs. Frances Pansini).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 19 69, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-692

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 HIGHWAY VILLAGE 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 28th day of July, 1969, 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, City Clerk

(SEAL)

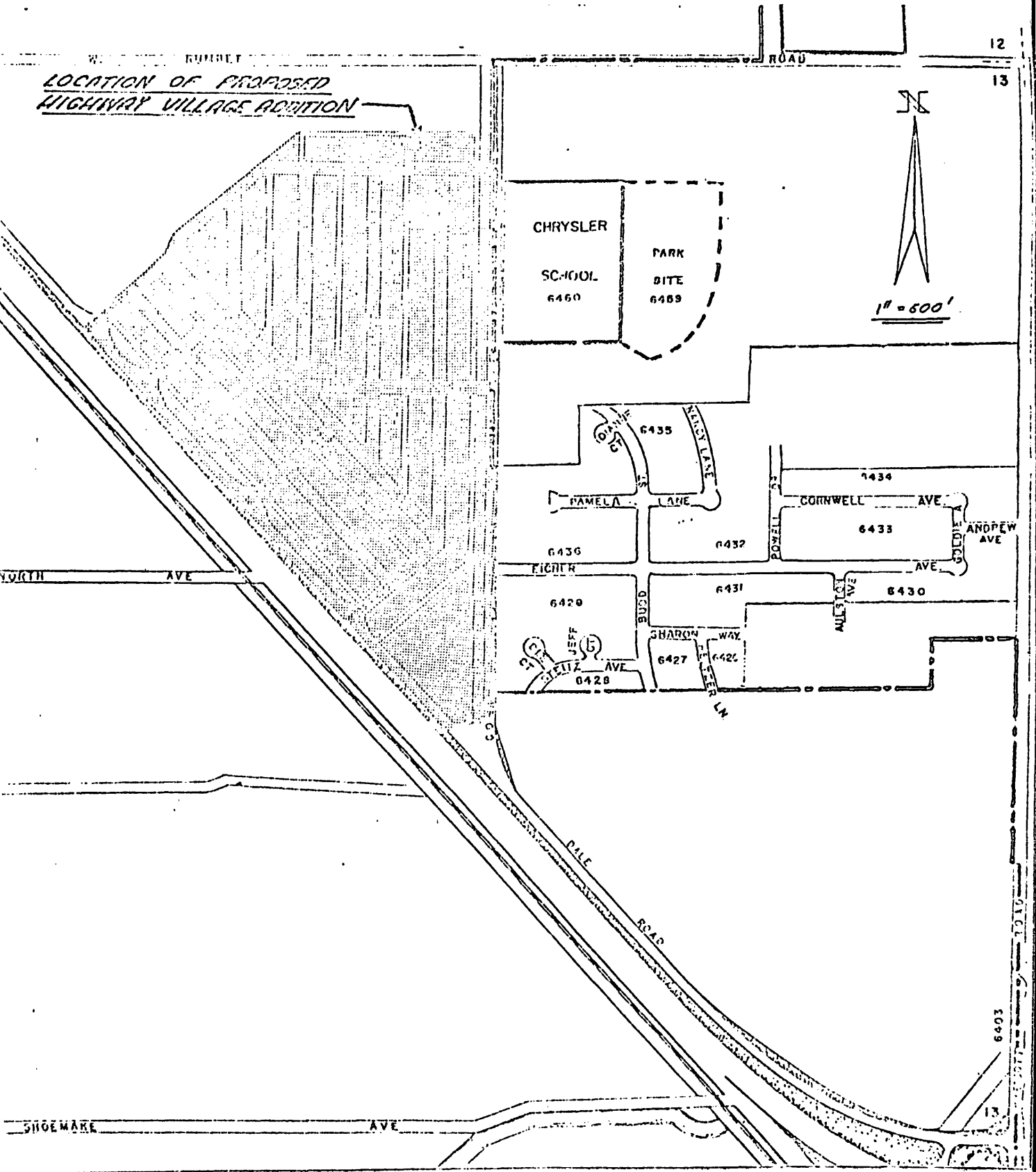
APPROVED AS TO FORM:

BY 
ELWYN L. JOHNSON, City Attorney

PROPOSED HIGHWAY VILLAGE ADDITION

JULY 17, 1969

EXHIBIT "A"



MODESTO CITY COUNCIL
RESOLUTION NO. 69- 693

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING PROPOSED GRANTING OF AN UNCLASSIFIED USE PERMIT TO DOCTORS' HOSPITAL OF MODESTO, INC., FOR REVISION OF THE HOSPITAL SITE PLAN INCLUDING LAND AREA FOR ADDITIONAL PARKING FACILITIES, LOCATED AT THE NORTHWEST CORNER OF FLORIDA AND WEST ORANGEBURG AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that August 11, 1969 , at 8:10 P.M. in the Council Chambers, City Hall, 801 Eleventh Street, Modesto, California, is hereby set as the time and place for consideration of proposed granting of an unclassified use permit to Doctors' Hospital of Modesto, Inc., for revision of the hospital site plan including additional land area for additional parking facilities, located at the northwest corner of Florida and West Orangeburg Avenues.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of July, 1969 , 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,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Smith, Mayor Davies

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-694

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WEST TRUNK SEWER, SEWERAGE WORKS IMPROVEMENT PROJECT UNIT NO. 5, FROM CONTRACTOR, STOCKTON CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of West Trunk Sewer, Sewerage
Works Improvement Project Unit No. 5

has been completed by Stockton Construction Company

in accordance with the contract agreement dated July 23, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of West Trunk
Sewer, Sewerage Works Improvement Project Unit No. 5,
be accepted from said contractor, Stockton Construction Company,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$694,363.00
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 4th day of August,
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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-695

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL CO. FOR THE
INSTALLATION OF WATER LINES IN GREENBRIER NO. 3 AND ROSE AVENUE

WHEREAS, Resolution No. 69-610 , adopted by the Council of the
City of Modesto on July 7, 1969 approved the plans and
specifications for the installation of water lines in Greenbrier No. 3
and Rose Avenue,
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in
Greenbrier No. 3 and Rose Avenue
were opened at 10:00 A.M., July 22, 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 Industrial Electrical Co. in the amount of \$8,108.00

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. in the amount of \$8,108.00 for the
installation of water lines in Greenbrier No. 3 and Rose Avenue
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 4th day of August,
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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-696

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY FOR
INSTALLATION OF WATER LINES IN ROSE TERRACE NO. 2 SUBDIVISION

WHEREAS, Resolution No. 69-659 , adopted by the Council of the
City of Modesto on July 22, 1969, approved the plans and
specifications for the installation of water lines in Rose Terrace No. 2
Subdivision,
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in
Rose Terrace No. 2 Subdivision
were opened at 9:00 A.M. on July 31, 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 in the amount of \$3,600.00

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 \$3,600.00
for the installation of water lines in Rose Terrace No. 2 Subdivision
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 4th day of August,
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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-697

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS COMPANY FOR THE IMPROVEMENT OF COLLEGE AVENUE FROM ORANGEBURG TO BRIGGSMORE AVENUE

WHEREAS, Resolution No. 69-641 , adopted by the Council of the City of Modesto on July 14, 1969 approved the plans and specifications for the improvement of College Avenue from Orangeburg to Briggsmore Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of College Avenue from Orangeburg to Briggsmore Avenue were opened at 10:00 A.M. on July 29, 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 Standard Materials Company in the amount of \$33,188.10

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Standard Materials Company in the amount of \$33,188.10 for the improvement of College Avenue from Orangeburg to Briggsmore Avenue be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-698

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR RESTROOM BUILDING, CONCRETE PAVING, TERRACE, UTILITIES AND MISCELLANEOUS CONSTRUCTION AT SHERWOOD PARK

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

SECTION 1. The plans and specifications for restroom building, concrete paving, terrace, utilities and miscellaneous construction at Sherwood Park,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on August 19, 1969 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 August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-699

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO
AND CAPITAL AIR CARGO FOR OPERATION OF AIR CARGO BUSINESS FROM
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 Capital Air Cargo for the operation of an air cargo business from Modesto City-County Airport through Hawke Flying Service as its agent, effective May 1, 1969 and continuing on a month-to-month basis thereafter until terminated, for an activity fee of \$25 per month for the first two scheduled trip arrivals the first three months, and \$50 per month thereafter, is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement 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 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.69-700

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 ROSA ADDITION)

WHEREAS, there has been annexed to the City of Modesto on July 7, 1969, certain territory known as _____
Santa Rosa Addition, and

WHEREAS, the inclusion of the area contained in _____
Santa Rosa 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 _____
Santa Rosa 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. 42.

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 22, 1969, 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. 42.

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 side of Santa Rosa Avenue at south boundary of annexation.

(2) On the east side of Santa Rosa Avenue at north boundary of annexation.

(3) On the west side of alley in Block 2015 at north 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. 42, 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 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT; Councilmen: Newton, 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. Hasegood
Public Works Department

RAD
7-29-69

SANTA ROSA ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Northeast quarter of Section 33, 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 Southern line of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953 as Instrument 30045, Stanislaus County Records, said point being at the intersection of the Western line of 60 foot South Santa Rosa Avenue and the Westerly extension of the Southern line of Lot 15 of Block 2015 as said block is shown on the map of the DEL ESTE SUBDIVISION as Block 3, filed April 14, 1914 in Volume 8 of Maps at Page 12, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (55), East 288.34 feet to the Eastern line of the 20 foot North-South alley in said block; thence along the Eastern line of said alley, South $0^{\circ} 54'$ East, 60.00 feet to its intersection with the Easterly extension of a line which is parallel with and 5.00 feet, measured at right angles, Southerly from the Southern line of Lot 14 of Block 2015; thence along said line and its Westerly extension, West, 288.34 feet to a point on the Western line of South Santa Rosa Avenue and the existing City Limits; thence along the existing City Limits on the Western line of South Santa Rosa Avenue, North $0^{\circ} 54'$ West, 60.00 feet to the point of beginning, containing 0.397 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 _____, 19____, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, 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: August 5, 1969



City Clerk of the City of Modesto,
California

W. T. CHYNOWETH, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-701

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.
(EL TERINO ADDITION)

WHEREAS, there has been annexed to the City of Modesto on July 7, 19 69, certain territory known as _____
El Terino Addition, and

WHEREAS, the inclusion of the area contained in _____
El Terino 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 _____
El Terino 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. 41.

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 22, 19 69, 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. 41.

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 southeast corner of the intersection of Sunrise Avenue and Edison Avenue.

(2) At the northwest corner of the intersection of Coffee Road and Fairmont Avenue.

(3) At the northeast corner of the intersection of El Terino Avenue and Lucern 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. 41, 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 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None


ABSENT: Councilmen: Newton, Mayor Davies

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

RH
1-29-69

All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North 40° 48' 52" East, 439.22 feet, and North 49° 37' 40" East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South 0° 35' 30" East, 113.62 feet, and South 89° 42' East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South 0° 32' 40" East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North 89° 38' 40" West, 680.50 feet; South 0° 33' East, 329.34 feet; and South 89° 35' 20" East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South 89° 59' 11" East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South 89° 59' 11" East, 305.90 feet; North 0° 30' West, 66.00 feet; and South 89° 59' 11" East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South 0° 30' East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North 89° 54' 39" West, 659.80 feet; South 0° 30' East, 640.04 feet; and South 89° 57' East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South 0° 30' East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North 89° 57' West, 659.46 feet, and South 0° 30' East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South 0° 30' East, 639.47 feet, and North 89° 57' West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North 0° 30' West, 309.50 feet, and North 89° 57' West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 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 4, 1969, 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:

NOES: Councilmen:

ABSENT: Councilmen:

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 5, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-702

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.
(KAZMIR COURT ADDITION)

WHEREAS, on the 24th day of July, 1969, a petition proposing that the following described new territory, to wit, Kazmir Court 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 Kazmir Court Addition.

Any person owning real property within the said described territory may appear before the Council of the City of Modesto on the 25th day of August, 1969, at the hour of 7:55 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 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, 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 P. A. Rosegood
Public Works Department

Rtkll
7-28-69

KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South 89° 00' West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South 0° 27' East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South 89° 05' East, 644.88 feet, and North 75° 00' East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North 0° 24' West, 657.86 feet, to the point of beginning, containing 20.773 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-703

A RESOLUTION APPROVING EXERCISE OF OPTION TO PURCHASE FLOYD
NEIGHBORHOOD PARK NO. 2

WHEREAS, an agreement between the City of Modesto and Bomberger Brothers, Inc., a California corporation, and Robert P. Bomberger, a married man, dated July 7, 1969 provides exercise of an option to purchase the property described in said agreement for the sum of Fifty-Seven Thousand and no/100ths (\$57,000) Dollars, subject to the terms and conditions outlined therein; and

WHEREAS, SAID PROPERTY PROPOSED to be purchased will be used for park purposes (Floyd Neighborhood Park No. 2).

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that exercise of option by City for the purchase of property as described in agreement between the City of Modesto and Bomberger Brothers, Inc. and Robert P. Bomberger dated July 7, 1969 for the sum of \$57,000 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-704

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF
SIDEWALK AT 912 McHENRY AVENUE, PORTION OF BLOCK 649 (\$551.17)
(Reginald S. Jeans)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that August 18, 1969 , 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 of installation
of sidewalk at 912 McHenry Avenue, Portion of Block 649 (\$551.17).

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 4th day of August,
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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-705

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVENUE
AT 600 BERMUDA WAY, LOT 6, BLOCK 6066 - Leslie L. Keim)

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 per cent (50%) of the street frontage of
Enslan Avenue, Block 6066

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 02-01-119-10-44-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-706

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1030 FOURTH
STREET, LOTS 29, 30, 31 AND 32, BLOCK 18 -
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 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 per cent (50%) of the street frontage of
FOURTH 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:

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.

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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasyard
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-707

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT CATALINA WAY,
LOT 3 AND A PORTION OF LOT 4, BLOCK 6126-A -
Mrs. Donna Clark)

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 per cent (50%) of the street frontage of
Catalina Way, Block 6126-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:

Parcel Number 02-01-119-10-54-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-708

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 612 CATALINA WAY,
PORTIONS OF LOTS 4 AND 5, BLOCK 6126-A - Robert G. Durham)

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 per cent (50%) of the street frontage of
Catalina Way, Block 6126-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:

Parcel Number 02-01-119-10-55-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosewood
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-709

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 608 CATALINA WAY,
PORTIONS OF LOTS 5 AND 6, BLOCK 6126-A - Dennis A. Hodges)

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 per cent (50%) of the street frontage of
Catalina Way, Block 6126-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:

Parcel Number 02-01-119-10-56-001 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 18th day of August 19 69, 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 4th
day of August, 19 69, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-710

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1525 ENSLEN AVE.,
PORTION OF LOT 6, BLOCK 6126-A - Mrs. Jane Wood Wren)

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 per cent (50%) of the street frontage of
Catalina Way, Block 6126-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:

Parcel Number 02-01-119-10-57-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-711

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. (SIDEWALK CURB AND GUTTER ON FAIRMONT AVE. AND SIDEWALK ON MAGNOLIA AVE AT 1001 MAGNOLIA AVE., PORTION OF BLOCK 733 - Dr. David J. New)

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 SIDEWALK, CURB & GUTTER: Fairmont Avenue, Block 733
SIDEWALK: Magnolia Ave., Block 733.

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 02-01-113-05-11-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosegood
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-712

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1005 MAGNOLIA AVE.,
LOTS 32 to 35, INCLUSIVE, Block 733 - Clyde D. Boothe)

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 per cent (50%) of the street frontage of
Magnolia Ave., Block 733

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 02-01-113-05-10-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell
- NOES: Councilmen: None
- ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Wood
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-713

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK _____ ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1004 MAGNOLIA AVE.,
PORTION OF BLOCK 732 - Mrs. Thelma O. Pugh)

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 per cent (50%) of the street frontage of
Magnolia Ave., Block 732

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 02-01-113-05-13-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hasegood
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-714

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 FAIRMONT AVE., AT 935 MAGNOLIA AVE., LOTS 1, 2, AND 3, BLOCK 725 - Mrs. 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 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 construction has been guaranteed, in front of the properties constituting more than fifty per cent (50%) of the street frontage of Fairmont Ave., Block 725

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 02-01-113-06-18-001 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 18th day of August 1969, 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 4th
day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
8-5-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-715

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RIBERA AND SUE FOR MASTER PLAN 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 and Sue for preparation of master plan for Frank and Ione Mancini Memorial Park at an estimated cost of \$14,500 be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of August , 1969 , 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-716

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF
MODESTO AND MC HENRY VILLAGE INVESTMENT COMPANY 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
McHenry Village Investment Company for right of way for the improve-
ment of Northern Boulevard, and accepting grant deed therefor,

~~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.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 4th day of
August , 19 69 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Davies

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-717

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,000 FOR McHENRY
TRAFFIC SIGNALS

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 (321)

FROM:	General Reserve (60)	\$2,000
TO:	McHenry Progressive Signal System Between Roseburg & Bowen (6229-56)	\$2,000

(The Division of Highways underestimated the cost of the above
project due to a one-year delay in getting the work underway)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 4th day of August, 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, Robinson, Simon, Smith,
Vice Mayor Mitchell

NOES: Councilmen: None

ABSENT: Councilmen: Newton, Mayor Davies

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-718

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR EXPANSION OF PARKING LOT FACILITIES, AIRLINE TERMINAL (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 expansion of parking lot facilities, Airline Terminal (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 26, 1969 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 11th day of August 1969, 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, Robinson, Simon, Mayor Davies

NOES: Councilmen: Dixon, Newton

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-719

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
RALPH MORGAN FOR ENGINEERING SERVICES - AIRPORT TERMINAL BUILDING
EXPANSION

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Ralph Morgan
forengineering services for design and supervision of construction of
terminal building expansion, Modesto City-County Airport for a net fee
of \$2,000
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
August , 19 69, 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, Robinson, Simon, Mayor Davies

NOES: Councilmen: Dixon, Newton

ABSENT: Councilmen: Smith

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-720

A RESOLUTION ACCEPTING THE CONSTRUCTION OF OFFICE BUILDING AND
ELECTRICAL WORK AT THE MODESTO CITY-COUNTY AIRPORT

WHEREAS, a report has been filed by the Director of Public Works
that the construction of office building and electrical
work at the Modesto City-County Airport

has been completed by Emerald Construction Co., Inc.

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

NOW, THEREFORE, BE IT RESOLVED that the construction of office
building and electrical work at the Modesto City-County Airport
be accepted from said contractor, Emerald Construction Co., Inc.

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$30,592
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 11th day of August,
1969 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-722

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE IMPROVEMENT OF COFFEE ROAD FROM CHEHALEM DRIVE TO EAST ORANGEBURG AVENUE

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

SECTION 1. The plans and specifications for the improvement of Coffee Road from Chehalem Drive to East Orangeburg 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 August 26, 1969 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 August 19 69, 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-723

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY FOR THE IMPROVEMENT OF COFFEE ROAD FROM CHEHALEM DRIVE TO EAST ORANGEBURG AVE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County for the improvement of Coffee Road from Chehalem Drive to East Orangeburg 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 11th day of August, 19 69, 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, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-724

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$50,000 FOR IMPROVEMENT OF COFFEE ROAD FROM CHEHALEM TO EAST ORANGEBURG AVENUE

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

GAS TAX STREET IMPROVEMENT FUND (207)

From:	Misc. Right of Way Improvements (6647)	\$50,000
To:	Improvement of Coffee Road - Chehalem to East Orangeburg (6679)	\$50,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1969 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, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-725

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. 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 June 23, 1969, duly adopted Resolution No. 69-583 (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. 38 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 11, 1969, 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.

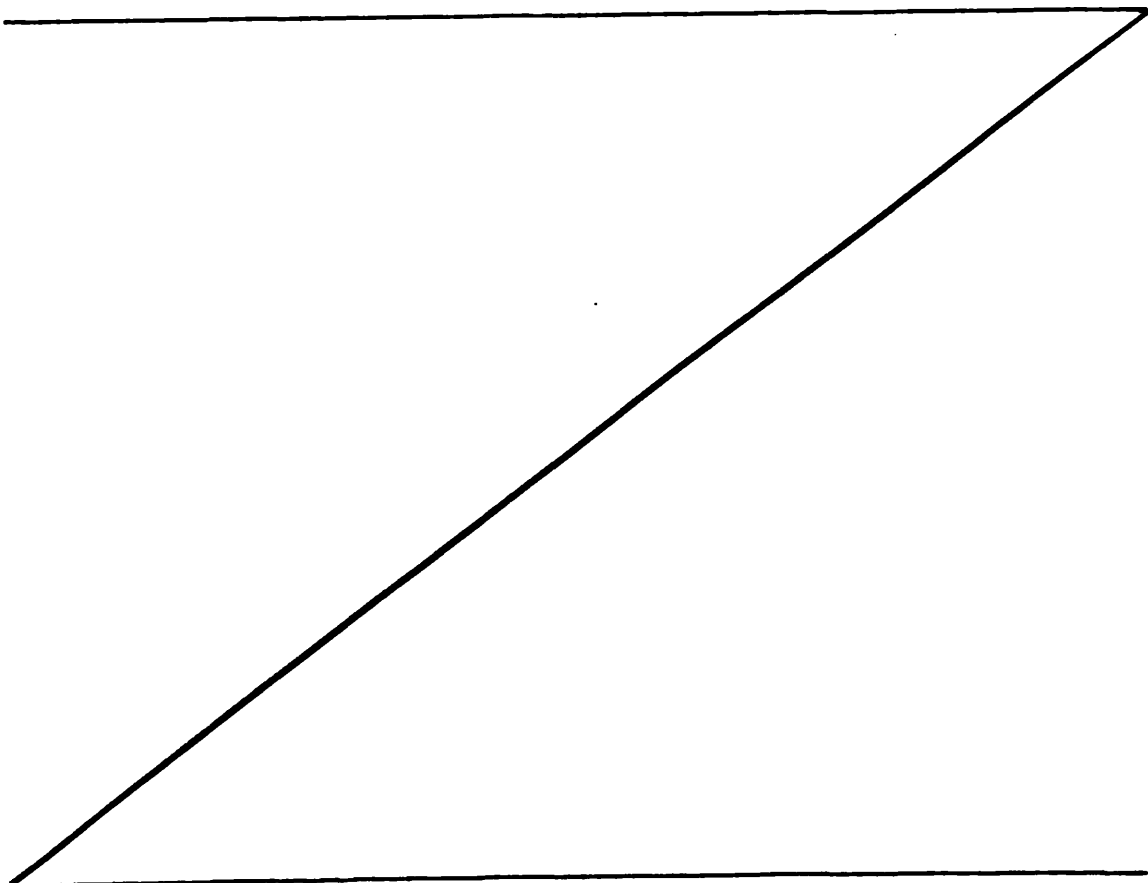
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 38 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. 38 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. 38, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



RIVERSIDE NO. 2 ADDITION

All that portion of the East half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, shown as Parcels 1 and 1-A on the map filed May 16, 1966, in Book 1 of Parcel Maps at Page 134, 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 March 24, 1969 as Instrument 9772, Stanislaus County Records, said point being the intersection of the Southern line of the Modesto Irrigation District Lateral Number 2 and the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Northwestern corner of Parcel 1 of said Parcel Map; thence along the existing City limits on the Eastern line of North Riverside Drive, South $0^{\circ} 33' 30''$ East, 363.30 feet to the Southwestern corner of said Parcel 1; thence leaving the existing City limits and along the Southern line of said Parcel 1, North $79^{\circ} 13' 21''$ East, 1627.91 feet to the Southeastern corner of said Parcel 1, said corner being on 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 the Eastern line of said parcel 1, North $0^{\circ} 32' 50''$ West, 91.93 feet to the Southeastern corner of Parcel 1-A of said Parcel Map, said corner being on the East-West quarter section line of said Section 26; thence continuing along the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26 and the Eastern line of said Parcel 1-A, North $0^{\circ} 32' 50''$ West, 549.01 feet; thence along a tangent curve concave to the West having a Central Angle of $20^{\circ} 27' 21''$, a Radius of 500.00 feet, and an Arc Length of 178.51 feet, to the Northeastern corner of said Parcel 1-A, said corner being on the Southern line of Modesto Irrigation District Lateral No. 2; thence along said Southern line and the Northern line of said Parcels 1-A and 1, the following bearings and distances:

South $68^{\circ} 59' 49''$ West, 537.16 feet; thence along a tangent curve concave to the Southeast, having a Central Angle of $18^{\circ} 50' 00''$, a Radius of 423.90 feet, and an Arc Length of 139.34 feet; thence South $50^{\circ} 09' 49''$ West, 656.72 feet; thence along a tangent curve concave to the Northwest, having a Central Angle of $39^{\circ} 52' 38''$, a Radius of 315.30 feet, and an Arc Length of 219.44 feet; thence North $89^{\circ} 57' 33''$ West, 235.85 feet to the point of beginning, containing 20.783 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. 38, 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 August, 1969, 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:

PAH
7-16-69 BY Paul [Signature]
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 726

A RESOLUTION ADOPTING A PRECISE ALIGNMENT OF THE STREET CONNECTION BETWEEN SUNRISE AVENUE AND BODEM STREET AT BLOCK 593 IN THE CITY OF MODESTO.

WHEREAS, there is a need to create a through north-south street alignment east of McHenry Avenue in the City of Modesto to carry the heavy volume of traffic in the area, and

WHEREAS, the connection of Sunrise Avenue to Bodem Street in the vicinity of Lucern Avenue at Block 593 would create such alignment, and

WHEREAS, said precise alignment referred to herein was considered by the Planning Commission at an informal public hearing on July 1, 1969, and the Planning Commission by Resolution No. 69-85 has recommended to the City Council that the plan titled, "Sunrise to Bodem Connection at Block 593", dated June 6, 1969, copies of which are on file in the offices of the Planning Director and the Director of Public Works, be adopted as a precise alignment for said street connection referred to herein, and

WHEREAS, said matter was set for hearing before the City Council at its meeting of August 11, 1969, at 7:50 o'clock P. M. in the Council Chambers located at 801 - 11th Street, Modesto, California,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby adopts the precise alignment of the street connection between Sunrise Avenue and Bodem Street in the City of Modesto, as shown on that certain plan titled "Sunrise to Bodem Connection at Block 593", dated June 6, 1969, copies of which are on file in the offices of the City Clerk, Planning Director and Director of Public Works, and by this reference 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 11th day of August, 1969,

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. 69-727

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 THE AMOUNT OF SAID LIEN. (ON WRIGHT STREET AT 303 POPLAR, LOTS 11 AND 12, BLOCK 525 - Robert L. Betz)

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 February 17, 1969, adopt its Resolution No. 69-140, 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 sidewalk at the request of the property owner, and

WHEREAS, August 11, 1969, at 8:10 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 ^{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 _____
\$748.34

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 \$748.34 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:

Lots 11 and 12, Block 525 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 11th day of August, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-728

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 1005 WOODROW AVE., A PORTION OF BLOCK 13119 - Joseph A. Reis)

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, gutters, and sidewalks may be required, and

WHEREAS, the Council, did, on April 7, 1969, adopt its Resolution No. 69-280, 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, August 11, 1969, at 8:10 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 ^{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 _____
\$348.81

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 \$348.81 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 002-08-055-10-32-001 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 11th day of August 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-729

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 921 WOODROW AVENUE, A PORTION OF BLOCK 13124 - Miss Lucille M. Rife)

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 7, 1969, adopt its Resolution No. 69-279, 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, August 11, 1969, at 8:10 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 ^{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 _____
\$980.72

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 \$980.72 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 002-08-055-13-32-001 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 11th day of August 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-730

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. (ON McHENRY AT 1560 McHENRY AVENUE, A PORTION OF BLOCK 1235 - Rumbley Realty Co.)
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 March 17, 1969, adopt its Resolution No. 69-222, 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 11, 1969, at 8:10 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 ^{cost of} 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 _____
\$353.20

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 \$353.20 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:

Parcel Number 002-01-031-01-01-003 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 11th day of August 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-731

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. (AT 1032 BRADY AVE., A PORTION OF BLOCK 735 - Le Roy Wach)

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 April 7, 1969, 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, August 11, 1969, at 8:10 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 ^{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 _____
\$214.00

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:

Parcel Number 002-01-113-03-11-001 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 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 August 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-732

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 1802 SHERWOOD AVE., A PORTION OF BLOCK 6808 - Mrs. Frances Pansini)

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 _____, 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~~ (NOTICE WAIVED BY MRS. FRANCES PANSINI)

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 11, 1969, at 8:10 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 ^{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 _____
\$366.96.

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 \$366.96 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 002-07-059-15-12-001 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 11th day of August 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-733

A RESOLUTION GRANTING A REVISION TO THE UNCLASSIFIED USE PERMIT PREVIOUSLY GRANTED TO MODESTO MEDICAL DEVELOPMENT COMPANY BY RESOLUTION No. 68-1112 FOR A 4-STORY EXPANSION OF DOCTORS' HOSPITAL.

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, subsequent to the granting of that unclassified use permit the owners of Doctors' Hospital acquired additional land for additional parking facilities, and

WHEREAS, a new application has been submitted to incorporate the latest land acquisitions, an alteration in the parking lot layout, and a new plan for landscaping and screening of the parking areas from the adjoining streets, 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 July 15, 1969, and

WHEREAS, thereafter, upon the evidence, both oral and documentary taken and introduced at said hearing, the Planning Commission adopted Resolution No. 69-92, recommending to the Council the granting of a revision to the unclassified use permit previously granted by Council Resolution No. 68-1112 for a 4-story expansion of Doctors' Hospital for revision of the hospital site plan including additional land area for additional parking facilities, subject to certain conditions contained in said 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 8:10 o'clock P.M. on August 11, 1969, 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 for a 4-story expansion of Doctors' Hospital is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 69-92 adopted on July 15, 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 for a 4-story expansion of Doctors' Hospital for revision of the hospital site plan including additional land area for additional parking facilities, subject to all of the conditions set forth in Planning Commission Resolution No. 69-92, 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 failure to comply with the conditions set forth in Planning Commission Resolution No. 69-92, 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 11th day of August, 1969, 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, 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. 69-734

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$400 FOR ATTENDANCE OF COUNCILMAN WILLIAM R. MITCHELL AT TOWN AFFILIATION ASSOCIATION CONFERENCE, WASHINGTON, D.C.

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)	\$400
To:	Conference Expense (207-7)	\$400

(Attendance of Councilman William R. Mitchell,
Town Affiliation Association Conference,
September 15-17, 1969, Washington, D.C.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1969 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, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-735

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 904 BOWEN AVE.,
LOT 26, BLOCK 6718 - James E. Hudson)

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 per cent (50%) of the street frontage of
Bowen Ave., Block 6718

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 02-07-59-21-26-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-736

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 800 BOWEN AVE.,
LOT 31, BLOCK 6718, - Lorena Runyan)

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
sidewalk 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
Bowen Avenue, Block 6718

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 02-07-59-21-31-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosewood
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-737

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1008 PHELPS AVE.,
LOT 19, BLOCK 6718 - William Leavitt)

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Phelps Ave., Block 6718

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 02-07-59-21-19-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Haseyord
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-738

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1020 PHELPS AVE.,
LOT 11, BLOCK 6716 - Miss Maggie Veneman)

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
Phelps Ave., Block 6716

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 02-07-59-26-11-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Howard
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-739

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON PHELPS AVENUE AT
2016 WILDEWOOD AVE., LOT 18, BLOCK 6715 - Mrs. Dorothy Nomann)

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
Phelps Avenue, Block 6715

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 02-07-59-24-18-001 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 25th day of August 19 69, at
8:05 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 11th
day of August, 19 69, 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosemond
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-740

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 930 CAROLYN AVENUE, ON W. FAIRMONT,
LOT 1, BLOCK 722 - Henry Richina)

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
West Fairmont, Block 722

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 02-01-113-07-28-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. G. Hayward
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-741

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON MENSINGER AVENUE AT
519 MENSINGER AVE., LOT 4, BLOCK 740 - Paul E. Warda, 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 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
Mensinger Ave., Block 740

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 02-01-113-02-01-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Harewood
Public Works Department
8-12-69

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON CAROLYN AVENUE AT
1030 BRADY AVENUE, A PORTION OF BLOCK 735 - Orville Stiff)

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
Carolyn Avenue, Block 735

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 02-01-113-03-12-001 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 25th day of August 1969, at
8:05 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 11th
day of August, 1969, 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Hayward
Public Works Department
8-12-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-743

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 WEST FAIRMONT AVENUE AT 510 WEST FAIRMONT AVE., A PORTION OF LOT 1-A, BLOCK 720 - Miss Dorothy Penfield)

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 construction has been guaranteed, in front of the properties constituting more than fifty percent (50%) of the street frontage of West Fairmont Avenue, Block 720

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 02-01-113-07-08-001 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 25th day of August 1969, at 8:05 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 11th day of August, 1969, 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, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. C. Hargood
Public Works Department
8-12-69

A RESOLUTION APPROVING THE FINAL MAP OF THE
NORTHGATE NO. 6 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Robert P. Bomberger and Muriel F. Bomberger,
husband and wife,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 8.757 acres, known as the
Northgate No. 6 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 21st day of May,
19 68, 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 Northgate No. 6
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 Northgate No. 6
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 Fourteen
and 70/100ths (\$714.70) 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-
Four Thousand, Four Hundred and no/100ths (\$44,400.00) 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 August, 1969, 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, 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 DECLARING EQUIPMENT AND MATERIAL OBSOLETE AND SURPLUS TO THE NEEDS OF THE CITY OF MODESTO AND AUTHORIZING SALE TO HIGHEST BIDDER

WHEREAS, a list of equipment and material obsolete and surplus to the needs of the City of Modesto has been filed with the City Clerk; and

WHEREAS, the Director of Finance, in a memorandum dated August 4, 1969 has recommended that the Council consider declaring the equipment surplus to the City's needs and that the Purchasing Officer be authorized to advertise and sell the material and equipment to the highest bidders or dispose of by public auction later in the year if bids are not forthcoming or if offers are deemed not to be adequate.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the list of items declared to be surplus to the needs of the City of Modesto on file in the office of the City Clerk are hereby declared to be surplus and the Purchasing officer is hereby authorized to advertise and sell to the highest bidder(s) said surplus items.

BE IT FURTHER RESOLVED that the Purchasing Officer is hereby authorized to dispose of by public auction later in the year such items that are not sold at this time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1969 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, Robinson, Simon, Mayor Davies
NOES:	Councilmen:	None
ABSENT:	Councilmen:	Smith

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-746

A RESOLUTION COMMENDING RUSSELL C. FEY FOR HIS OUTSTANDING AND DEDICATED SERVICES TO THE CITY OF MODESTO.

WHEREAS, RUSSELL C. FEY has been employed by the City of Modesto in the Planning Department since January 20, 1958, and

WHEREAS, since March 15, 1962, RUSSELL C. FEY has served as Director of Planning of the City of Modesto, and

WHEREAS, RUSSELL C. FEY has served the City of Modesto in a very capable and outstanding manner, promoting the advancement and betterment of the City of Modesto in its present and future needs in all phases of planning, and

WHEREAS, during RUSSELL C. FEY'S service as Director of Planning of the City of Modesto, he has served both as an officer and panel member of the Planning Department of the League of California Cities, the American Institute of Planners, and the American Society of Planning Officials, and

WHEREAS, RUSSELL C. FEY has also rendered community service by serving on United Crusade Campaigns, as a member of the Greater Modesto Council of Churches Board of Directors, as a member of the Board of Directors of the Muir Trail Council Girl Scouts of America, as a member of the Mental Health Association of Stanislaus County, and as a member of both of the local Toastmaster Clubs, one of which he served as president,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby commends RUSSELL C. FEY for the outstanding services he has rendered as an employee and Director of Planning of the City of Modesto.

BE IT FURTHER RESOLVED by this resolution, that the Council of the City of Modesto hereby extends to RUSSELL C. FEY its best wishes for continued success in the field of planning in his new position as a Professor on the faculty at Fresno State College, in the newly established Department of Urban and Regional Planning.

BE IT FURTHER RESOLVED that a duly authenticated copy of this resolution be presented to RUSSELL C. FEY in recognition of his performance of outstanding services.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1969, by 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-747
SEWER EASEMENT CONTRACT

A RESOLUTION APPROVING/~~AGREEMENT~~ BETWEEN THE CITY OF MODESTO AND
WILLIAM J. PODESTO AND ANTOINETTE M. PODESTO FOR SEWER LINE EX-
TENSION - UNIT NO. 6 (PARCEL 6-1-A)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and William J.
Podesto and Antoinette M. Podesto
for sewer line extension - Unit No. 6 (Parcel 6-1-A)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said ~~agreement~~^{contract}
by the designated 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
August , 1969 , 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-748
RIGHT OF WAY CONTRACT

A RESOLUTION APPROVING ~~AGREEMENT~~ BETWEEN THE CITY OF MODESTO AND WILLIAM J. PODESTO AND ANTOINETTE M. PODESTO FOR SEWER LINE EXTENSION - UNIT NO. 6 (Parcel 6-1-B)

BE IT HEREBY RESOLVED by the Council of the City of Modesto ~~contract~~ that the ~~agreement~~ between the City of Modesto and William J. Podesto and Antoinette M. Podesto for sewer line extension, ~~for~~ Unit No. 6 (Parcel 6-1-B)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said ~~agreement~~ ^{contract} by the designated 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 August , 1969 , 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, Robinson, Simon
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-749

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY H. BAKER, SR., AND EDITH MARIE BAKER FOR ACQUISITION OF PROPERTY FOR SEWER EXPANSION PROJECT, UNIT NO. 3

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Harry H. Baker, Sr. and Edith Marie Baker for acquisition of property necessary for ~~for~~ Unit 3 of its sewer expansion project

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August , 1969 , 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, Michell, 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. 69-750

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 (Sherman Cass - P-D)

WHEREAS, the Modesto City Planning Commission held a public hearing on at 8:00 P.M. Monday, August 25, 1969/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 R-1 and R-2 to P-D, to accommodate housing for the elderly, 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. 69-93 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 August 25, 1969 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 11th day of August, 1969, 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, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


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:

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; and

EXHIBIT "A"

A RESOLUTION RECOMMENDING TO THE COUNCIL THE GRANTING OF A REVISION TO THE UNCLASSIFIED USE PERMIT PREVIOUSLY GRANTED BY COUNCIL RESOLUTION NO. 68-1112 FOR A 4-STORY EXPANSION OF DOCTORS' HOSPITAL

WHEREAS, by Resolution 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, subsequent to the granting of that unclassified use permit the owners of Doctors' Hospital acquired additional land for additional parking facilities; and

WHEREAS, a new application has been submitted to incorporate the latest land acquisitions, an alteration in the parking lot layout, and a new plan for landscaping and screening of the parking areas from the adjoining streets; and

WHEREAS, a public hearing was held on July 15, 1969.

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines that the additional landscaping for screening of parking lots and additional off-street parking is required by public necessity, convenience, and general welfare for the following reasons:

a. The proposed addition will increase the hospital's service potential to the community.

b. The additional parking spaces will help to relieve an existing poor parking condition, will decrease the amount of on-street parking, and will provide for a safer and more efficient interior circulation.

c. A new screening concept incorporating the mounding of dirt around the periphery of the hospital site, will provide excellent screening of the parking areas from the adjoining streets.

BE IT FURTHER RESOLVED that the Planning Commission recommends to the Council the granting of a revision to the unclassified use permit previously granted by Resolution No. 68-1112 for a 4-story expansion of Doctors' Hospital for revision of the hospital site plan including additional land area for additional parking facilities, said revised conditional use permit to be subject to the following conditions:

"Exhibit A"

1. That all development be in accordance with the plan titled, "Doctors' Hospital", dated July 15, 1969, as amended in red on its face and on file in the office of the Planning Director.
2. That within 60 days after approval of this unclassified use permit, the applicant shall dedicate five feet of right-of-way along Florida Avenue and shall construct street improvements on Florida, Sherwood, and Orangeburg Avenues in accordance with the requirements of the Director of Public Works as follows:
 - a) Concrete curb and gutter, five-foot sidewalk, matching pavement, street lights and street trees along the east side of Sherwood Avenue.
 - b) Full street improvements including new concrete curb, gutter, and sidewalk, matching street paving, street lights and trees on the Florida Avenue frontage owned by the applicant.
 - c) New concrete curb and gutter along Orangeburg Avenue to replace unused driveway approaches.
3. That all landscaping, fences, and walls be maintained and that the premises be kept free of weeds, trash, and other debris.
4. That within 60 days after approval of this unclassified use permit, a landscaping and irrigation plan shall be submitted by the applicant for approval by the Planning Director.
5. That the plan for exterior lighting shall be approved by the City Engineer and the Planning Director within 60 days after approval of this unclassified use permit.
6. That any mechanical devices to control ingress or egress to the hospital grounds shall be approved by the Fire Chief. All driveways shall be kept clear of parked cars in order to maintain optimum interior circulation. Four fire hydrants shall be installed as a part of the hospital construction in accordance with the requirements of the Fire Marshal.
7. That one illuminated sign not to exceed 18 square feet and 5 feet in height shall be permitted within the setback area at or near the main entrance off of Florida Avenue. This is in addition to the existing sign on the Orangeburg Avenue frontage.
8. That within 60 days after approval of this unclassified use permit the applicant shall pay to the City of Modesto the cost of planting 48 street trees at the prevailing rate.
9. That within 60 days after approval of this unclassified use permit all required public improvements shall be installed or a cash deposit, savings and loan certificate, surety bond or other instrument of credit in an amount to be determined by the City Engineer, to guarantee installation of said public improvements by March 1, 1970, shall be filed with the City Clerk.

The foregoing resolution was introduced at the regular meeting of the Planning Commission held on July 15, 1969, by Frank Muratore, who moved its adoption, which

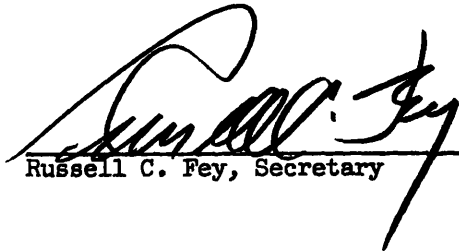
motion was seconded by Kenneth Marple and carried by the following vote:

Ayes: Alexander, Gagos, Marple, Muratore, Nicholson, Sutton, and Dunlap

Noes: None

Absent: None

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



Russell C. Fey, Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 69-751

A RESOLUTION CONSENTING TO COMMENCEMENT OF PROCEEDINGS TO ANNEX INHABITED TERRITORY DESIGNATED AS THE HIGHWAY VILLAGE ADDITION TO THE CITY OF MODESTO UNDER THE ANNEXATION ACT OF 1913.

WHEREAS, on July 24, 1969, a request for consent to commence proceedings to annex certain territory referred to as the Highway Village Addition to the City of Modesto was presented to the Council, and

WHEREAS, on July 28, 1969, said request was referred to the Planning Commission of the City of Modesto for investigation, report and recommendation, and

WHEREAS, on August 5, 1969, 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 Highway Village Addition; said territory is contiguous to the City of Modesto and is shown on that certain map marked Exhibit "A" entitled, "Proposed Highway Village Addition",

dated July 17, 1969, 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 _____ Highway Village 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 11th day of August, 1969, 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, Robinson, Simon, Mayor Davies
- NOES: Councilmen: None
- ABSENT: Councilmen: Smith

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

(SEAL)

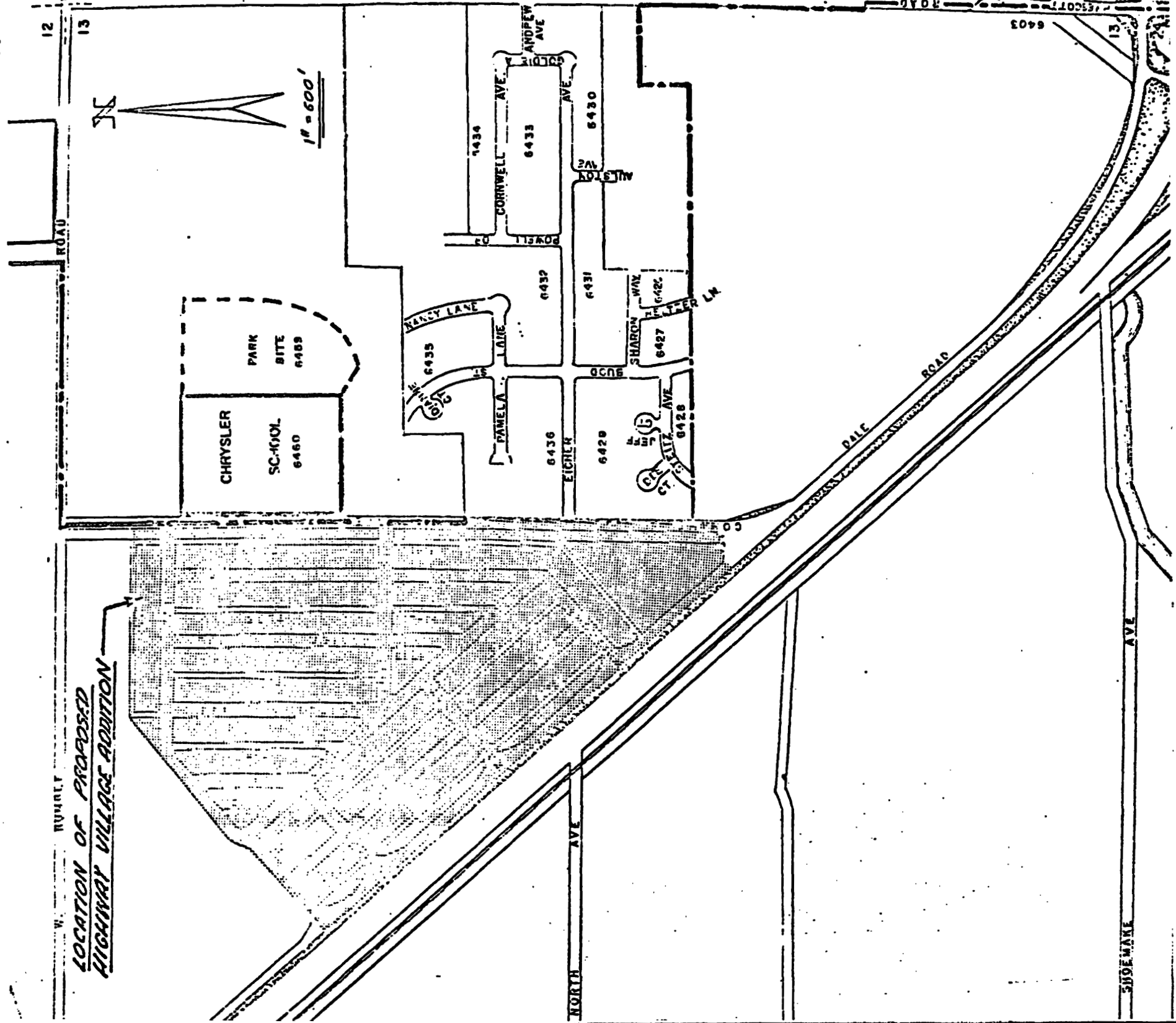
APPROVED AS TO FORM:

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

PROPOSED HIGHWAY VILLAGE ADDITION

JULY 17, 1969

EXHIBIT "A"



MODESTO CITY COUNCIL
RESOLUTION NO. 69-752

A RESOLUTION GIVING NOTICE OF THE PROPOSED
ANNEXATION TO THE CITY OF MODESTO OF UNIN-
HABITED TERRITORY DESCRIBED HEREIN AND
DESIGNATED AS MC HENRY
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 June 23, 1969, 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 MC HENRY 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 June 20, 1969, 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 22nd day of September, 1969, at the hour of 7:55 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 18th day of August, 1969,

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, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

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

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

8-7-69
W. C. A. [Signature]
By Public Works Department

McHENRY 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 the Southeast quarter of Section 8, and a portion of the North half of the Southwest quarter of the Southwest quarter of Section 9, 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 most Easterly Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968 as Instrument 25254, Stanislaus County Records, said corner being North $89^{\circ} 02' 30''$ West, 435.29 feet along the center line of 60 foot Woodrow Avenue from the Northeast corner of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, South $89^{\circ} 02' 30''$ East, 130.29 feet to the Northerly extension of the Western line of Parcel 1 of the map filed December 23, 1966 in Volume 2 of Parcel Maps, Page 117, Stanislaus County Records; thence along said Western line, South $0^{\circ} 53' 30''$ East, 145.00 feet; thence along the Southern line of Parcel 1 and the Northern line of Parcel 2 of said Parcel Map and its Easterly extension, South $89^{\circ} 02' 30''$ East, 305.00 feet to a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along said center line and section line, North $0^{\circ} 53' 30''$ West, 145.00 feet to its intersection with the center line of Woodrow Avenue and the North line of the Southeast quarter of the Southeast quarter of Section 8; thence along the center line of 60 foot Robin Hood Drive, South $89^{\circ} 29' 20''$ East, 61.11 feet; thence continuing along the center line of Robin Hood Drive along a tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet, to its intersection with the Northerly extension of the Western line of a 20 foot alley in Block 12309 of the SHERWOOD FOREST subdivision, as per map filed in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Northerly extension and the Western line of said alley, South $0^{\circ} 53' 30''$ East, 395.50 feet to the Southern line of said subdivision and a point on the existing City Limits on the Northern line of the CROCCO ADDITION (171), as per description filed March 17, 1965 as Instrument 10620, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (171), North $89^{\circ} 29' 20''$ West, 189.72 feet to the Northwestern corner of said Addition (171) and a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along the existing City Limits on the Western line of said Addition (171) and the center line of McHenry Avenue and said section line, South $0^{\circ} 53' 30''$ East; 254.62 feet to the South line of the North half of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, North $89^{\circ} 03' 20''$ West, 454.42 feet to a point on the existing City Limits at the most Easterly Southeastern corner of the Leveland Addition (221); thence along the existing City Limits on the most Eastern line of said Addition (221), North $0^{\circ} 45' 45''$ East, 662.41 feet to the point of beginning, containing 7.514 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-753

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS SYLVAN-COFFEE # 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 June 20, 19 69, 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 SYLVAN-COFFEE # 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 June 20, 19 69, 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 22nd day of September, 19 69, at the hour of 8:00 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 11th day of August, 1969,

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, 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. Hasegood
Public Works Department

R.H.H.
8-7-69

May 6, 1969

SYLVAN-COFFEE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-754

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,150 FROM GENERAL RESERVE, GENERAL FUND FOR CENTERLINE REFLECTIVE BUTTONS

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)	\$2,150
To:	Construction materials (321-56)	\$2,150

(To provide funds for purchase of ceramic and reflective buttons for centerlines, inadvertently omitted from final budget)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of August, 1969 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, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-754A

INSTALLATION
A RESOLUTION ACCEPTING THE/~~CONSTRUCTION~~ OF WATER LINES IN TRADEWINDS
NO. 3 SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works
installation
that the/~~construction~~ of water lines in Tradewinds No. 3
Subdivision

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated October 28, 1968

installation
NOW, THEREFORE, BE IT RESOLVED that the/~~construction~~ of water lines
in Tradewinds No. 3 Subdivision

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 \$802.10
as provided in the contract, be authorized.


The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 18th day of August,
1969, 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,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-755

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE INSTALLATION OF WATER LINES IN NORTHGATE NO. 6 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 Northgate No. 6 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 2, 1969 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.

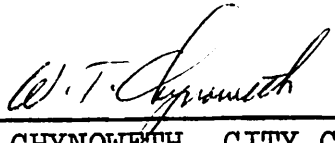
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-756

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS IN MARSHALL PARK
FROM CONTRACTOR, ALBERT M. BIEHL

WHEREAS, a report has been filed by the Director of Public Works
that the construction of installation of improvements in
Marshall Park

has been completed by Albert M. Biehl

in accordance with the contract agreement dated April 14, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of installation
of improvements in Marshall 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 \$29,620.00
as provided in the contract, be authorized.

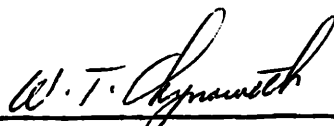
The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 18th day of August,
1969, by Councilman Mitchell, who moved its adoption, which motion
being duly seconded by Councilman Newton, was upon roll call
carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-757

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC., FOR FURNISHING CITY'S ANNUAL REQUIREMENTS OF LIQUID AND EMULSIFIED ASPHALT FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970

WHEREAS, Resolution No. 69-657 , adopted by the Council of the City of Modesto on July 22, 1969, approved ~~the plans and~~ specifications for the furnishing of annual needs of liquid and emulsified asphalts and authorized the calling for bids, and

WHEREAS, the bids received for the annual needs of liquid and emulsified asphalts were opened at 2:15 P.M. on August 6, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of George Reed, Inc., for furnishing City's annual requirements of liquid and emulsified asphalts (for approximately eleven months ending 6/30/70) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc., for furnishing City's annual requirements of Liquid and Emulsified Asphalts (for the period ending 6/30/70) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1969 , 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,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-758

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 COOLIDGE ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-681, adopted on July 28, 1969, 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. 69-681, the Council fixed the 18th day of August, 1969, 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. 69-681 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 Coolidge 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 18th
day of August, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, 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. Hazard
Public Works Department

RHJ
8-13-69

EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North $0^{\circ} 10'$ West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North $89^{\circ} 00'$ West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North $0^{\circ} 10'$ West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North $89^{\circ} 00'$ West, 123.00 feet; South $0^{\circ} 10'$ East, 20.00 feet; North $89^{\circ} 00'$ West, 141.00 feet; South $0^{\circ} 10'$ East, 160.00 feet; and North $89^{\circ} 00'$ West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North $89^{\circ} 00'$ West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North $0^{\circ} 10'$ West, 140.00 feet, to a point on the Northern line of Drake Avenue; South $89^{\circ} 00'$ East, 115.00 feet, along said Northern line; North $0^{\circ} 10'$ West, 85.00 feet; North $89^{\circ} 00'$ West, 95.00 feet; and North $0^{\circ} 10'$ West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the McHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South $89^{\circ} 00'$ East, 64.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; and South $89^{\circ} 00'$ East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South $89^{\circ} 00'$ East, 315.00 feet; South $0^{\circ} 10'$ East, 330.00 feet, to the center line of East Coolidge Avenue; South $89^{\circ} 00'$ East, 196.00 feet, along the center line of East Coolidge Avenue; North $0^{\circ} 10'$ West, 120.00 feet; South $89^{\circ} 00'$ East, 50.00 feet; and North $0^{\circ} 10'$ West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South $89^{\circ} 00'$ East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South $89^{\circ} 00'$ East, 197.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; North $89^{\circ} 00'$ West, 47.00 feet; and North $0^{\circ} 10'$ West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South $89^{\circ} 00'$ East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North $0^{\circ} 15'$ West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South $69^{\circ} 57'$ East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South $0^{\circ} 03'$ East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North $89^{\circ} 00'$ West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South $0^{\circ} 03'$ East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North $89^{\circ} 00'$ West, 330.72 feet, and South $0^{\circ} 03'$ East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North $89^{\circ} 00'$ West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South $0^{\circ} 03'$ East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South $89^{\circ} 03'$ East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South $0^{\circ} 02' 30''$ East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North $89^{\circ} 03'$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South $0^{\circ} 02' 30''$ East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North $89^{\circ} 03'$ West, 165.00 feet; North $0^{\circ} 02' 30''$ West, 213.44 feet; North $89^{\circ} 03'$ West, 32.00 feet; North $0^{\circ} 02' 30''$ West, 306.11 feet, to the center line of East Orangeburg Avenue; and North $89^{\circ} 00'$ West, 463.66 feet to the point of beginning, containing 59.657 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-759

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 28th DAY OF OCTOBER, 19 69, PERTAINING TO THE ANNEXATION OF EAST COOLIDGE ADDITION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 69-681, 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 28th day of October, 19 69, 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 Coolidge _____ 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(s) to be known and described as follows:

Special Election Precinct No. 1

Said special election precinct(s) 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 Coffee No. 4 _____ 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:	Heersink Residence 164 Drake Avenue Modesto, California
Inspector:	Mrs. Cornelia Heersink 164 Drake Avenue Modesto, California
Judge:	Mrs. Verna W. Ellena 157 East Coolidge Avenue Modesto, California
Clerk:	Miss Elizabeth V. Wolfe 153 Drake Avenue Modesto, California
Clerk:	Mrs. Lucille L. McDermott 155 Drake Avenue 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 Monday, November 3, 1969, 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 December 1, 1969.

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 18th day of August, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, 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

RAM
8-14-69

EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North $0^{\circ} 10'$ West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North $89^{\circ} 00'$ West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North $0^{\circ} 10'$ West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North $89^{\circ} 00'$ West, 123.00 feet; South $0^{\circ} 10'$ East, 20.00 feet; North $89^{\circ} 00'$ West, 141.00 feet; South $0^{\circ} 10'$ East, 160.00 feet; and North $89^{\circ} 00'$ West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North $89^{\circ} 00'$ West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North $0^{\circ} 10'$ West, 140.00 feet, to a point on the Northern line of Drake Avenue; South $89^{\circ} 00'$ East, 115.00 feet, along said Northern line; North $0^{\circ} 10'$ West, 85.00 feet; North $89^{\circ} 00'$ West, 95.00 feet; and North $0^{\circ} 10'$ West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the McHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South $89^{\circ} 00'$ East, 64.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; and South $89^{\circ} 00'$ East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South $89^{\circ} 00'$ East, 315.00 feet; South $0^{\circ} 10'$ East, 330.00 feet, to the center line of East Coolidge Avenue; South $89^{\circ} 00'$ East, 196.00 feet, along the center line of East Coolidge Avenue; North $0^{\circ} 10'$ West, 120.00 feet; South $89^{\circ} 00'$ East, 50.00 feet; and North $0^{\circ} 10'$ West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South $89^{\circ} 00'$ East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South $89^{\circ} 00'$ East, 197.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; North $89^{\circ} 00'$ West, 47.00 feet; and North $0^{\circ} 10'$ West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South $89^{\circ} 00'$ East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North $0^{\circ} 15'$ West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South $69^{\circ} 57'$ East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South $0^{\circ} 03'$ East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North $89^{\circ} 00'$ West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South $0^{\circ} 03'$ East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North $89^{\circ} 00'$ West, 330.72 feet, and South $0^{\circ} 03'$ East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North $89^{\circ} 00'$ West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South $0^{\circ} 03'$ East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South $89^{\circ} 03'$ East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South $0^{\circ} 02' 30''$ East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North $89^{\circ} 03'$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South $0^{\circ} 02' 30''$ East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North $89^{\circ} 03'$ West, 165.00 feet; North $0^{\circ} 02' 30''$ West, 213.44 feet; North $89^{\circ} 03'$ West, 32.00 feet; North $0^{\circ} 02' 30''$ West, 306.11 feet, to the center line of East Orangeburg Avenue; and North $89^{\circ} 00'$ West, 463.66 feet to the point of beginning, containing 59.657 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-760

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVENUE
AT 600 BERMUDA WAY, LOT 6, BLOCK 6066 - Leslie L. Keim)

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 Enslen Avenue, Block 6066, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-705, 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 18th day of August, 1969, 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. 69-705, 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. 69-705 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California, with the date of forced construction delayed to August 18, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-761

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1030 FOURTH
STREET, LOTS 29, 30, 31 AND 32, BLOCK 18 -
Silas W. Green)

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 Fourth Street, Block 18

, 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 along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 18th day of August, 1969, 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. 69-706, 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. 69-706 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-762

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT CATALINA WAY,
LOT 3 AND A PORTION OF LOT 4, BLOCK 6126-A -
Mrs. Donna Clark)

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 Catalina Way, Block 6126-A

_____, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-707, 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 18th day of August, 1969, 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. 69-707, 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. 69-707 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-763

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 612 CATALINA WAY,
PORTIONS OF LOTS 4 AND 5, BLOCK 6126-A - Robert G. Durham)

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 Catalina Way, Block 6126-A _____, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-708, 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 18th day of August, 1969, 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. 69-708, 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. 69-708 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-764

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 608 CATALINA WAY,
PORTIONS OF LOTS 5 AND 6, BLOCK 6126-A - Dennis A. Hodges)

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 Catalina Way, Block 6126-A, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-709, 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 18th day of August, 1969, 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. 69-709, 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. 69-709 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-765

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1525 ENSLEN AVE., ON
CATALINA WAY, PORTION OF LOT 6, BLOCK 6126-A - Mrs. Jane Wood Wren)

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 Catalina Way, Block 6126-A

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-710, 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 18th day of August, 1969, 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. 69-710, 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. 69-710 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-766

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (SIDEWALK, CURB AND GUTTER ON
FAIRMONT AVE. AND SIDEWALK ON MAGNOLIA AVE. AT 1001 MAGNOLIA AVE.,
PORTION OF BLOCK 733 - Dr. David J. New)

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 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 SIDEWALK, CURB & GUTTER: Fairmont Avenue,
Block 733; SIDEWALK: Magnolia Ave., Block 733, 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 Council did by said resolution, set the
18th day of August, 1969, 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. 69-711, 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. 69-711 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California.

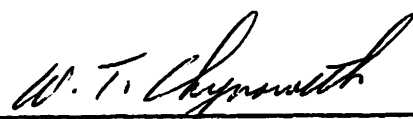
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1969, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-767

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1005 MAGNOLIA AVE.,
LOTS 32 TO 35, INCLUSIVE, BLOCK 733 - Clyde D. Boothe)

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 Magnolia Ave., Block 733, and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-712, 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 18th day of August, 1969, 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. 69-712, 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. 69-712 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-768

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1004 MAGNOLIA AVE.,
PORTION OF BLOCK 732 - Mrs. Thelma O. Pugh)

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 Magnolia Ave., Block 732

_____ , and

WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-713, 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 18th day of August, 1969, 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. 69-713, 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. 69-713 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 18th day of August, 1969, 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-769

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON FAIRMONT AVE.,
AT 935 MAGNOLIA AVE., LOTS 1, 2, AND 3, BLOCK 725
- Mrs. Florence C. McDermott)

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 Fairmont Ave., Block 725

_____, and
WHEREAS, the Council, did, on August 4, 1969, adopt its Resolution No. 69-714, 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 18th day of August, 1969, 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. 69-714, 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. 69-714 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California.

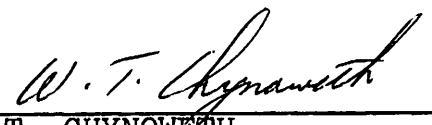
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1969, by Councilman Newton, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-770

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ORRICK, HERRINGTON, ROWLEY & SUTCLIFFE FOR LEGAL SERVICES IN CONNECTION
WITH MALL DEVELOPMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Orrick, Herrington,
Rowley & Sutcliffe
for legal services in connection with development of mall
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 18th day of
August , 1969 , 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: Mitchell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-771

A RESOLUTION SETTING TIME AND PLACE FOR HEARING OF REQUEST BY GEORGE GAGOS, OWNER OF THE CALIFORNIA BUILDING AT THE NORTH WEST CORNER OF 10TH AND EYE, FOR PERMISSION TO ENCROACH APPROXIMATELY 7½ INCHES INTO THE PUBLIC RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 2, 1969 , 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 request by George Gagos, owner of the California Building at the north west corner of 10th and Eye, for permission to encroach approximately 7½ inches into the public right of way.

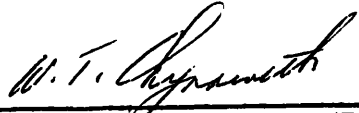
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1969 , by Councilman Mitchell , who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-772

A RESOLUTION APPROVING THE FINAL MAP OF THE
BEL AIR NO. 5 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Charles B. Walter and Geraldine T. Walter, husband and wife, and Wolverine Building Service, Inc., a corporation, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.21 acres, known as the Bel Air No. 5 Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 18th day of March, 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 Bel Air 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 Bel Air 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 Two Hundred Fifty-five and 70/100ths (\$255.70) 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~~ 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 August, 1969, 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,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, 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. 69-773

A RESOLUTION APPROVING THE FINAL MAP OF THE
ASPEN MANOR NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Arthur J. Wylie and Florencè E. Wylie, husband
and wife,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 4.08 acres, known as the
Aspen Manor No. 1 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 Aspen Manor 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 Aspen Manor 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 Hundred Sixty-
Nine and 5/100ths (\$469.05) 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 Seven Thousand
Six Hundred and no/100ths (\$7,600.00) 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 18th day of August, 19 69, 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: Mithhell, Newton, Robinson, Simon,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, 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. 69-774

A RESOLUTION REFERRING TO THE MODESTO CITY
PLANNING COMMISSION A PETITION FOR ANNEXATION
OF CERTAIN UNINHABITED TERRITORY TO THE CITY
OF MODESTO KNOWN AS SYLVAN-COFFEE # 2 ADDITION.

WHEREAS, a petition has been filed in the office of the
City Clerk requesting the annexation of certain uninhabited ter-
ritory to the City of Modesto, which territory is more specifically
described hereinafter, and

WHEREAS, annexation of the Sylvan-Coffee # 2
Addition was approved by the Local Agency Formation Commission
by resolution adopted June 20, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that said petition for the annexation of the here-
inafter described uninhabited territory be referred to the Planning
Commission for its report and recommendation.

The territory herein referred to is situated in the
County of Stanislaus, State of California, and 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 18th
day of August, 1969, by Councilman Mitchell,
who moved its adoption, which motion being duly seconded by Coun-
cilman Newton, was upon roll call carried and the reso-
lution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, 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
8-15-69

May 7, 1969
(As amended by the Local
Agency Formation
Commission, June 20, 1969)

SYLVAN-COFFEE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a point on the Northern line of the SYLVAN-COFFEE NO. 1 ADDITION (), as per description filed as Instrument , Stanislaus County Records, said point being the Southwest corner of the Northwest quarter of the Northwest quarter of Section 10 and the center line of 40 foot Coffee Road; thence along the West line of Section 10 and the center line of Coffee Road, North $0^{\circ} 48'$ West, 1317.60 feet to the section corner common to Sections 3, 4, 9 and 10; thence along the North line of Section 10, North $89^{\circ} 21'$ East, 2616.44 feet to the North quarter corner of Section 10; thence along the North line of Section 10, North $89^{\circ} 21' 30''$ East, 653.92 feet; thence South $0^{\circ} 53' 30''$ East, 2640.32 feet to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, South $89^{\circ} 26' 27''$ West, 653.92 feet to the interior quarter corner of Section 10; thence continuing along the South line of the North half of Section 10 and the center line of Sylvan Avenue, South $89^{\circ} 26' 27''$ West, 1364.48 feet; thence North $0^{\circ} 52' 20''$ West, 145.31 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence along a tangent line, North $48^{\circ} 29' 26''$ West, 97.49 feet; thence North $41^{\circ} 30' 34''$ East, 130.80 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence along a tangent line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter, North $0^{\circ} 52' 20''$ West, 657.72 feet to a point on the South line of the Northwest quarter of the Northwest quarter; thence along said line, South $89^{\circ} 23' 59''$ West, 1254.55 feet to the point of beginning, containing 160.792 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-775

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$18,000 FOR USE IN
MAKING CURB AND GUTTER REPAIRS

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)	\$18,000
TO: Public Works - Streets	
Construction Materials (321-51)	\$18,000

(For curb and gutter repair, as recommended by Director of Public Works
in a memorandum dated August 13, 1969 to City Manager.)


The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 18th day of August, 1969,
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,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-776

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$500 FOR EXPENSE OF RECRUITING A PLANNING DIRECTOR

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)	\$500.00
TO: Personnel - Business Expense (208-17)	\$500.00

(To provide funds for reimbursement of expenses for job candidates.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of August, 1969, 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,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

ATTEST:


W. T, CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-777

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,000 FROM
GENERAL RESERVE TO ACCOUNT 321-41-6621

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 (321)

FROM: General Reserve (60)	\$1,000.00
TO: E. & A. Lighting Improvement District #12	\$1,000.00

(This amount was in the prior year's budget to pay the Bond Counsel for
Improvement District No. 12. It was not encumbered in last year's budget,
so it must be reappropriated this year.)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 18th day of August, 1969,
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,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Smith

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-778

A RESOLUTION ACCEPTING THE BID OF CALIFORNIA AUTO AND TRUCK PARTS, MODESTO, CALIFORNIA, TO PURCHASE FROM CITY OF MODESTO TWO (2) WRECKED VEHICLES (1968 Dodge Sportsman Van and 1968 Dodge Police Patrol Car)

WHEREAS, Resolution No. 69-671, adopted by the Council of the City of Modesto on July 28, 1969, authorized the Purchasing Officer to call for public competitive sealed bids for the sale of two vehicles wrecked beyond economical repair (a 1968 three-seat Dodge Sportsman Van and a 1968 four-door Dodge police patrol car), and

WHEREAS, the bids received for the two wrecked vehicles were opened at 2:00 P.M. on August 19, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the sole bid of California Auto and Truck Parts, Modesto, California, in the amount of \$596.00 be accepted.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of California Auto and Truck Parts, Modesto, California, in the amount of \$596.00 for two wrecked vehicles, as listed above, be accepted and that the sale be, and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1969, 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, and Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-779

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 September 10, 1969, 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 August 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-780

A RESOLUTION ACCEPTING THE BID OF B. J. ROMMEL FOR THE CONSTRUCTION OF RESTROOM BUILDING, TERRACE, CONCRETE PAVING, UTILITIES AND MISCELLANEOUS CONSTRUCTION AT SHERWOOD PARK

WHEREAS, Resolution No. 69-698 , adopted by the Council of the City of Modesto on August 4, 1969 , approved the plans and specifications for the construction of Restroom Building, Terrace, Concrete Paving, Utilities and Miscellaneous Construction at Sherwood Park, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of restroom building, terrace, concrete paving, utilities and miscellaneous construction at Sherwood Park were opened at 10:00 A.M. on August 19, 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 B. J. Rommel in the amount of \$52,662.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of B. J. Rommel in the amount of \$52,662.00

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

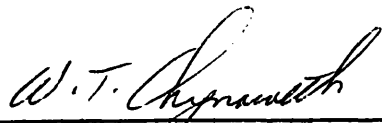
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1969 , by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman Simon , was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-781

A RESOLUTION ACCEPTING THE BID OF KLEMM TRUCKING COMPANY, MODESTO,
FOR THE FURNISHING OF CITY'S ANNUAL REQUIREMENTS OF READY-MIXED
CONCRETE FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970

WHEREAS, Resolution No. 69-658 , adopted by the Council of the
City of Modesto on July 22, 1969 , approved the ~~plans and~~
specifications for the furnishing of the City's annual needs of ready-
mixed concrete, (for approximately eleven months ending June 30, 1970),
and authorized the calling for bids, and

WHEREAS, the bids received for the ready-mixed concrete
were opened at 2:30 P.M. August 6, 1969 and later tabulated by the
Purchasing Officer for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that
the bid of Klemm Trucking Company, Modesto, California

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., Modesto, California

be accepted and the execution of a contract for the completion of the
project by the City's 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~~^{25th} day of August
1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-782

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE IMPROVEMENT OF COFFEE ROAD FROM BRIGGSMORE AVENUE TO ATHENS AVENUE

WHEREAS, a report has been filed by the Director of Public Works that the construction of the improvement of Coffee Road from Briggsmore Avenue to Athens Avenue

has been completed by Standard Materials Company

in accordance with the contract agreement dated June 16, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of the improvement of Coffee Road from Briggsmore Avenue to Athens Avenue be accepted from said contractor, 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 \$59,737.70 , 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 25th day of August, 1969, 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. 69-783

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF EICHER AVENUE 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 Eicher Avenue 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 16, 1969, 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 25th day of August, 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-784

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$20,000 FOR
EICHER AVENUE SUBTRUNK SEWER

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

SEWER SERVICE FUND (212)

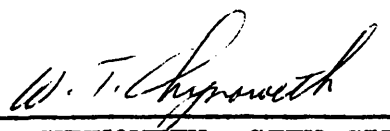
FROM: General Reserve (60)	\$20,000
TO: Eicher Avenue Subtrunk Sewer (6562)	\$20,000

To provide funds for the construction of the Eicher Avenue Subtrunk
Sewer.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 25th day of August, 1969,
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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-785

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 NORTH 99 NO. 3 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-637, adopted on July 7, 1969, the Council fixed the 25th day of August, 1969, 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. 69-637 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 North 99 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1969, 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

APPROVED AS TO DESCRIPTION:

By R. A. Hazard
Public Works Department

R.H.H.
8-26-69

NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemake Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~34.807~~ 34.807 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-786

A RESOLUTION DENYING THE APPEAL OF JOE MINENI, JR., EMANUEL C. GALAS, AND CHARLES M. GARGOTTO TO THE DECISION OF THE PLANNING COMMISSION DENYING THE APPLICATION FOR AN AMENDMENT TO SECTION 17-3-9 OF THE ZONING MAP, AND AFFIRMING THE DECISION OF THE PLANNING COMMISSION.

WHEREAS, the Council of the City of Modesto held a public hearing in the Council Chambers on August 25, 1969, at 7:50 o'clock P. M., for the purpose of considering an appeal filed by Joe Mineni, Jr., Emanuel C. Galas, and Charles M. Gargotto on July 23, 1969, to the decision of the Modesto City Planning Commission on July 15, 1969, denying their request for the amendment to Section 17-3-9 of the Zoning Map, to reclassify from One-family Residential Zone, R-1, to Planned Development Zone, P-D, the property described in the Planning Commission Resolution No. 69-91 adopted on July 15, 1969, and

WHEREAS, said Council, after hearing evidence both oral and documentary, found and determined that the appeal should be denied and the decision of the Planning Commission affirmed, for the reasons set forth in Planning Commission Resolution No. 69-91 adopted on July 15, 1969.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Joe Mineni, Jr., Emanuel C. Galas, and Charles M. Gargotto, to the decision of the Commission for the amendment to Section 17-3-9 of the Zoning Map, to reclassify from One-family Residential Zone, R-1, to Planned Development Zone, P-D, of the property herein mentioned, 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 25th day of August, 1969, 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

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-787

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 KAZMIR COURT ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-702, adopted on August 4, 1969, 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. 69-702, the Council fixed the 25th day of August, 1969, at the hour of 7:55 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. 69-702 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 Kazmir Court 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 25th
day of August, 1969, 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, 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. Hargood
Public Works Department

R. A. Hargood
8-15-69

KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South 89° 00' West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South 0° 27' East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South 89° 05' East, 644.88 feet, and North 75° 00' East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North 0° 24' West, 657.86 feet, to the point of beginning, containing 20.773 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-788

A RESOLUTION CALLING A SPECIAL ELECTION TO BE HELD ON THE 4th DAY OF NOVEMBER, 1969, PERTAINING TO THE ANNEXATION OF KAZMIR COURT ADDITION TO THE CITY OF MODESTO.

WHEREAS, by Resolution No. 69-702, 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 4th day of November, 1969, 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 Kazmir Court _____ 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(s) to be known and described as follows:

Special Election Precinct No. 1

Said special election precinct(s) 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 Paradise No. 3
_____ 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:	R. Werrell Garage 1605 Kazmir Court Modesto, California
Inspector:	Mrs. Ruth E. Werrell 1605 Kazmir Court Modesto, California
Judge:	Mrs. Evelyn L. Lollich 1600 Kazmir Court Modesto, California
Clerk:	Mrs. Virginia Lehman 1621 Kazmir Court Modesto, California
Clerk:	Mrs. Bertha Grimes 1601 Kazmir Court 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 November 10, _____, 1969, at the hour of 7:30 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 December 1, 1969.

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 25th day of August, 1969, 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, 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. Hazard
Public Works Department

KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South 89° 00' West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South 0° 27' East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South 89° 05' East, 644.88 feet, and North 75° 00' East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North 0° 24' West, 657.86 feet, to the point of beginning, containing 20.773 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-789

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 904 BOWEN AVENUE,
LOT 26, BLOCK 6718- James E. Hudson)

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 Bowen Avenue, Block 6718

_____, and

WHEREAS, the Council, did, on August 11,, 1969, adopt its Resolution No. 69-735, 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 25th day of August, 1969, at 8:05 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. 69-735, 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. 69-735 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 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-790

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 800 BOWEN AVENUE,
LOT 31, BLOCK 6718- Lorena Runyan)

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 Bowen Avenue, Block 6718

_____, and

WHEREAS, the Council, did, on August 11, 1969,
adopt its Resolution No. 69-736, 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
25th day of August, 1969, at 8:05 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. 69-736, 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. 69-736 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 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-791

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1008 PHELPS AVE.,
LOT 19- BLOCK 6718- William Leavitt)

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 Phelps Avenue, Block 6718

_____, and
WHEREAS, the Council, did, on August 11th, _____, 1969, adopt its Resolution No. 69-737, 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 25th day of August, 1969, at 8:05 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. 69-737, 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. 69-737 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 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-792

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1020 PHELPS AVE.
LOT 11, BLOCK 6716 - Miss Maggie Veneman)

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 Phelps Avenue, Block 6716, and

WHEREAS, the Council, did, on August 11th, 1969, adopt its Resolution No. 69-738, 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 25th day of August, 1969, at 8:05 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. 69-738, 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. 69-738 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 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-793

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO.(ON PHELPS AVENUE AT
2016 WILDEWOOD AVE., LOT 18, BLOCK 6715-Mrs. Dorothy Nomann)

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 Phelps Avenue, Block 6715, and

WHEREAS, the Council, did, on August 11th, 1969, adopt its Resolution No. 69-739, 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 25th day of August, 1969, at 8:05 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. 69-739, 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. 69-739 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 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-794

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 930 CAROLYN AVENUE, ON
WEST FAIRMONT, LOT 1, BLOCK 722- Henry Richina)

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 West Fairmont, Block 722

_____, and

WHEREAS, the Council, did, on August 11, _____, 1969,
adopt its Resolution No. 69-740, 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
25th day of August, 1969, at 8:05 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. 69-740, 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. 69-740 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California, with the date of forced construction delayed to December 26, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-795

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON MENSINGER AVE., AT
519 MENSINGER AVE., LOT 4, BLOCK 740 -Paul E. Warda, Jr.)

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 Mensinger Avenue- Block 740,

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 SIDEWALKS along certain streets in the City of Modesto, as provided therein, and

WHEREAS, the Council did by said resolution, set the 25th day of August, 1969, at 8:05 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. 69- 741, 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. 69-741 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 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-796

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALKS ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON CAROLYN AVENUE AT
1030 BRADY AVENUE, A PORTION OF BLOCK 735- Orville Stiff)

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 Carolyn Avenue, Block 735 _____, and

WHEREAS, the Council, did, on August 11, _____, 1969 _____, adopt its Resolution No. 69- 742 _____, 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 25th day of August _____, 1969 _____, at 8:05 _____ 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. 69-742 _____, 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. 69-742 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 25th day of August, 1969, 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

(SEAL)

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 69-743 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 25th day of August, 19 69, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-798

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. (ON McHENRY AT 912 McHENRY AVENUE, A PORTION OF BLOCK 649 - Reginald S. Jeans)

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 March 17, 1969, adopt its Resolution No. 69-221, 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 18, 1969, 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 hearing was continued to August 25, 1969 at 8:10 P.M. by Order of the Chair, 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 \$551.17.

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 \$551.17 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Parcel Number 002-01-112-13-003 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 25th day of August 1969, 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. 69-799

A RESOLUTION COMMENDING THE FIRE DEPARTMENT, POLICE DEPARTMENT, PUBLIC WORKS DEPARTMENT, AND THE CITY MANAGER OF THE CITY OF MODESTO, AND CITIZENS WHOSE NAMES ARE NOT KNOWN.

WHEREAS, on Saturday, August 23, 1969, between the hours of 2:30 A. M. and 3:30 A. M., approximately 15 fires were set by unknown persons in the alleys behind business buildings in the downtown area of the City of Modesto, and

WHEREAS, without the prompt and efficient extinguishment of these fires, major portions of the downtown area of Modesto could have suffered severe losses, and

WHEREAS, through the prompt and efficient response of the Fire Department, Police Department, Public Works Department and City Manager of the City of Modesto, as well as citizens whose names are not known, said fires were extinguished promptly and without substantial losses occurring, and

WHEREAS, as a result of this emergency which could have resulted in a major disaster to our community, the above-mentioned city personnel, through their prompt and efficient response, have proven that through complete cooperation with each other, and plans which have been prepared for use in such an emergency, they were able to avert a disaster in a minimum of time with a maximum of effectiveness,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby commends and extends the community's thanks to the members of the Fire Department, Police Department, Public Works Department and the City Manager of the City of Modesto, and to the citizens who assisted, for their action in controlling the fires which occurred on Saturday, August 23, 1969, and thereby preventing substantial losses from occurring.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-800


A RESOLUTION SETTING TIME AND PLACE FOR HEARING REGARDING REVOCATION OF A DANCE PERMIT GRANTED TO PATRICK JOHN LENZ FOR DANCES AT THE CALIFORNIA BALLROOM

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 2, 1969, 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 revocation of a dance permit granted to Patrick John Lenz for dances at the California Ballroom 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 25th day of August, 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, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-801

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. (AT 920 McHENRY AVENUE, A PORTION OF BLOCK 649 - H. E. Austin)

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 March 17, 1969, adopt its Resolution No. 69-220, 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 11, 1969, at 8:10 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 cost of construction of said improvement, and the hearing was continued to August 25, 1969, to allow staff time to study a drainage problem, and

WHEREAS, the Director of Public Works reported that the possible drainage problem resulting from the sidewalk construction had been reviewed by the Assistant City Engineer and a 4-inch pipe placed under the sidewalk to minimize any possible drainage problems, 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 \$554.84.

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 \$554.84 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 002-01-112-13-11-003 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 ^{25th} ~~11th~~ day of August, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-802

A RESOLUTION REVOKING THE NON-EXCLUSIVE LICENSE TO COLLECT SWILL GRANTED TO WILLIAM J. WILLETT AND JULIUS EMERY

WHEREAS, on January 20, 1969, William J. Willett and Julius Emery were granted a non-exclusive license to collect swill in the City of Modesto, and

WHEREAS, the fee for such a license as set forth in the Modesto Municipal Code is \$50 per quarter, and

WHEREAS, the payments due April 1, 1969 and July 1, 1969 in the total amount of \$100 have not been paid;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the non-exclusive license to collect swill granted to Willett and Emery by virtue of Resolution No. 69-46 be, and hereby is, revoked with the provision that if said Mr. Willett or Mr. Emery pay to the Finance Department of the City of Modesto the delinquent \$100 no later than 5:00 P.M. on Tuesday, September 2, 1969, this revocation shall be null and void and of no effect.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 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: Mitchell, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: Dixon

ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-803

A RESOLUTION ACCEPTING IMPROVEMENTS IN COLEMAN ACRES NO. 1 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Kenneth Duffin and Helen Duffin, husband and wife, and Norton Coleman and June Coleman, husband and wife, a joint venture, have filed a subdivision performance bond in the amount of \$40,000 to guarantee the improvements in Coleman Acres No. 1 Subdivision; 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 \$40,000 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 Coleman Acres No. 1 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 Coleman Acres No. 1 Subdivision;
3. That the City Clerk be, and he is hereby authorized to release the subdivision performance bond in the amount of \$40,000 filed by Duffin and Coleman to guarantee certain improvements in Coleman Acres 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 25th day of August, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-804

A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONCERNING APPLICATION BY PHILIP R. HENDLEY TO OPERATE A NEW GASOLINE CONCESSION AT THE MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that September 8, 1969 , 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 application by Philip R. Hendley to operate a new gasoline concession 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 25th day of August, 1969 , 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. 69-805

A RESOLUTION SETTING TIME AND PLACE FOR HEARING CONCERNING THE UNFILLED
BASEMENTS IN BLOCK 55 IN THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that September 8, 1969 , 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 unfilled
basements in Block 55 (bounded by 9th, 10th, H and I Streets) 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 25th day of August,
19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-806

A RESOLUTION APPROVING REQUEST OF ROY B. AND DORENE
HIRSCHKORN TO SUBLET OFFICE AND STORAGE SPACE IN THE
EAST ONE-HALF OF HANGAR NO. 1 TO JACK B. SCANLON

WHEREAS, Roy B. and Dorene Hirschhorn, operators
of Silvair Flying School, have requested permission to
sublet office and storage space in the east one-half
of Hangar No. 1 to Jack B. Scanlon, and

WHEREAS, it is the intention of Jack B. Scanlon
to operate a radio repair facility at said location, and

WHEREAS, the Airport Manager has recommended approval
of the operation of the radio repair facility by Mr.
Scanlon.

NOW, THEREFORE, BE IT RESOLVED by the Council of
The City of Modesto that the request of Roy B. and Dorene
Hirschhorn to sublet office and storagespace in the east
one-half of Hangar No. 1 to Jack B. Scanlon is hereby
approved, effective September 1, 1969.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
25th day of August, 1969 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
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-807

RESOLUTION APPROVING APPLICATION OF JACK B. SCANLON TO
OPERATE A RADIO REPAIR FACILITY AT MODESTO CITY-COUNTY
AIRPORT

WHEREAS, an application has been received from Jack B. Scanlon to operate a radio repair facility at Modesto City-County Airport; and

WHEREAS, Mr. Scanlon has been operating this business with a partner, Robert L. Peavler, said partnership having been dissolved June 30, 1969; and

WHEREAS, a letter has been received from Roy B. and Dorene Hirschhorn, operators of Silvair Flying, requesting permission to sublet office and storage space in the east one-half of Hangar No. 1 to Mr. Scanlon for his radio repair business.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of The City of Modesto and the application of Jack B. Scanlon to operate a radio repair facility at Modesto City-County Airport, effective September 1, 1969 is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of August, 1969 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
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-808

A RESOLUTION APPROVING THE FINAL MAP OF THE
PRESCOTT ESTATES SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, McKeon Construction, a California corporation,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 20.18 acres, known as the
Prescott Estates Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 20th day of May,
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 Prescott 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 Prescott 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, Three Hundred
Nine and 70/100ths (\$4,309.70) 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 One Hundred
Twenty-One Thousand and no/100ths (\$121,000.00) 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 25th day of August, 1969, 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

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-809

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1124 BRADY AVE.,
PORTION OF BLOCK 741 - Odell E. Scott)

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
Block 741, Brady 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:

Parcel Number 002-01-113-02-09-001 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 8th day of September 19 69, at
8:05 P.M. ~~8:15 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 August, 19 69, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By Ken Campbell
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-810

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 431 MENSINGER AVE.,
LOT 5, BLOCK 741 - Bela A. Koos)

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
~~sidewalks~~ Block 741, Brady 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:

Parcel No. 002-01-113-02-19-001 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 8th day of September 19 69, at
8:05 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 25th
day of August, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

RAM By *W. Ross Campbell*
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-811

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$15,000 FOR DOWNTOWN
MALL DEVELOPMENT

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)	\$15,000
TO: Miscellaneous Unclassified - Downtown Mall Development	\$15,000

To appropriate money for mall development as follows:

Bond Counsel	\$15,000
Preliminary Engineering	1,000

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 25th day of August, 1969,
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. 69-812

A RESOLUTION PROCLAIMING SEPTEMBER 21 - 27, 1969, AS
"NATIONAL HIGHWAY WEEK" IN THE CITY OF MODESTO

WHEREAS, a better highway system is of vital concern to us all,
and

WHEREAS, much has been accomplished in new and improved highways,
city streets and county roads, and

WHEREAS, the California Highways System as well as country roads
and city streets are constructed or improved without bond issues or
other encumbrances, and

WHEREAS, the continued construction and improvement of our
thoroughfares in California is a vital economic necessity, and

WHEREAS, the slogan of "NATIONAL HIGHWAY WEEK" is
"Highways Bring Better Living,"

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the
City of Modesto that the week of September 21 - 27, 1969, is
proclaimed as "NATIONAL HIGHWAY WEEK" in the City of Modesto and
the attention of all residents of Modesto is called to the vast
highway program of our State and Nation and the street and road
improvement programs of our cities and counties; and the many
agencies involved are commended for their part in these improvement
programs.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 2nd day of September,
1969, 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. 69-813

A RESOLUTION ACCEPTING THE BID OF CHARLES D. WARNER & SON TO FURNISH AGGREGATE BASE MATERIAL & DRAIN ROCK TO THE CITY OF MODESTO FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970 IN WHATEVER QUANTITIES MAY BE NEEDED

WHEREAS, Resolution No. 69-656, adopted by the Council of the City of Modesto on July 22, 1969, approved the ~~plans and~~ specifications for the furnishing of annual needs of rock, sand and gravel, and authorized the calling for bids, and

WHEREAS, the bids received for the rock, sand and gravel were opened at 2:00 P.M. on August 6, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of Charles D. Warner & Son in the amounts of \$2.19 per ton for Aggregate Base Material and \$2.30 per ton for 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 Charles D. Warner & Son to furnish aggregate base material and drain rock (at the prices shown above) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-814

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY & SON TO FURNISH CRUSHED ROCK SCREENINGS TO THE CITY OF MODESTO FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970 IN WHATEVER QUANTITIES MAY BE NEEDED

WHEREAS, Resolution No. 69-656 , adopted by the Council of the City of Modesto on July 22, 1969 , approved the ~~plans and~~ specifications for the furnishing of annual needs of rock, sand and gravel, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of rock, sand and gravel were opened at 2:00 P.M. on August 6, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of M. J. Ruddy & Son to furnish crushed rock screenings at a price of \$3.94 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 M. J. Ruddy & Son to furnish crushed rock screenings at a price of \$3.94 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 2nd day of September, 1969 , 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. 69-815

A RESOLUTION ACCEPTING THE BID OF PUTNAM SAND & GRAVEL TO FURNISH CONCRETE MIX AGGREGATE TO THE CITY OF MODESTO FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970 IN WHATEVER QUANTITIES MAY BE NEEDED.

WHEREAS, Resolution No. 69-656 , adopted by the Council of the City of Modesto on July 22, 1969 , approved the ~~specifications~~ specifications for the furnishing of annual needs of rock, sand, & gravel, and authorized the calling for bids, and

WHEREAS, the bids received for the annual needs of rock, sand & gravel were opened at 2:00 p.m. on August 6, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of Putnam Sand & Gravel to furnish Concrete Mix Aggregate at a price of \$2.20 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 PUTNAM SAND & GRAVEL to furnish Concrete Mix Aggregate at a price of \$2.20 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 2nd day of September 1969 , 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. 69-816

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS TO FURNISH FILL SAND TO THE CITY OF MODESTO FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970 IN WHATEVER QUANTITIES MAY BE NEEDED

WHEREAS, Resolution No. 69-656, adopted by the Council of the City of Modesto on July 22, 1969 approved the ~~original~~ specifications for the furnishing of annual needs of rock, sand, & gravel, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of rock, sand, & gravel were opened at 2:00 P.M. on August 6, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of STANDARD MATERIALS TO FURNISH FILL SAND AT A PRICE OF \$1.30 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 STANDARD MATERIALS TO FURNISH FILL SAND AT A PRICE OF \$1.30 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 2nd day of September 1969, 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. 69-817

A RESOLUTION ACCEPTING THE BID OF AMERICAN TRANSIT MIX TO FURNISH WHITE PLASTER SAND TO THE CITY OF MODESTO FOR APPROXIMATELY ELEVEN MONTHS ENDING JUNE 30, 1970 IN WHATEVER QUANTITIES MAY BE NEEDED

WHEREAS, Resolution No. 69-656 , adopted by the Council of the City of Modesto on July 22, 1969 approved the ~~plans and~~ specifications for the furnishing of annual needs of rock, sand & gravel, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of rock, sand, & gravel were opened at 2:00 P.M. on August 6, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of AMERICAN TRANSIT MIX TO FURNISH WHITE PLASTER SAND AT A PRICE OF \$4.20 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 American Transit Mix to furnish White Plaster Sand at a price of \$4.20 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 2nd day of September 1969 , 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. 69-818

A RESOLUTION APPROVING ~~EXAMINED~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING WATER PIPE FOR A ONE-YEAR PERIOD COMMENCING OCTOBER 1, 1969

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

SECTION 1. The ~~plans~~ specifications for furnishing water pipe for a one-year period commencing October 1, 1969,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 16, 1969, 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 September 19 69, 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. 69-819

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR INSTALLATION OF WATER LINES IN PRESCOTT ESTATES

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 Prescott Estates,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on September 16, 1969 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 2nd day of September, 1969, 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. 69-820

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE IMPROVEMENT OF WOODROW AVENUE FROM TULLY ROAD TO McHENRY AVENUE FROM CONTRACTOR, LEE WHITE

WHEREAS, a report has been filed by the Director of Public Works that the construction of the Improvement of Woodrow Avenue from Tully Road to McHenry Avenue

has been completed by Lee White, contractor,

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

NOW, THEREFORE, BE IT RESOLVED that the construction of the Improvement of Woodrow Avenue from Tully Road to McHenry Avenue be accepted from said contractor, Lee White,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$76,543.43 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-821

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS, INC., FOR EXPANSION OF PARKING LOT FACILITIES, AIRLINE TERMINAL (MODESTO CITY-COUNTY AIRPORT)

WHEREAS, Resolution No. 69-718 , adopted by the Council of the City of Modesto on August 11, 1969, approved the plans and specifications for the expansion of parking lot facilities, Airline Terminal (Modesto City-County Airport), and authorized the calling for bids, and

WHEREAS, the bids received for the expansion of parking lot facilities, Airline Terminal (Modesto City-County Airport) were opened at 10:10 A.M. on August 26, 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 Standard Materials, Inc., in the amount of \$9,279.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Standard Materials, Inc., in the amount of \$9,279.00

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 September, 1969 , 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. 69-822

A RESOLUTION ACCEPTING THE BID OF GEORGE REED, INC., FOR THE IMPROVEMENT OF COFFEE ROAD FROM CHEHALEM AVENUE TO E. ORANGEBURG AVENUE

WHEREAS, Resolution No. 69-722 , adopted by the Council of the City of Modesto on August 11, 1969, approved the plans and specifications for the improvement of Coffee Road from Chehalem Avenue to E. Orangeburg Avenue, and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Coffee Road from Chehalem Avenue to E. Orangeburg Avenue were opened at 10:00 A.M. on August 26, 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 George Reed, Inc., in the amount of \$40,717.90

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of George Reed, Inc., in the amount of \$40,717.90

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969 , 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. 69-823

A RESOLUTION ACCEPTING THE BID OF FRONTIER DODGE FOR THREE PICKUPS AT A TOTAL COST OF \$6,895.35 (FOR PUBLIC WORKS DEPARTMENT)

WHEREAS, Resolution No. 69-672, adopted by the Council of the City of Modesto on July 28, 1969, authorized waiver of formal bid procedure for purchase of automotive equipment and authorized the Purchasing Officer to proceed with negotiations, and

WHEREAS, the Purchasing Officer in a memorandum dated August 28, 1969 has recommended that the bid of Frontier Dodge for three Pickups at a total cost of \$6,895.35 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Frontier Dodge for three Pickups for a total amount of \$6,895.35 be accepted and the Purchasing Officer is directed to issue purchase orders for the purchase of the three pickups.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-824

A RESOLUTION ACCEPTING THE BID OF DOW-HAMMOND FOR ONE 10,000 GVW TRUCK CHASSIS AT A TOTAL COST OF \$3,328.50. (FOR FIRE DEPT.)

WHEREAS, Resolution No. 69-672, adopted by the Council of the City of Modesto on July 28, 1969, authorized waiver of formal bid procedure for purchase of automotive equipment and authorized the Purchasing Officer to proceed with negotiations, and

WHEREAS, the Purchasing Officer in a memorandum dated August 28, 1969 has recommended that the bid of Dow-Hammond for one 10,000 GVW truck chassis at a total cost of \$3,328.50 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Dow-Hammond for one 10,000 GVW truck chassis for a total of \$3,328.50 be accepted and the Purchasing Officer is directed to issue a purchase order for the purchase of the 10,000 GVW truck chassis.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-825

A RESOLUTION ACCEPTING THE BID OF GRISWOLD & WIGHT FOR ONE FOUR-DOOR SEDAN AT A TOTAL COST OF \$2,992.74 (FOR THE POLICE DEPARTMENT)

WHEREAS, Resolution No. 69-672, adopted by the Council of the City of Modesto on July 28, 1969 authorized waiver of formal bid procedure for purchase of automotive equipment and authorized the Purchasing Officer to proceed with negotiations, and

WHEREAS, the Purchasing Officer in a memorandum dated August 28, 1969 has recommended that the bid of Griswold & Wight for a four-door sedan at a total cost of \$2,992.74 be accepted as the lowest responsible bid,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Griswold & Wight for a four-door sedan at a total cost of \$2,992.74 be accepted and the Purchasing Officer is directed to issue a purchase order for the four-door sedan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-826

A RESOLUTION APPROVING APPROPRIATION TRANSFER FOR PURCHASE OF
AUTOMOTIVE EQUIPMENT (AMOUNT BUDGETED INSUFFICIENT TO COVER INCREASED COST)
\$700

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

WORKING CAPITAL (512)

FROM:	Service - Reserve Appropriation	(60-48)	\$700.00
TO:	Service - $\frac{1}{2}$ Ton Pickup	(P & R) (5430-48)	\$250.00
	Service - $\frac{1}{2}$ Ton Pickup	(P/W) (5431-48)	\$200.00
	Service - $\frac{1}{2}$ Ton Pickup	(P/W) (5432-48)	\$250.00

(The amount budgeted is insufficient to cover the increased cost.)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 2nd day of September, 1969,
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. 69-827

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,045 FOR REPLACEMENT OF POLICE CAR WRECKED BEYOND REPAIR MAY 14, 1969

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

WORKING CAPITAL (512)

FROM:	Service Division - Reserve Appropriation (60-48)	\$3,045.00
TO:	Service Division - Police Sedan (5435-48)	\$3,045.00

(Replacement of police car wrecked beyond repair May 14, 1969.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-828

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO GEORGE GAGOS FOR AN ENCROACHMENT INTO A PUBLIC RIGHT OF WAY AT THE NORTHWEST CORNER OF 10TH AND EYE STREETS

WHEREAS, George Gagos has filed a request with the Council of the City of Modesto for permission to encroach 7½ inches into the public right of way by ten (10) columns that have been designed to go into the face of the building at the northwest corner of 10th and Eye Streets,

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

SECTION 1. An encroachment permit, revocable upon thirty (30) days written notice by City is hereby granted to said applicant to encroach 7½ inches into the public right of way by ten (10) columns that have been designed to go into the face of the building at the northwest corner of 10th and Eye Streets, subject to the other provisions of this resolution.

SECTION 2. Said revocable encroachment permit is granted subject to each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to wit:

(a) Permittee, his successors and assigns, during the term of the permit shall indemnify and save the City and its officers, employees and agents free and harmless from any and all damages, costs and charges of any kind or character arising out of, relating to, or in any way connected with the exercise of the rights granted by the permit.

(b) Permittee shall provide and keep in force during the life of the permit a policy of public liability and property damage insurance as required by Section 7-1.109 of the Modesto Municipal Code.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this 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 2nd day of September, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell and Robinson

ATTEST:



W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-829

A RESOLUTION REVOKING THE DANCE PERMIT OF PATRICK JOHN LENZ TO OPERATE AND CONDUCT DANCES AT THE CALIFORNIA BALLROOM WITHIN THE CITY OF MODESTO.

WHEREAS, the operation and conduct of public dances within the City of Modesto is governed by the provisions of Ordinance No. 482-N.S., as amended, and

WHEREAS, pursuant to an application heretofore made under the terms and provisions of said ordinance Patrick John Lenz was heretofore granted a permit to operate and conduct dances at the California Ballroom within the City for a term expiring September 30, 1969, and

WHEREAS, said ordinance provides that the holder of such a permit or any officer, agent, or employee of the owner of such permit shall not violate or permit a violation of all or any of the rules and regulations or any part thereof at and in connection with any dance under such permit, and

WHEREAS, said Patrick John Lenz permitted violations of the rules and regulations at and in connection with said dances, and

WHEREAS, the City Council fixed Tuesday, September 2, 1969, at 4:20 o'clock P.M., in the Council Chambers at the City Hall, 801 11th Street, in the City of Modesto, as the time and place for a public hearing to consider the matter of the revocation of the aforesaid permit of Patrick John Lenz, and

WHEREAS, notice of said hearing has been served upon Patrick John Lenz, both personally and by registered mail, at least five (5) days prior to the date set for said hearing, and

WHEREAS, said hearing has been held and the City Council finds and determines that said permit holder has failed to comply with terms and conditions of said permit and that the public interest will best be served by the revocation of the permit of Patrick John Lenz to operate and conduct dances at the California Ballroom within the City,

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

SECTION 1. The permit of Patrick John Lenz to operate and conduct dances at the California Ballroom within the City of Modesto, is hereby revoked.

SECTION 2. The City Clerk is hereby directed to cause a copy of this resolution to be furnished to Patrick John Lenz.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: Newton

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

ELWYN L. JOHNSON, City Attorney

By


FRANK C. DAMRELL, JR. Assistant

MODESTO CITY COUNCIL
RESOLUTION NO. 69-830

A RESOLUTION APPROVING AGREEMENT BETWEEN THE MODESTO COUNCIL OF CHURCHES AND THE CIVIL AIR PATROL SQUADRON 50, MODESTO, CALIFORNIA, FOR SUBLEASE OF CITY-OWNED PROPERTY (DOWNEY AVENUE FIRE STATION GARAGE)
(Effective June 16, 1969)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the Modesto Council of Churches and the Civil Air Patrol Squadron 50, Modesto, California, providing that the Civil Air Patrol be permitted to sublease the garage located behind the Downey Avenue Fire Station on a month-to-month tenancy commencing on the 16th day of June, 1969, be, and it is hereby approved.

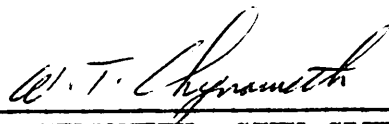
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, by Councilman Simon , who moved its adoption, which motion being duly seconded by Councilman Smith , was upon roll call carried and the resolution adopted by the 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. 69-831

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
LEONA KEIMIG FOR PURCHASE OF PROPERTY TO BE USED FOR PARK PURPOSES

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Leona Keimig
for purchase of property to be used for park purposes (Sutter Neighbor-
~~forx~~ hood Park)

be, and it is hereby approved.

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

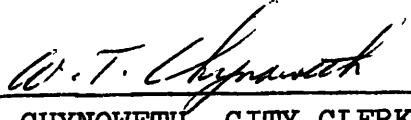
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the ^{2nd} ~~23rd~~ day of
September
~~XXXXXX~~, 1969, by Councilman Dixon, who moved
its adoption, which motion being duly seconded by Councilman Simon,
was upon roll call carried and the resolution adopted by the following
vote:

AYES: Councilmen: Dixon, Newton, Simon, Mayor Davies

NOES: Councilmen: Smith

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-832

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$32,000 FOR PURCHASE OF LAND FOR SUTTER NEIGHBORHOOD PARK

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 (321)

FROM: General Reserve (60)	\$32,000
TO: P & R, Admin. - Sutter Neighborhood Park Land Acquisition (6325-31)	\$32,000

The cost of the park site was greater than originally anticipated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the ^{2nd} ~~25th~~ day of ^{September} ~~August~~, 1969, 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: Smith

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-833

A RESOLUTION APPROVING ^{AMENDMENT TO} AGREEMENT BETWEEN THE CITY OF MODESTO AND
MONROE TAYLOR, DATED MAY 12, 1969, FOR SERVICES AT WESTSIDE NEIGHBORHOOD
CENTER AS SUPERVISOR OF SOCIAL SERVICES (TO ADD PROVISIONS RELATING TO
HOLIDAYS AND VACATION)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to the
that the agreement between the City of Modesto and Monroe Taylor,
dated May 12, 1969,
for services at Westside Neighborhood Center as Supervisor of Social
Services (to add provisions relating to holidays and vacation)
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 2nd day of
September , 1969 , 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. 69-834

A RESOLUTION PROVIDING FOR THE SALE OF SURPLUS
AND UNCLAIMED PERSONAL PROPERTY.

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

SECTION 1. The City Manager is hereby authorized and directed to sell those certain items of personal property of the City of Modesto as shown on that certain document entitled "List of Surplus Property" dated September 2, 1969, on file in the Office of the City Clerk. Said personal property has been found to be surplus and of no use to the City.

SECTION 2. The City Manager is hereby authorized and directed to sell those certain items of personal property now in the possession of the Police Department, which have been unclaimed for a period of at least six (6) months, or which are confiscated items and have been in the possession of the Police Department for a period of at least six (6) months, as shown on that certain document entitled "List of Unclaimed or Confiscated Property Held in the Police Department" dated September 2, 1969, on file in the Office of the City Clerk.

SECTION 3. The foregoing sales shall be made at public auction in the City of Modesto. The City Manager is hereby authorized to fix the time and place for said sales. At least five (5) days before the time fixed for each sale, the City Clerk shall cause notice thereof to be published in The Modesto Bee, the official newspaper of the City of Modesto. Said notice shall set forth the time and place of the sale, and that a list of the items of property to be offered for sale can be inspected in the Office of the City Clerk.

The sales shall be conducted by the City Manager or by such person as he may select for this purpose. All items of property not sold at said auction sales shall be disposed of in such manner as the City Manager deems to be in the best interest of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-835

A RESOLUTION AUTHORIZING PURCHASE OF A PARTIAL LOT ADJACENT TO DOWNEY PARK FROM OWNER, JOE WYLIE, FOR PARK PURPOSES, AT \$800

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the purchase of a partial lot adjacent to Downey Park (on the west side of Lavender Lane in line with Carnation Court) from property owner, Joe Wylie, for park purposes be, and it is hereby approved. (Purchase price: \$800)

BE IT FURTHER RESOLVED that the execution of the necessary documents by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-836

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY AND MODESTO CITY SCHOOLS REGARDING FLASHING SIGNAL AT EL VISTA SCHOOL

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County and Modesto City Schools regarding flashing signal at El Vista School ~~for~~ (providing that City of Modesto will pay electrical operating costs and provide ordinary maintenance) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September , 19 69, 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. 69-837

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DODD C. KING AND ULDEN R. KING, HUSBAND AND WIFE, FOR SEWER SERVICE TO PROPERTY AT 1307 COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dodd C. King and Ulden R. King, husband and wife, for sewer service to property at 1307 Coffee Road (located on the west side of Coffee Road between Gloria Way and E. 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 2nd day of September , 1969 , 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. 69-838

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE EL VISTA 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 August 15, 1969, 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 El Vista 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 El Vista 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, 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 ^{an adjourned} ~~at a~~ regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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 W. C. Howard
Public Works Department

All that real property in the State of California, County of Stanislaus, being a portion of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the El Vista School Addition (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records, said point being the intersection of the center line of a 60.00 foot public road known as Colfax Avenue and the center line of Modesto Irrigation District Lateral Number 2 which is also the East-West quarter line of Section 26; thence along the existing City Limits on the boundary of said Addition (232), North $89^{\circ} 58'$ West, 656.95 feet, to a point on the section line common to Sections 26 and 27, said line being the center line of a public road known as El Vista Avenue; thence along said line, North $00^{\circ} 36'$ West, 37.50 feet to the Southeastern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point being the intersection of the Northern line of Lateral Number 2 and the center line of El Vista Avenue; thence along the existing City Limits on said section line, North $00^{\circ} 36'$ West, 592.38 feet, to the center line of Ada Street in the PALO VERDE TRACT as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records; thence leaving the existing City Limits and along said center line, South $89^{\circ} 58'$ East, 183.50 feet, to the Northerly extension of the Eastern line of the alley in Block 2256 of PALO VERDE TRACT; thence along said extension and Eastern line of said alley, South $00^{\circ} 36'$ East, 592.38 feet, to the Northern line of Lateral Number 2; thence along said Northern line, South $89^{\circ} 58'$ East, 470.50 feet to the center line of Colfax Avenue as per map of Palo Verde Tract; thence South $05^{\circ} 48'$ East, 37.65 feet, to the point of beginning, containing 3.060 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-839

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$560 FOR NEW ENTRANCE DOORS AND PANIC HARDWARE AT SENIOR CITIZENS CENTER (AS REQUIRED BY STATE CODE)

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

SPECIAL FUND FOR CAPITAL OUTLAY (321)

FROM:	General Reserve - Special Fund for Capital Outlay (60)	\$560.00
TO:	Senior Citizens Center, Stage II Special Fund for Capital Outlay (6399-31)	\$560.00

(For installation of panic hardware, and installation of new entrance doors. Installation of this material is required by the Fire Marshall due to new provisions of the State code. New doors are necessary as the present ones cannot be adapted to the use of panic bars.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of September, 1969, 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. 69-840

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION, ATWATER, CALIFORNIA, FOR INSTALLATION OF WATER LINES IN NORTHGATE NO. 6

WHEREAS, Resolution No. 69-755 , adopted by the Council of the City of Modesto on August 18, 1969 approved the plans and specifications for the installation of water lines in Northgate No. 6, and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in Northgate No. 6 were opened at 10:00 A.M. on September 2, 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, Atwater, California, in the amount of \$2,772.00

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, Atwater, California, in the amount of \$2,772.00

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969 , 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. 69-841

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ CONTRACT AS COMPLETE FOR
SITE PREPARATION, GRADING AND DRAINAGE AT MOOSE PARK FROM CONTRACTOR,
STANDARD MATERIALS COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the ~~construction of~~ contract for Site Preparation,
Grading and Drainage at Moose Park

has been completed by Standard Materials Company

in accordance with the contract agreement dated June 23, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract for
Site Preparation, Grading and Drainage at Moose Park

as complete
be accepted/from said contractor, 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 \$9,651.11
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,
1969, 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. 69-842

A RESOLUTION ACCEPTING ~~THE CONSTRUCTION OF~~ AS COMPLETE THE CONTRACT FOR ASPHALT CONCRETE RESURFACING, VARIOUS CITY STREETS AND SENIOR CITIZENS AND COMMUNITY SERVICE CENTER PARKING LOTS FROM CONTRACTOR, GEORGE REED, INC.

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ contract for Asphalt Concrete Resurfacing, various City Streets and Senior Citizens and Community Service Center Parking Lots has been completed by George Reed, Inc., contractor,

in accordance with the contract agreement dated June 16, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract as complete for Asphalt Concrete Resurfacing, various City Streets and Senior Citizens and Community Service Center Parking Lots be accepted from said contractor, George Reed, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$29,060.61 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, 1969, 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. 69-843

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AND LANDSCAPING AT DAVIS COMMUNITY PARK

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

SECTION 1. The plans and specifications for the installation of automatic sprinkler system and landscaping at Davis Community 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 23, 1969 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, 1969, 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. 69-844

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AND LANDSCAPING AT SHERWOOD PARK

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

SECTION 1. The plans and specifications for automatic sprinkler system and landscaping at Sherwood 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 23, 1969 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 8th day of September, 1969, 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. 69-845

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE CONTRACT AS COMPLETE FOR UNIT NO. 1 DRYDEN GOLF COURSE PARKING LOT PAVING AND UNIT NO. 2 DEL WEBB FIELD PARKING LOT PAVING FROM CONTRACTOR, GEORGE REED, INC.

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ contract for Unit No. 1 Dryden Golf Course Parking Lot Paving and Unit No. 2 Del Webb Field Parking Lot Paving

has been completed by George Reed, Inc., contractor,

in accordance with the contract agreement dated July 14, 1969.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ contract for Unit No. 1 Dryden Golf Course Parking Lot Paving and Unit No. 2 Del Webb Field Parking Lot Paving as complete 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 \$16,431.79 as provided in the contract, be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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. 69-846

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. (CARPENTER 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 July 22, 1969, duly adopted Resolution No. 69-663 (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. 39 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 8, 1969, 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.

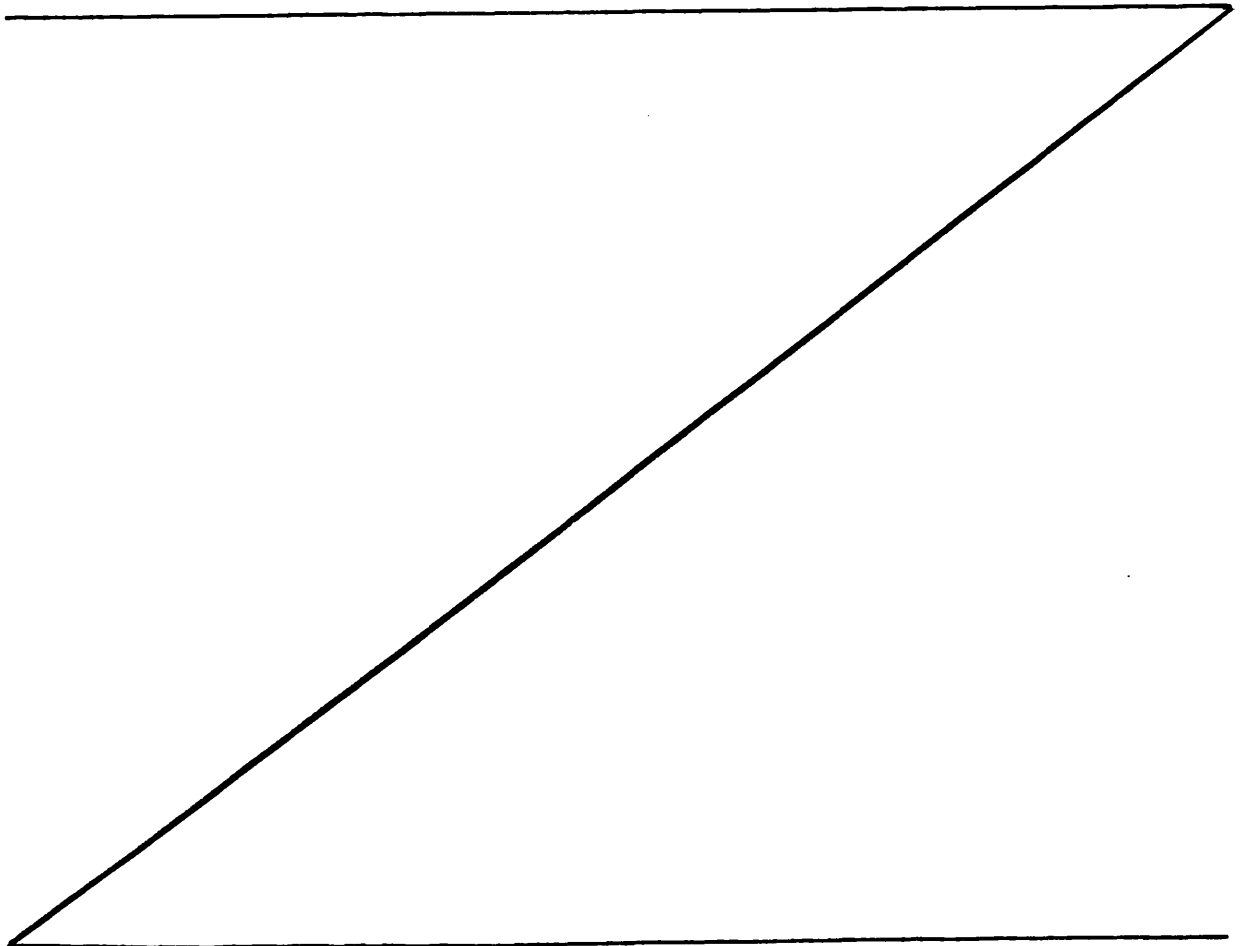
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 39 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. 39 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. 39, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



CARPENTER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, and a portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being all of Lots 1, 2, 3, 4, 5, 8, 9 and 10, and a portion of Lots 11 and 12 of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the most Southeasterly line of the NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Western line of the State Freeway 99 right of way and the Northeastern line of North Ninth Street; thence along the existing City Limits on the Southeastern line of said Addition (195), South $46^{\circ} 30' 30''$ West, 110.00 feet, to a point on the Southwestern line of North Ninth Street, said line also being the Northeastern line of Southern Pacific Railroad right of way; thence along the existing City Limits on the line common to North Ninth Street and said Railroad right of way, North $43^{\circ} 29' 30''$ West, 166.50 feet, to its intersection with the center line of Blue Gum Avenue; thence leaving the existing City Limits and along said center line of Blue Gum Avenue and across said Railroad right of way, South $46^{\circ} 30' 30''$ West, 100.00 feet, to the Southwestern line of said right of way, said point being on the Northern line of the Southwest quarter of Section 19; thence along said Northern line, said line also being the center line of Blue Gum Avenue and the Northern line of Lots 1 and 2 of the Carmichael Colony, North $89^{\circ} 35' 30''$ West, 1065.90 feet, to the quarter corner common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the Northern line of the Southeast quarter of Section 24 and the Northern line of Lots 3, 4 and 5 of the Carmichael Colony, South $88^{\circ} 59'$ West, 1990.79 feet, to the Western line of Lot 5; thence along the Western line of Lots 5 and 8 of the Carmichael Colony, South $0^{\circ} 32'$ East, 1322.72 feet, to the Southern line of Lot 8; thence along the Southern line of Lots 8, 9 and 10 of the Carmichael Colony, North $89^{\circ} 09'$ East, 1991.19 feet, to a point on the section line common to Sections 24 and 19; thence along the Southern line of Lot 11 of the Carmichael Colony, North $89^{\circ} 59'$ East, 667.86 feet, to the Eastern line of Lot 11; thence along the Eastern line of Lot 11, North $0^{\circ} 28'$ West, 380.00 feet, to the line common to Parcels 1 and 2 as shown on the parcel map filed March 24, 1966, in Volume 1 of Parcel Maps, Page 79, Stanislaus County Records; thence along said line, South $89^{\circ} 59'$ West, 668.41 feet, to a point on the section line common to Sections 19 and 24; thence along said section line, North $0^{\circ} 33'$ West, 284.39 feet, to the Southern line of Lot 2 of the Carmichael Colony; thence along the Southern line of Lot 2, North $89^{\circ} 55' 12''$ East, 668.80 feet, to the Southeastern corner of Lot 2; thence along the Southern line of property conveyed to Robert M. Shurtz, et ux, by Deeds recorded August 26, 1959 as Instrument 24471, and September 11, 1959 as Instrument 26502, Stanislaus County Records, North $89^{\circ} 58'$ East, 334.29 feet, to the Western line of the East half of Lot 1; thence along said Western line, said line also being the Western line of property conveyed to William L. Shimmon, et ux, by Deed recorded August 14, 1951 as Instrument 18588, Stanislaus County Records, South $0^{\circ} 28'$ East, 10.00 feet; thence along the Southern line of said Shimmon property, North $89^{\circ} 58'$ East, 334.29 feet, to the Eastern line of Lot 1 of the Carmichael Colony, said line also being the Western line of State Freeway 99 right of way; thence along said line, North $0^{\circ} 24'$ West, 374.86 feet, to its intersection with the Southwestern line of the right of way of the Southern Pacific Railroad; thence along the Northerly extension of the Western line of State Freeway 99 across said Railroad right of way and North Ninth Street, North $1^{\circ} 32' 34''$ West, 314.14 feet, to the point of beginning, containing 86.880 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. 39, 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 September, 1969, 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, 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:
ELWYN L. JOHNSON, City Attorney

By Frank C. Damrell, Jr.
~~XX~~
Frank C. Damrell, Jr., Assistant

APPROVED AS TO DESCRIPTION:

By R. A. Hasey
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-847

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. (JOHN SUTTER 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 July 22, 1969, duly adopted Resolution No. 69-664 (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. 40 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 8, 1969, 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.

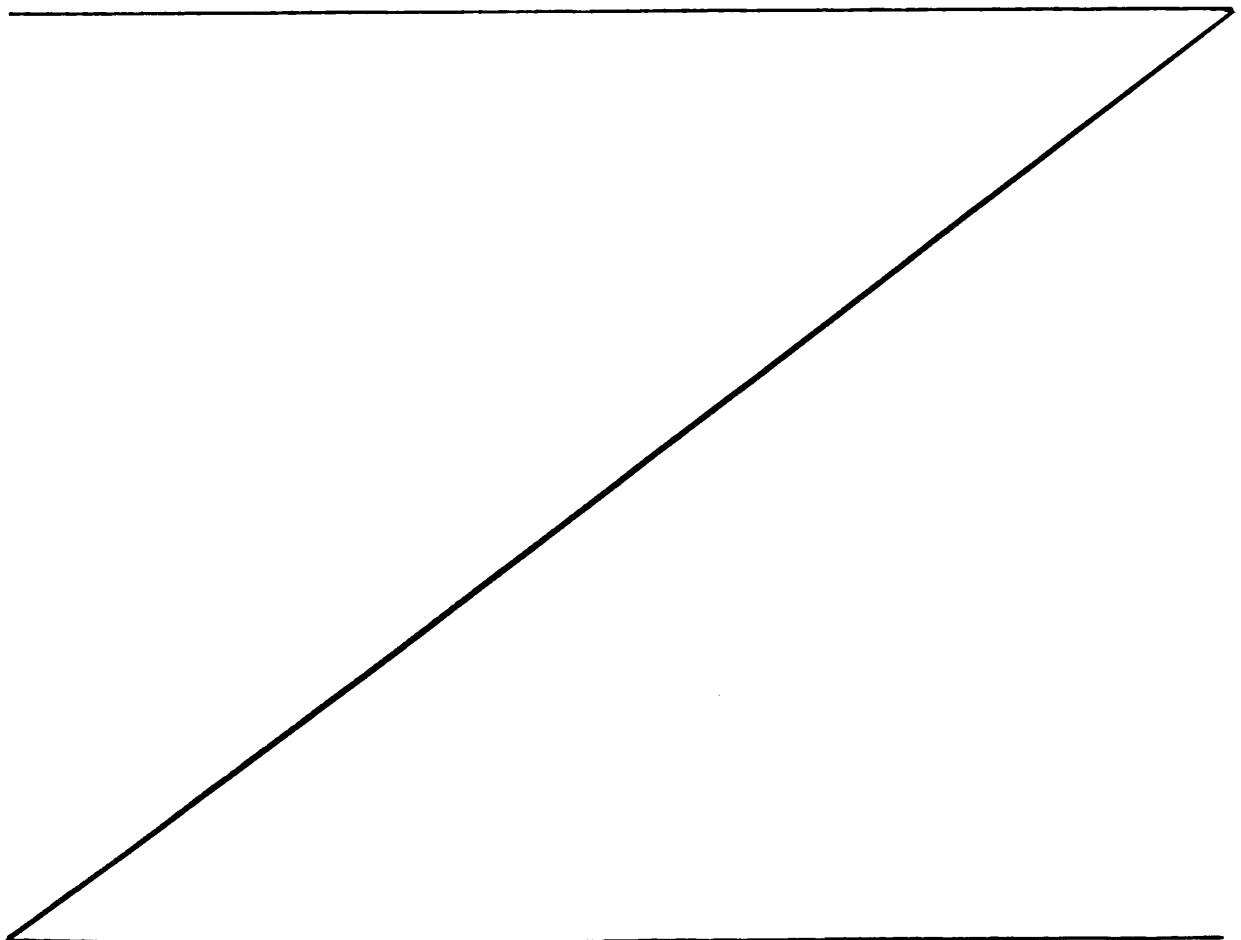
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 40 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. 40 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. 40, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



JOHN SUTTER SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the East half 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 Northern boundary of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center lines of Dawn Drive and Sunrise Avenue, said center line of Sunrise Avenue being the West line of the East half of Section 21; thence along the existing City Limits on the boundary of said Addition (206) and said quarter section line, North $0^{\circ} 41'$ West, 140.00 feet; thence leaving the existing City Limits and continuing along said quarter section line, North $0^{\circ} 41'$ West, 39.80 feet, to its intersection with the Westerly extension of the Northern line of a 20 foot East-West alley in Block 1140 as shown on the map of the SUNRISE HOMES subdivision, filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said Westerly extension and the Northern line of said alley, South $89^{\circ} 41' 30''$ East, 158.00 feet, to the Western line of a 20 foot North-South alley in said block; thence along the Western line of said alley and its Northerly extension, North $0^{\circ} 41'$ West, 480.00 feet, to the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, North $89^{\circ} 41' 30''$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line, North $0^{\circ} 41' 30''$ West, 660.61 feet, to its intersection with the Westerly extension of a Northern line of property conveyed to the Modesto City School District by Deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along said Northern line, South $89^{\circ} 38' 30''$ East, 330.50 feet, to its intersection with a Western line of property conveyed to the Modesto City School District by Deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along said Western line, North $0^{\circ} 41' 30''$ West, 263.60 feet, to its intersection with the Northern line of said property; thence along the Northern line of said property, South $89^{\circ} 38' 30''$ East, 330.72 feet, to its intersection with the Eastern line of said property, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, and the Western line of the GENEVA HEIGHTS subdivision as shown on the map filed June 28, 1955, in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said line, South $0^{\circ} 40' 30''$ East, 923.62 feet, to its intersection with the center line of East Orangeburg Avenue; thence continuing along the East line of the West half of the West half of the Northeast quarter of Section 21, said line also being the center line of Sarah Avenue, South $0^{\circ} 40' 20''$ East, 659.22 feet, to a point on the existing City Limits on a Northern line of the Sunrise Addition (206), said point being the intersection of the center lines of Sarah Avenue and Dawn Drive; thence along the existing City Limits on a Northern line of said Addition (206), North $89^{\circ} 44' 30''$ West, 660.84 feet, to the point of beginning, containing 20.284 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. 40, 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 September, 19 69, 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

(SEAL)

APPROVED AS TO FORM:
ELWYN L. JOHNSON, City Attorney

By 
~~XX~~
Frank C. Damrell, Jr., Assistant

APPROVED AS TO DESCRIPTION:

By 
Public Works Department

Handwritten notes:
7/25/69
JCE

MODESTO CITY COUNCIL
RESOLUTION NO. 69-848

A RESOLUTION GRANTING NEW GAS CONCESSION TO PHILIP R. HENDLEY
AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the application of Philip R. Hendley to operate a new gas concession at Modesto City-County Airport is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969 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. 69-849

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1124 BRADY AVE.,
PORTION OF BLOCK 741 - Odell E. Scott)

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 Block 741, Brady Avenue,

and
WHEREAS, the Council, did, on August 25, 1969, adopt its Resolution No. 69-809, 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 September, 1969, at 8:05 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. 69-809, 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. 69-809 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, 1969, 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, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-850

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 431 MENSINGER AVE.,
LOT 5, BLOCK 741 - Bela A. Koos)

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 Block 741, Brady Avenue, and

WHEREAS, the Council, did, on August 25, 1969, adopt its Resolution No. 69-810, 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 September, 1969, at 8:05 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. 69-810, 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. 69-810 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California, permitting the sidewalk to be six inches narrower than standard, adjacent to the trees. The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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, Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-851

A RESOLUTION AMENDING RESOLUTION NO. 67-297 ENTITLED, "A RESOLUTION ESTABLISHING FLAT-RATE CHARGES FOR WATER SERVICE TO MODESTO CITY SCHOOLS AND RESCINDING RESOLUTIONS NO. 60-162, 63-151 AND 65-518".

WHEREAS, Resolution No. 67-297, adopted by the Council of the City of Modesto on the 24th day of April, 1967, establishes flat rate charges to City schools, and

WHEREAS, the Modesto City Board of Education has authorized the transfer of students at the Lincoln School to other schools, and

WHEREAS, formerly existing buildings have been dismantled and moved to various school sites and the Lincoln School site is to be sold,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that Resolution No. 67-297 be amended to delete the Lincoln School, effective August 1, 1969, and that regular metered service in accordance with the Municipal Code be made available to the property.

BE IT FURTHER RESOLVED that the Modesto City Schools be given a credit of Seventy-Five and no/100ths (\$75.00) Dollars for the three (3) month period from August 1, 1969, to November 1, 1969, which they have previously paid as a flat-rate water service to Lincoln School.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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. 69-852

A RESOLUTION APPROVING THE FINAL MAP OF THE
HAGSTROM PARK NO. 1 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, VINCE G. LANCEY, a single man, is

~~was~~ possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 8.356 acres, known as the
Hagstrom Park No. 1 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 18th 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 Hagstrom Park 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 Hagstrom 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, Sixty-Seven
and 80/100ths (\$2,067.80) 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-Two
Thousand, One Hundred and no/100ths (\$52,100.00) 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 8th day of September, 1969, 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:

ELWYN L. JOHNSON, City Attorney

By Frank C. Damrell, Jr.

~~ELWYN L. JOHNSON, City Attorney~~
Frank C. Damrell, Jr., Assistant

MODESTO CITY COUNCIL
RESOLUTION NO. 69-853

EASEMENT
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO IRRIGATION DISTRICT (GRANTING EASEMENT TO M.I.D. TO CONSTRUCT
PRIMARY ELECTRICAL SERVICE TO DAVIS PARK FACILITIES)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the ^{easement}/~~agreement~~ between the City of Modesto and Modesto Irrigation
District (granting an easement to M.I.D. to construct primary
~~for~~ electrical service to Davis Park facilities)

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said ^{easement}/~~agreement~~
by the designated city officials be authorized.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 8th day of
September , 19 69, 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. 69-854

A RESOLUTION APPROVING RENEWAL OF BID OF GREAT AMERICAN INSURANCE CO.

WHEREAS, bids were received for the City of Modesto's insurance needs at 9:00 A.M., August 12, 1968, for a three-year package insurance policy effective July 15, 1968; and

WHEREAS, Great American Insurance Co. has submitted an adjusted premium for the second year, for the period July 15, 1969 through July 15, 1970 in the amount of \$27,022; and

WHEREAS, Great American Insurance Co. has submitted a replacement cost quotation in the amount of \$9,220 for the period July 15, 1969 through July 15, 1970;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the adjusted premium for the City of Modesto package insurance policy for the liability portion for the period July 15, 1969 through July 15, 1970 in the amount of \$27,022 is hereby approved;

BE IT FURTHER RESOLVED that the replacement cost quotation in the amount of \$9,220 submitted by Great American Insurance Co. for the fire and property portion for the period July 15, 1969 through July 15, 1970 is hereby approved, making a total premium of \$36,242.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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. 69-854A

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,806 TO PROVIDE FUNDS TO COVER INCREASED COST OF REPLACEMENT VALUE FIRE AND EXTENDED COVERAGE INSURANCE

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)	\$2,806.00
TO: Insurance & Retirement - Fire Insurance (413-64)	\$2,806.00

(To provide money to cover the increased cost of Replacement value fire and extended coverage insurance as approved by the City Council by Resolution No. 69-854. Depreciated value fire and extended coverage was budgeted for in the 1969-70 Budget.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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. 69-855

COOPERATIVE
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS (BRIGGSMORE-NORTHERN EXPRESSWAY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
cooperative
that the/agreement between the City of Modesto and County of
Stanislaus

for the Briggsmore-Northern Expressway between McHenry Avenue and
Claus Road in and near Modesto (4.2 Miles) for proposed FAS Project
S-Su-1548(1),

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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 , 19 69, 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. 69-856

MAINTENANCE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS AND STATE OF CALIFORNIA FOR BRIGGSMORE-NORTHERN EXPRESSWAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto
maintenance
that the/agreement between the City of Modesto and County of Stanislaus
and State of California

for Briggsmore-Northern Expressway (between McHenry Avenue and
Claus Road in and near Modesto; 4.2 Miles)

be, and it is hereby approved.

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

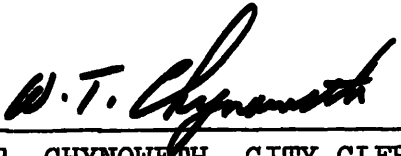
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 8th day of
September , 19 69, by Councilman Smith , who moved
its adoption, which motion being duly seconded by Councilman Newton
was upon roll call carried and the resolution adopted by the 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. 69-857

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
COUNTY OF STANISLAUS AND MODESTO IRRIGATION DISTRICT
(BRIGGSMORE-NORTHERN EXPRESSWAY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and County of Stanislaus
and Modesto Irrigation District

for piping of approximately 2,750' of Modesto Irrigation District
Lateral No. 3 and other necessary appurtenant construction relative
to the Briggsmore-Northern Expressway (between McHenry Avenue and
Claus Road in and near Modesto; 4.2 Miles)
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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 , 19 69, 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, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-858

A RESOLUTION AUTHORIZING THE INSTITUTION
OF CONDEMNATION PROCEEDINGS TO ACQUIRE
CERTAIN REAL PROPERTY IN THE CITY OF
MODESTO TO BE USED FOR STREET PURPOSES
(V. J. MAINO)

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 purposes.

The use of said real property for street purposes is a public use authorized by law.

The proposed 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:

BRIGGSMORE AVE.
LA 66-3
Parcel 1291 - 7

All that portion of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 23 of the POMONA VILLA TRACT, as per map filed December 16, 1904, in Volume 2 of maps, Page 4, Stanislaus County Records, described as follows:

Commencing at the intersection of the center lines of Public Roads known as McHenry Avenue and Norwegian Avenue; thence along the center line of Norwegian Avenue, South $89^{\circ} 39'$ East, 988.80 feet, to the Northerly projection of the Eastern line of property conveyed to Vernon J. Maino, et ux, by Deed recorded September 6, 1950, as Instrument 19744, Stanislaus County Records; thence along said projection and Eastern line of said Maino property South $0^{\circ} 49'$ East, 317.20 feet, to the true point of beginning; thence continuing South $0^{\circ} 49'$ East, 34.80 feet, to the Southern line of Lot 23 and the Northeastern line of Modesto Irrigation Lateral No. 3; thence along the Southern line of said Lot 23 and Northeastern line of Lateral No. 3, North $70^{\circ} 33'$ West, 197.49 feet; thence South $80^{\circ} 32' 05''$ East, 188.28 feet, to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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, Simon, Smith and 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. Hanson
Public Works Department

9-17-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-859

A RESOLUTION AUTHORIZING THE INSTITUTION
OF CONDEMNATION PROCEEDINGS TO ACQUIRE
CERTAIN REAL PROPERTY IN THE CITY OF
MODESTO TO BE USED FOR STREET PURPOSES
(RACQUET CLUB)

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 purposes.

The use of said real property for street purposes is a public use authorized by law.

The proposed 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 the Southwest corner of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 21 of the FOUNTAIN-VILLA-TRACE as per map filed December 16, 1904, in Volume 2 of Maps, page 4, Stanislaus County Records, described as follows:

Beginning at the intersection of the center lines of Public Roads known as McKinley Avenue and Norwegian Avenue; thence along the center line of Norwegian Avenue, South $89^{\circ} 39'$ East, 1452.55 feet, to the Northernly continuation of the Western line of that property conveyed to the Modesto Recreant Club by deed recorded November 8, 1959, as Instrument No. 31031, Stanislaus County Records; thence along said Western line, South $0^{\circ} 49'$ East, 445.65 feet, to a line which is parallel with and 60.00 feet, measured at right angles, Northeasternly from the Northeastern line of Modesto Irrigation District Lateral No. 3 and the true point of beginning; thence continuing along said Western line of Modesto Recreant Club property, South $0^{\circ} 49'$ East, 63.96 feet, to the Northeastern line of Modesto Irrigation District Lateral No. 3; thence along said Northeastern line, South $70^{\circ} 33'$ East, 110.85 feet, to the Eastern line of Modesto Recreant Club property; thence along said Eastern line, North $0^{\circ} 49'$ West, 63.96 feet, to a line which is parallel with and 60.00 feet, measured at right angles, Northeasternly from the Northeastern line of Modesto Irrigation District Lateral No. 3; thence along said parallel line, North $70^{\circ} 33'$ West, 110.85 feet, to the point of beginning.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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, Simon, Smith and
and 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. Hazard
Public Works Department

Roll
9-17-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-860

A RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE RIGHT-OF-WAY CERTIFICATE AS REQUESTED BY THE STATE OF CALIFORNIA CERTIFYING ALL REQUIRED RIGHTS OF WAY ACQUIRED FOR CONSTRUCTION OF BRIGGSMORE-NORTHERN EXPRESSWAY

WHEREAS, the State of California has requested a Right-Of-Way Certificate certifying that all required rights of way for the construction of the Briggsmore-Northern Expressway (between McHenry Avenue and Claus Road in and near Modesto) have been acquired, and

WHEREAS, all rights of way for the construction of the Briggsmore-Northern Expressway have been acquired or covered by condemnation proceeding resolutions;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that execution by the City Manager of the Right-Of-Way Certificate requested by the State of California certifying that all required rights of way for the construction of the Briggsmore-Northern Expressway (or covered by condemnation proceedings resolutions) have been acquired, /is hereby 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, 1969, 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. 69-861

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,000 TO COVER CITY ENGINEERING EXPENDITURES (BRIGGSMORE-NORTHERN EXPRESSWAY)

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

SPECIAL GAS TAX STREET IMPROVEMENT FUNDS (207)

FROM:	La Loma, H to Yosemite	(6655)	\$1,000
TO:	Briggsmore, McHenry to Coffee	(6714)	\$1,000

(To provide funds to cover City engineering expenditures in connection with the Briggsmore-Northern Expressway, as explained in a memorandum from the Director of Public Works to the City Manager with agenda material dated September 4, 1969, subject: Construction of Briggsmore-Northern Expressway between McHenry Avenue and Claus Road.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of September, 1969, 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. 69-862

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,095 FOR COSTS
IN CONNECTION WITH HIRING A PLANNING DIRECTOR

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)	\$1,095.00
TO: Planning - Business Expense (208-18)	\$1,095.00

(To appropriate funds for costs in connection with hiring a
Planning Director.)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 8th day of September, 1969,
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. 69-863

A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION THE REQUEST OF TULLY MANOR HOMES FOR ABANDONMENT OF PUBLIC UTILITY EASEMENTS IN PORTION OF BLOCK 13129

BE IT RESOLVED by the Council of the City of Modesto that the request of Tully Manor Homes for abandonment of Public Utility Easements in portion of Block 13129 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 22nd day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
PAULINE P. STANLEY, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-864

A RESOLUTION ACCEPTING THE BID OF GAMON/CALMET INDUSTRIES TO FURNISH WATER METERS FOR A ONE-YEAR PERIOD BEGINNING SEPTEMBER 15, 1969, AND APPROVING WAIVER OF MINOR IRREGULARITY IN BID BOND

WHEREAS, Resolution No. 69-779, adopted by the Council of the City of Modesto on August 25, 1969, approved the specifications for the furnishing of water meters (annual requirements) and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of water meters were opened at 2:00 P.M. on September 10, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Purchasing Officer has recommended that the bid of Gamon/Calmet Industries, as listed on a memorandum from the Finance Department, dated September 11, 1969, subject: Water Meter Bid (3/4" - \$56.90; 1" - \$82.50; 1½" - \$154.00; 2" - \$230.13) be accepted as the lowest responsible bid; and that waiver of minor irregularity in bid bond be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Gamon/Calmet Industries (as listed above) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized; and waiver of minor irregularity in bid bond be approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
PAULINE P. STANLEY, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-867

A RESOLUTION ADOPTING A POLICY FOR WALKWAYS IN SUBDIVISIONS
IN THE CITY OF MODESTO.

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 on all walkways which lead to commercial areas. 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell and 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. 69-868

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TRUST FUNDS, INC., FOR LEASE OF NEW PARKING LOT ON E/S OF 9TH STREET BETWEEN J AND K STREETS (FOR A TERM OF TEN YEARS COMMENCING AS OF THE DATE CITY COMPLETES NECESSARY WORK)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Trust Funds, Inc.,

for lease of new parking lot on E/S of 9th Street between J and K Streets for a term of ten (10) years, said term to commence as of the date City completes the work necessary to use the premises as a municipal off-street parking lot and has furnished the lessor a notice in writing, be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September , 19 69, 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: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY/ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 69-869

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY FOR OPERATION OF
MODESTO ELEMENTARY SCHOOL DISTRICT PLAYGROUNDS ON AFTER-SCHOOL BASIS

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 of Stanislaus County
for operation of elementary school district playgrounds on an after-
school basis commencing on or about September 23, 1969 and extending
to on or about May 29, 1970, City to received \$7,206 for these services,
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 15th day of
September , 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 69-870

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. (NORTH 99 NO. 3 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on August 25, 1965, certain territory known as North 99 No. 3 Addition, and

WHEREAS, the inclusion of the area contained in North 99 No. 3 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 North 99 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. 43.

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, November 3, 1969, 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. 43.

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 Dale Road and Prescott Road.
- (2) At the Southwest corner of Shoemaker Avenue and North Ninth Street.
- (3) At the Northeast corner of Clayton Avenue and North Ninth Street.

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. 43, 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 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT; Councilmen: Dixon, Mitchell, 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 R. C. Hayward
Public Works Department

NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemake Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~34.807~~ 34.807 Acres, more or less.

1st Street	WEST	SECTION 2
2nd Street	WEST	SECTION 2
3rd Street	WEST	SECTION 2
4th Street	WEST	SECTION 2
5th Street	WEST	SECTION 2
6th Street	WEST	SECTION 2
7th Street	WEST	SECTION 2
8th Street	WEST	SECTION 2
9th Street	WEST	SECTION 2
10th Street	WEST	SECTION 2
11th Street	WEST	SECTION 2
12th Street	WEST	SECTION 2
13th Street	WEST	SECTION 2
14th Street	WEST	SECTION 2
15th Street	WEST	SECTION 2
16th Street	WEST	SECTION 2
17th Street	WEST	SECTION 2
18th Street	WEST	SECTION 2
19th Street	WEST	SECTION 2
20th Street	WEST	SECTION 2
21st Street	WEST	SECTION 2
22nd Street	WEST	SECTION 2
23rd Street	WEST	SECTION 2
24th Street	WEST	SECTION 2
25th Street	WEST	SECTION 2
26th Street	WEST	SECTION 2
27th Street	WEST	SECTION 2
28th Street	WEST	SECTION 2
29th Street	WEST	SECTION 2
30th Street	WEST	SECTION 2
31st Street	WEST	SECTION 2
32nd Street	WEST	SECTION 2
33rd Street	WEST	SECTION 2
34th Street	WEST	SECTION 2
35th Street	WEST	SECTION 2
36th Street	WEST	SECTION 2
37th Street	WEST	SECTION 2
38th Street	WEST	SECTION 2
39th Street	WEST	SECTION 2
40th Street	WEST	SECTION 2
41st Street	WEST	SECTION 2
42nd Street	WEST	SECTION 2
43rd Street	WEST	SECTION 2
44th Street	WEST	SECTION 2
45th Street	WEST	SECTION 2
46th Street	WEST	SECTION 2
47th Street	WEST	SECTION 2
48th Street	WEST	SECTION 2
49th Street	WEST	SECTION 2
50th Street	WEST	SECTION 2
51st Street	WEST	SECTION 2
52nd Street	WEST	SECTION 2
53rd Street	WEST	SECTION 2
54th Street	WEST	SECTION 2
55th Street	WEST	SECTION 2
56th Street	WEST	SECTION 2
57th Street	WEST	SECTION 2
58th Street	WEST	SECTION 2
59th Street	WEST	SECTION 2
60th Street	WEST	SECTION 2
61st Street	WEST	SECTION 2
62nd Street	WEST	SECTION 2
63rd Street	WEST	SECTION 2
64th Street	WEST	SECTION 2
65th Street	WEST	SECTION 2
66th Street	WEST	SECTION 2
67th Street	WEST	SECTION 2
68th Street	WEST	SECTION 2
69th Street	WEST	SECTION 2
70th Street	WEST	SECTION 2
71st Street	WEST	SECTION 2
72nd Street	WEST	SECTION 2
73rd Street	WEST	SECTION 2
74th Street	WEST	SECTION 2
75th Street	WEST	SECTION 2
76th Street	WEST	SECTION 2
77th Street	WEST	SECTION 2
78th Street	WEST	SECTION 2
79th Street	WEST	SECTION 2
80th Street	WEST	SECTION 2
81st Street	WEST	SECTION 2
82nd Street	WEST	SECTION 2
83rd Street	WEST	SECTION 2
84th Street	WEST	SECTION 2
85th Street	WEST	SECTION 2
86th Street	WEST	SECTION 2
87th Street	WEST	SECTION 2
88th Street	WEST	SECTION 2
89th Street	WEST	SECTION 2
90th Street	WEST	SECTION 2
91st Street	WEST	SECTION 2
92nd Street	WEST	SECTION 2
93rd Street	WEST	SECTION 2
94th Street	WEST	SECTION 2
95th Street	WEST	SECTION 2
96th Street	WEST	SECTION 2
97th Street	WEST	SECTION 2
98th Street	WEST	SECTION 2
99th Street	WEST	SECTION 2
100th Street	WEST	SECTION 2

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

SECTION 1. Section 1(a) and 1(b) 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 Ordinances and Regulations Relating Thereto', and Rescinding all Subsequent Resolutions and Regulations Relating Thereto' are hereby amended to read as follows:

- Section 1(a)- One-Way Streets:
- 5th Street, from Lake Boulevard to Sierra Drive (southerly direction)
- 6th Street, from E Street to K Street (northerly direction)
- 14th Street, from E Street to K Street (southeasterly direction)
- 17th Street, from G Street to I Street (southeasterly direction)
- 23rd Street, from E Street to K Street (southeasterly direction)
- California Street, from J Street to K Street to Road (southerly direction)
- from G Street to I Street (southerly direction)
- from I Street to K Street (southerly direction)
- from G Street to I Street (southerly direction)
- from I Street to K Street (southerly direction)
- from D Street to E Street (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)

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-Angle Parking:

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)

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)

SECTION 2. The provisions of this resolution shall
become effective as of September 28, 1969, except as they apply to
G Street. The provisions of this resolution as they apply to G
Street shall become effective and be in full force and operation
when proper signs are posted by the City of Modesto.

SECTION 3. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

SECTION 4. Resolution No. 67-888 adopted by the Council on October 9, 1967, and Resolution No. 67-451 adopted by the Council on June 5, 1967, are hereby rescinded as of the effective date of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P Stanley
~~XX~~

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. 69-872

A RESOLUTION DESIGNATING TRUCK ROUTES
IN THE CITY OF MODESTO.

WHEREAS, Section 3-2.1301(d) of the Modesto Municipal Code of the City of Modesto authorizes the Council to determine and designate truck routes by resolution, which designation shall become effective when appropriate signs are placed giving notice of said designations to the public,

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

SECTION 1. Truck routes are hereby designated as shown on the attached maps entitled "Modesto Truck Routes", marked Exhibit "A" and Exhibit "B".

SECTION 2. The Director of Parking and Traffic is hereby directed to cause the truck routes to be marked and designated in accordance with the provisions of this resolution.

SECTION 3. The provisions of this resolution shall be subject to the provisions of Section 3-2.815 of the Modesto Municipal Code requiring the approval of the State Department of Public Works insofar as they pertain to the regulations of traffic upon State highways within the City.

SECTION 4. Resolution No. 68-418 adopted by the Council on May 6, 1968, is hereby rescinded.

SECTION 5. This resolution shall become effective on September 28, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

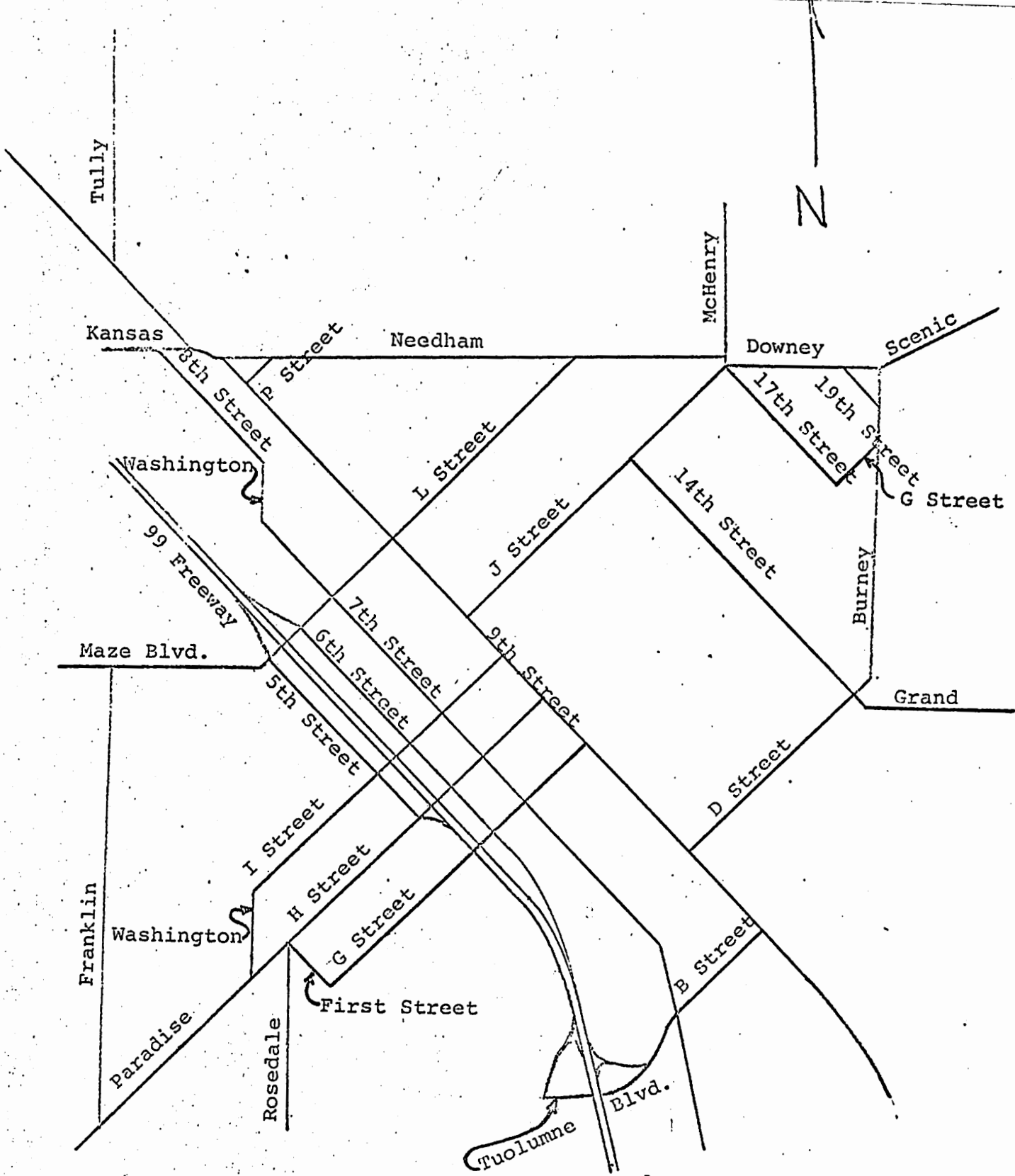
ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~, City Clerk
PAULINE P. STANLEY, Acting

(SEAL)

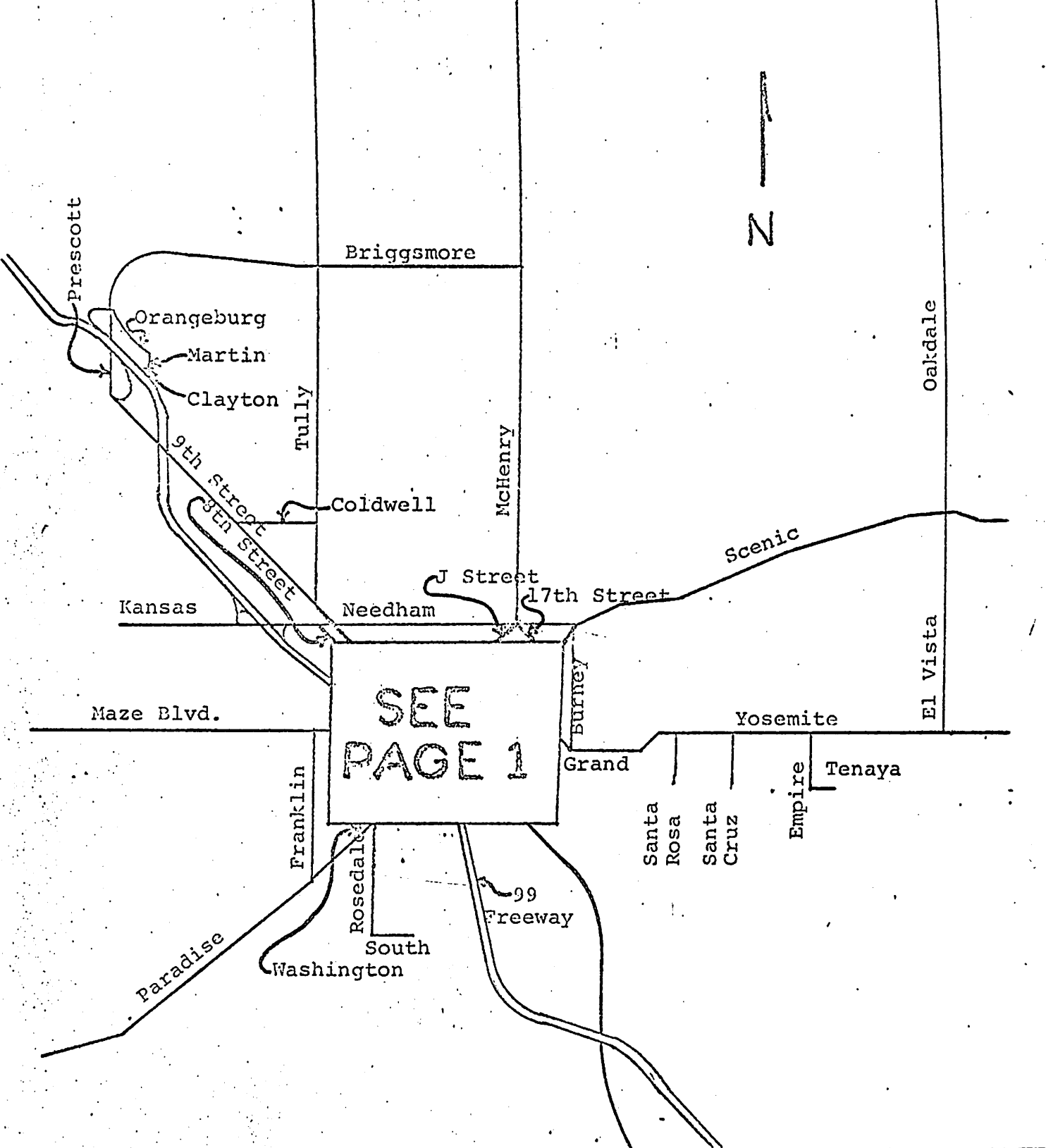
APPROVED AS TO FORM:

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



MODESTO TRUCK ROUTES

EXHIBIT "A"



MODESTO TRUCK ROUTES

MODESTO CITY COUNCIL
RESOLUTION NO. 69-873

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON LOIS AVENUE AT
1239 ALMA AVENUE, BLOCK 6001, LOTS 23, 24, AND 25 -
Carl E. Ulrich, 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 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
Lois Avenue, Block 6001

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 002-01-119-16-5-001 as per Stanislaus County
Assessor's Records.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-874

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVENUE AT
515 BALDWIN STREET, BLOCK 6054, LOT 11 - Norman J. Schmitz)

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
Enslens Avenue, Block 6054

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 002-01-119-12-11-001 as per Stanislaus County
Assessor's Records.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-875

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ALMA AVENUE AT
202 MARIAN AVENUE, BLOCK 6057, LOTS 23, 24 AND 25 -
J. W. Fritts)

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
Alma 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 002-01-119-15-5-001 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 6th day of October 1969, 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 15th
day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley, Acting
for W. T. CHYNOWETH, CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosemond
Public Works Department
9-16-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-876

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ALICE STREET AT
133 ORANGE AVENUE, BLOCK 510, LOTS 35, 36 AND A PORTION
OF LOT 34 - John J. Mendes)

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
Alice Street, Block 510

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 002-01-109-07-34-001 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 6th day of October 1969, 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 15th
day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXXXXXX~~
PAULINE P. STANLEY, ACTING CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By B. A. Rosewood
Public Works Department
9-16-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-877

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
135 OLIVE AVENUE, BLOCK 509, LOTS 35 AND 36 -
Harold D. Larsen)

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
Alice Street, Block 509

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 002-01-109-07-16-001 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 6th day of October 1969, 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 15th
day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P Stanley
~~XX~~
PAULINE P. STANLEY, ACTING CITY CLERK

(SEAL)

APPROVED AS TO DESCRIPTION:

By R. A. Rosemond
Public Works Department
9-16-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-878

A RESOLUTION RESCINDING RESOLUTION NO. 69-859 ENTITLED, "A RESOLUTION AUTHORIZING THE INSTITUTION OF CONDEMNATION PROCEEDINGS TO ACQUIRE CERTAIN REAL PROPERTY IN THE CITY OF MODESTO TO BE USED FOR STREET PURPOSES (RACQUET CLUB)".

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

SECTION 1. Resolution 69-859 entitled, "A Resolution Authorizing the Institution of Condemnation Proceedings to Acquire Certain Real Property in the City of Modesto to be Used for Street Purposes (Racquet Club)", is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: *Pauline P. Stanley*
~~XX~~
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. 69-879

A RESOLUTION APPROVING CONTRACT BETWEEN THE CITY OF MODESTO AND NORTH AMERICAN 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 the group life insurance base plan and supplemental plan for group life insurance for Modesto city employees is hereby approved effective September 23, 1969 at the following rates:

44¢ per thousand for the base coverage;

60¢ per thousand for the supplemental coverage.

BE IT FURTHER RESOLVED that execution of the contract 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 15th day of September, 1969 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: Dixon, Newton, Simon, Smith, Mayor Davies

NOES: None

ABSENT: Mitchell, Robinson

ATTEST: *Pauline P. Stanley*
PAULINE P. STANLEY
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-880

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 FOR INVESTIGATION AND MISCELLANEOUS COSTS FOR 1969-70 SANITARY LANDFILL SITE

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 (321)

FROM: Contingency Reserve (Sanitary Landfill) \$5,000
(61)

TO: Comprehensive Study Garbage and Refuse \$5,000
(6535-41)

(Investigation and miscellaneous costs for 1969-70 sanitary landfill site)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September, 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: Newton, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
BAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 69-881

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$511 FOR PARKS AND RECREATION EQUIPMENT

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:	Reserve Appropriation (60-48)	\$511
To:	Air Broom (3) (R) (5409-48)	\$318
	Lo Blo Wind Machine (2) (5429-48)	193

(Prices obtained for budgeting purposes did not reflect price increases, and as a result additional funds are needed to purchase the equipment for the Parks and Recreation Dept.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of September 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: None

ABSENT: Councilmen: Dixon, Mitchell, Robinson

ATTEST: Pauline P. Stanley
~~XXXXXXXXXXXXXXXXXXXX~~ CITY CLERK
PAULINE P. STANLEY, ACTING

MODESTO CITY COUNCIL
RESOLUTION NO. 69-882

A RESOLUTION APPOINTING MEMBER OF THE HUMAN RIGHTS COMMISSION
FOR A TERM ENDING MAY 1, 1970 (Gilbert Vasquez)

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:

The following person is hereby appointed to the Human Rights Commission for the respective term as indicated:

Gilbert Vasquez
P. O. Box 444
Keyes, California

for a term ending May 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 September, 1969, 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: Pauline P. Stanley
PAULINE P. STANLEY, ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-883

A RESOLUTION ACCEPTING THE CONSTRUCTION OF INSTALLATION OF WATER LINES IN COFFEE, FAIRMONT, ELDENA AND CROWS LANDING ROADS FROM CONTRACTOR, VALLEY CONSTRUCTION CO.

WHEREAS, a report has been filed by the Director of Public Works that the construction of installation of water lines in Coffee, Fairmont, Eldena and Crows Landing Roads has been completed by Valley Construction Co.

in accordance with the contract agreement dated June 23, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of installation of water lines in Coffee, Fairmont, Eldena and Crows Landing Roads 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 \$18,446.75 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 22nd day of September, 1969, 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. 69-884

A RESOLUTION ACCEPTING THE BID OF UNITED STATES PIPE & FOUNDRY FOR CAST IRON PIPE (ANNUAL SUPPLY COMMENCING OCTOBER 1, 1969)

WHEREAS, Resolution No. 69-818 , adopted by the Council of the City of Modesto on September 2, 1969, approved the ~~plans and specifications~~ specifications for the furnishing of water pipe for a one-year period commencing October 1, 1969, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of water pipe were opened at 2:00 P.M. on September 16, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of United States Pipe & Foundry for cast iron pipe as follows: 4-inch: \$1.39 per foot; and 6-inch: \$1.91 per foot (for annual supply) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of United States Pipe & Foundry for cast iron pipe (for annual supply) as listed above be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969 , 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. 69-885

A RESOLUTION ACCEPTING THE BID OF VOSS INTERNATIONAL CORPORATION FOR ASBESTOS CEMENT PIPE (ANNUAL SUPPLY COMMENCING OCTOBER 1, 1969)

WHEREAS, Resolution No. 69-818 , adopted by the Council of the City of Modesto on September 2, 1969, approved the ~~plans and~~ specifications for the furnishing of water pipe for a one-year period commencing October 1, 1969, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of water pipe were opened at 2:00 P.M. on September 16, 1969, and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Voss International Corporation for asbestos cement pipe as follows: 4-inch: \$0.83; 6-inch: \$1.13; 8-inch: \$1.66; 10-inch: \$2.42; and 12-inch: \$3.32 (for annual supply commencing October 1, 1969) 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 for annual supply of asbestos cement pipe (as listed above) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969 , 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. 69-886

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY FOR THE
INSTALLATION OF WATER LINES IN PRESCOTT ESTATES

WHEREAS, Resolution No. 69-819 , adopted by the Council of the
City of Modesto on September 2, 1969 approved the plans and
specifications for the installation of water lines in Prescott Estates,
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines in
Prescott Estates
were opened at 10:10 A.M. on September 16, 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 Co. in the amount of \$5,354.25
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 \$5,354.25
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 22nd day of September,
1969 , 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. 69-887

A RESOLUTION ACCEPTING THE CONSTRUCTION OF ASPHALT CONCRETE RESURFACING OF VARIOUS CITY STREETS 1969: UNIT NO. 1 RESIDENTIAL STREETS, UNIT NO. 2 SELECT STREETS

WHEREAS, a report has been filed by the Director of Public Works that the construction of Asphalt Concrete Resurfacing of Various City Streets 1969: Unit No. 1 Residential Streets, Unit No. 2 Select Streets has been completed by George Reed, Inc., contractor, in accordance with the contract agreement dated July 28, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Asphalt Concrete Resurfacing of Various City Streets 1969: Unit No. 1 Residential Streets, Unit No. 2 Select 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 \$61,440.69 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 22nd day of September, 1969, 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. 69-888

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SEWER EXTENSION ON COFFEE ROAD AND E. ORANGEBURG AVENUE TO SERVE GOLDEN YEARS NURSING HOME

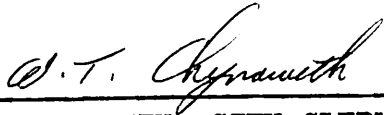
WHEREAS, a report has been filed by the Director of Public Works that the construction of Sewer Extension on Coffee Road and E. Orangeburg Avenue to serve Golden Years Nursing Home has been completed by Industrial Electrical Company, contractor, in accordance with the contract agreement dated April 21, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Sewer Extension on Coffee Road and E. Orangeburg Avenue to Serve Golden Years Nursing Home 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 \$7,931.83 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 22nd day of September, 1969, 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. 69-889

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR
BIDS FOR CONSTRUCTION OF AIRLINE TERMINAL EXPANSION

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

SECTION 1. The plans and specifications for construction of Airline Terminal Expansion,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 14, 1969 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 September 19 69, 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. 69-890

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,100 FOR CONSTRUCTION OF BLOCK WALL AND ADJACENT PAVING IN AREA BETWEEN HANGARS NO. 1 AND NO. 2 AT MODESTO CITY-COUNTY AIRPORT

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

AIRPORT FUND (230)

FROM: General Reserve (60-46)	\$4,100
TO: Airport - Block Wall and Paving (5201-46)	\$4,100

To provide funds for the grading and paving and construction of a block wall in area between Hangars No. 1 and No. 2, Modesto City-County Airport, as authorized by City Council July 22, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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. 69-891

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF COLLEGE AVENUE FROM ORANGEBURG AVENUE TO BRIGGSMORE AVENUE FROM CONTRACTOR, STANDARD MATERIALS COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of Improvement of College Avenue from Orangeburg Avenue to Briggsmore Avenue

has been completed by Standard Materials Company, contractor,

in accordance with the contract agreement dated August 4, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Improvement of College Avenue from Orangeburg Avenue to Briggsmore Avenue be accepted from said contractor, 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 \$33,200.16 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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. 69-892

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 ROSA 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 4, 1969, duly adopted Resolution No. 69-700 (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. 42 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 22, 1969, 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.

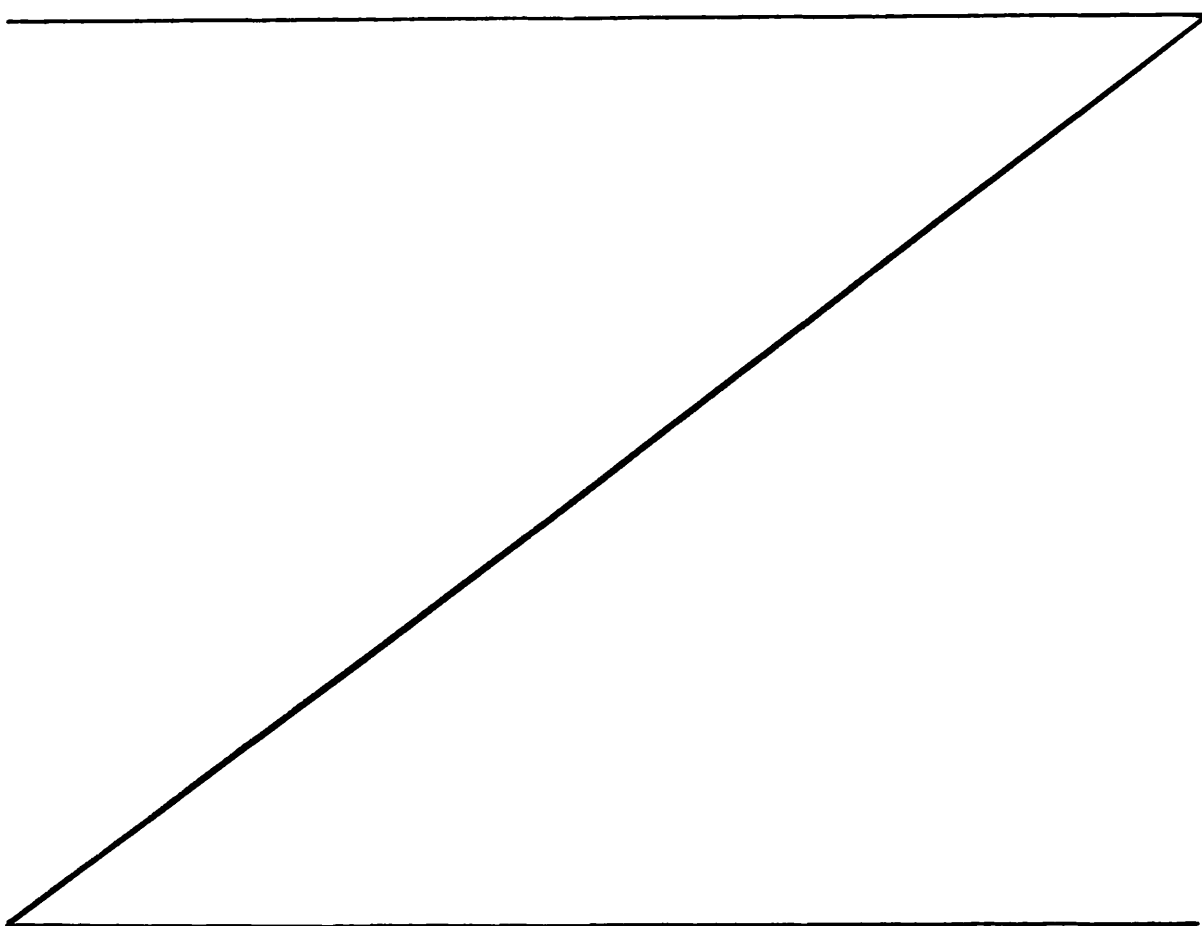
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 42 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. 42 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. 42, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



SANTA ROSA ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Northeast quarter of Section 33, 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 Southern line of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953 as Instrument 30045, Stanislaus County records, said point being at the intersection of the Western line of 60 foot South Santa Rosa Avenue and the Westerly extension of the Southern line of Lot 15 of Block 2015 as said block is shown on the map of the DEL ESTE SUBDIVISION as Block 3, filed April 14, 1914 in Volume 8 of Maps at Page 12, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (55), East 288.34 feet to the Eastern line of the 20 foot North-South alley in said block; thence along the Eastern line of said alley, South 0° 54' East, 60.00 feet to its intersection with the Easterly extension of a line which is parallel with and 5.00 feet, measured at right angles, Southerly from the Southern line of Lot 14 of Block 2015; thence along said line and its Westerly extension, West, 288.34 feet to a point on the Western line of South Santa Rosa Avenue and the existing City Limits; thence along the existing City Limits on the Western line of South Santa Rosa Avenue, North 0° 54' West, 60.00 feet to the point of beginning, containing 0.397 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. 42, 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 September, 1969, 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 R. A. Hasegood
Public Works Department

RAM
8-6-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-893

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. (EL TERINO 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 4, 1969, duly adopted Resolution No. 69-701 (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. 41 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 22, 1969, 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.

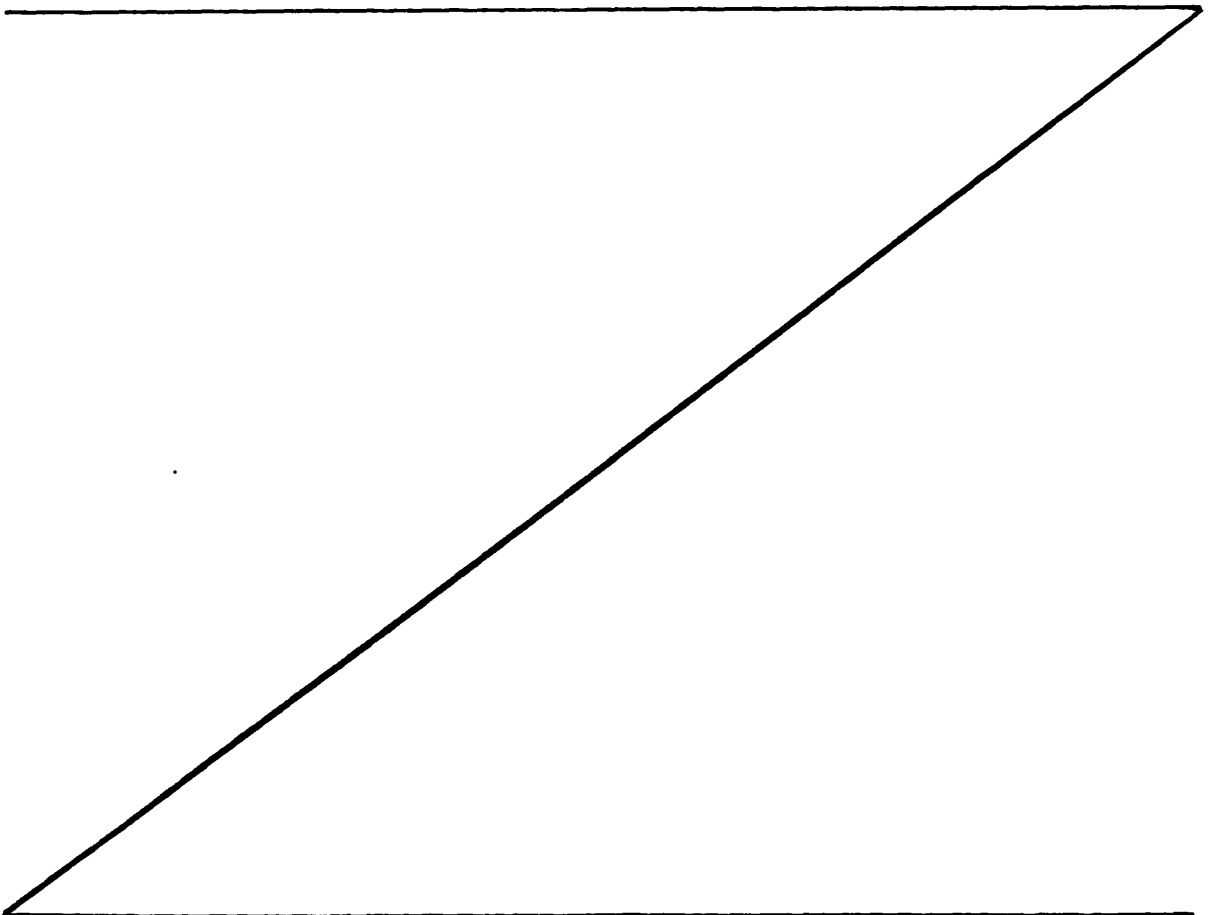
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 41 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. 41 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. 41, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North $40^{\circ} 48' 52''$ East, 439.22 feet, and North $49^{\circ} 37' 40''$ East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South $0^{\circ} 35' 30''$ East, 113.62 feet, and South $89^{\circ} 42'$ East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South $0^{\circ} 32' 40''$ East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North $89^{\circ} 38' 40''$ West, 680.50 feet; South $0^{\circ} 33'$ East, 329.34 feet; and South $89^{\circ} 35' 20''$ East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South $89^{\circ} 59' 11''$ East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South $89^{\circ} 59' 11''$ East, 305.90 feet; North $0^{\circ} 30'$ West, 66.00 feet; and South $89^{\circ} 59' 11''$ East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South $0^{\circ} 30'$ East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North $89^{\circ} 54' 39''$ West, 659.80 feet; South $0^{\circ} 30'$ East, 640.04 feet; and South $89^{\circ} 57'$ East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North $89^{\circ} 57'$ West, 659.46 feet, and South $0^{\circ} 30'$ East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 639.47 feet, and North $89^{\circ} 57'$ West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North $0^{\circ} 30'$ West, 309.50 feet, and North $89^{\circ} 57'$ West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 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. 41, 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 September, 1969, 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, 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. Rosewood
Public Works Department

RAM
8-6-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-894

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 MCHENRY ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-752, adopted on August 11, 1969, the Council fixed the 22nd day of September, 1969, at the hour of 7:55 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. 69-752 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 McHenry

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 22nd day of September, 1969, 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, 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. Hazard
Public Works Department

R/MC
8-25-69

McHENRY 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 the Southeast quarter of Section 8, and a portion of the North half of the Southwest quarter of the Southwest quarter of Section 9, 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 most Easterly Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968 as Instrument 25254, Stanislaus County Records, said corner being North $89^{\circ} 02' 30''$ West, 435.29 feet along the center line of 60 foot Woodrow Avenue from the Northeast corner of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, South $89^{\circ} 02' 30''$ East, 130.29 feet to the Northerly extension of the Western line of Parcel 1 of the map filed December 23, 1966 in Volume 2 of Parcel Maps, Page 117, Stanislaus County Records; thence along said Western line, South $0^{\circ} 53' 30''$ East, 145.00 feet; thence along the Southern line of Parcel 1 and the Northern line of Parcel 2 of said Parcel Map and its Easterly extension, South $89^{\circ} 02' 30''$ East, 305.00 feet to a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along said center line and section line, North $0^{\circ} 53' 30''$ West, 145.00 feet to its intersection with the center line of Woodrow Avenue and the North line of the Southeast quarter of the Southeast quarter of Section 8; thence along the center line of 60 foot Robin Hood Drive, South $89^{\circ} 29' 20''$ East, 61.11 feet; thence continuing along the center line of Robin Hood Drive along a tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet, to its intersection with the Northerly extension of the Western line of a 20 foot alley in Block 12309 of the SHERWOOD FOREST subdivision, as per map filed in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Northerly extension and the Western line of said alley, South $0^{\circ} 53' 30''$ East, 395.50 feet to the Southern line of said subdivision and a point on the existing City Limits on the Northern line of the CROCCO ADDITION (171), as per description filed March 17, 1965 as Instrument 10620, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (171), North $89^{\circ} 29' 20''$ West, 189.72 feet to the Northwestern corner of said Addition (171) and a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along the existing City Limits on the Western line of said Addition (171) and the center line of McHenry Avenue and said section line, South $0^{\circ} 53' 30''$ East, 254.62 feet to the South line of the North half of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, North $89^{\circ} 03' 20''$ West, 454.42 feet to a point on the existing City Limits at the most Easterly Southeastern corner of the Leveland Addition (221); thence along the existing City Limits on the most Eastern line of said Addition (221), North $0^{\circ} 45' 45''$ East, 662.41 feet to the point of beginning, containing 7.514 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-895

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 SYLVAN-COFFEE NO. 1 ADDITION AND DECLARING THE INTENTION OF THE COUNCIL TO PROCEED WITH THE ANNEXATION OF SAID TERRITORY.

WHEREAS, by Resolution No. 69-753, adopted on August 11, 19 69, the Council fixed the 22nd day of September, 19 69, at the hour of 8:00 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. 69-753 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 Sylvan-Coffee 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.

SYLVAN-COFFEE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 Acres, more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 19 69, 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

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By R. A. Rosemond
Public Works Department

10/1/69
8.28-07

MODESTO CITY COUNCIL
RESOLUTION NO. 69-896

A RESOLUTION DECLARING THE INTENTION OF THE CITY OF MODESTO TO UPDATE THE GENERAL PLAN TO INCLUDE A HOUSING ELEMENT.

WHEREAS, Section 65302 of the Government Code of the State of California requires that the City of Modesto's General Plan include a housing element, and

WHEREAS, the general structure of a housing element consists of:

1. An identification of housing problems and preliminary statement of community housing goals.
2. An indication of probable solutions to the identified problems.
3. A detailed work program for preparation of a complete housing plan for all economic segments of the community, in accordance with the desires and needs of the community.
4. Evidence of coordination with established regional agencies, housing authorities, citizens groups, and producers.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it hereby declares its intention to take the necessary steps as soon as possible to adopt a housing element as part of its General Plan in conformance with Section 65302 of the Government Code, and the general structure of a housing element as set forth above.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that it hereby declares its intention to work with the County of Stanislaus and the other incorporated cities within the county, and the Stanislaus Area Advisory Planning Association for a housing element in the Stanislaus County General Plan.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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

(SEAL)

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

APPROVED AS TO FORM:

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-897

A RESOLUTION APPROVING ASSIGNMENT OF LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND WALTER FOUNTAIN, DBA HAWKE DUSTER AND FLYING SERVICE, AN INDIVIDUAL, FOR LEASE OF HANGAR NO. 2 AND TIE-DOWN AREA AT MODESTO CITY-COUNTY AIRPORT TO WALTER FOUNTAIN AND DAROLD JOLLIFF, DBA HAWKE FLYING SERVICE, A PARTNERSHIP.

WHEREAS, Modesto City Council Resolution No. 67-607 dated June 19, 1967, approved a lease agreement between the City of Modesto and Walter Fountain, DBA Hawke Duster and Flying Service, an individual, for the lease of Hangar No. 2 and Tie-Down Area at Modesto City-County Airport, and

WHEREAS, Mr. Walter Fountain, DBA Hawke Duster and Flying Service has by letter informed the Director of Public Works that effective June 18, 1969, Mr. Darold Jolliff became a partner in the business.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the lease agreement between the City of Modesto and Walter Fountain, DBA Hawke Duster and Flying Service, an individual, for lease of Hangar No. 2 and tie-down area at Modesto City-County Airport, be and it hereby is, assigned to Walter Fountain and Darold Jolliff, DBA Hawke Flying Service, a partnership.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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, Robinson, Simon,
Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W.T. Chynoweth, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-898

A RESOLUTION APPROVING ASSIGNMENT OF LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND WALTER FOUNTAIN, DBA HAWKE DUSTER AND FLYING SERVICE, AN INDIVIDUAL, FOR LEASE OF THE WEST ONE-HALF OF HANGAR NO. 1, AT MODESTO CITY-COUNTY AIRPORT TO WALTER FOUNTAIN AND DAROLD JOLLIFF, DBA. HAWKE FLYING SERVICE, A PARTNERSHIP.

WHEREAS, Modesto City Council Resolution No. 69-179 dated March 3, 1969, approved a lease agreement between the City of Modesto and Walter Fountain, dba. Hawke Duster and Flying Service, an individual, for the lease of the West one-half of Hangar No. 1 at Modesto City-County Airport, and

WHEREAS, Mr. Walter Fountain, dba Hawke Duster and Flying Service has by letter informed the Director of Public Works that effective June 18, 1969, Mr. Darold Jolliff became a partner in the business,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the lease agreement between the City of Modesto and Walter Fountain, dba Hawke Duster and Flying Service, an individual, for lease of the West one-half of Hangar No. 1 at Modesto City-County Airport be, and it hereby is, assigned to Walter Fountain and Darold Jolliff, dba Hawke Flying Service, a partnership.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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, Robinson, Simon, Smith, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-899

A RESOLUTION APPROVING ASSIGNMENT OF LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND WALTER FOUNTAIN, DBA HAWKE DUSTER AND FLYING SERVICE, AN INDIVIDUAL, FOR LEASE OF OFFICE B IN OFFICE BUILDING NO. 1, AT MODESTO CITY-COUNTY AIRPORT TO WALTER FOUNTAIN AND DAROLD JOLLIFF, DBA HAWKE FLYING SERVICE, A PARTNERSHIP.

WHEREAS, Modesto City Council Resolution No. 69-682, dated July 28, 1969, approved a lease agreement between the City of Modesto and Walter Fountain, dba Hawke Duster and Flying Service, an individual, for the lease of Office B in Office Building No. 1 at Modesto City-County Airport, and

WHEREAS, Mr. Walter Fountain, dba Hawke Duster and Flying Service has by letter informed the Director of Public Works that effective June 18, 1969, Mr. Darold Jolliff became a partner in the business,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the lease agreement between the City of Modesto and Walter Fountain, dba Hawke Duster and Flying Service, an individual for lease of Office B in Office Building No. 1 at Modesto City-County Airport be, and it hereby is, assigned to Walter Fountain and Darold Jolliff, dba, Hawke Flying Service, a partnership.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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, Robinson, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-900

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 (NORTH 99 NO. 3 ADDITION) AND RESCINDING RESOLUTION NO. 69-870, ENTITLED "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 (NORTH 99 NO. 3 ADDITION).

WHEREAS, there has been annexed to the City of Modesto on August 25, 1965, certain territory known as North 99 No. 3 Addition, and

WHEREAS, the inclusion of the area contained in North 99 No. 3 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 North 99 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. 43.

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, November 3, 1969, 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. 43.

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 Dale Road and Prescott Road.
- (2) At the Southwest corner of Shoemake Avenue and North Ninth Street.
- (3) At the Northeast corner of Clayton Avenue and North Ninth Street.

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. 43, shall be taken pursuant to the Law.

SECTION 8. Resolution No. 69-870 adopted by the Council of the City of Modesto on the 15th day of September, 1969, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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

(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

RMM
9-15-69

NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemaker Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.93 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~3460~~ 3460 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 22, 1969, 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, 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: September 24, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-901

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STONE AND YOUNGBERG FOR SERVICES AS SPECIAL CONSULTANT REGARDING
PEDESTRIAN MALL

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stone and Youngberg
for services as special consultant regarding Pedestrian Mall
(on 10th Street from "I" Street to "K" 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 22nd day of
September , 1969 , 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. 69-902

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$12,000 TO HIRE
STONE AND YOUNGBERG TO BE SPECIAL CONSULTANT ON THE PEDESTRIAN MALL

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: Misc. Unclassified (Downtown Mall Development) (406-65) \$12,000

(To appropriate funds to hire Stone and Youngberg to be the special
consultant on the mall on 10th Street from "I" Street to "K" Street.)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 22nd day of September, 1969,
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. 69-903

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND LOUIS G. McARTHUR AND RUTH J. McARTHUR FOR COFFEE ROAD RIGHT OF WAY, PROJECT NO. 59-11; AND ACCEPTING THE GRANT DEED FROM THE McARTHURS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the right of way agreement between the City of Modesto and Louis G. McArthur and Ruth J. McArthur for Coffee Road right of way, Project No. 59-11, 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 acceptance of grant deed for said property be, and is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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. 69-904

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANISLAUS COUNTY CO-OPERATIVE ASSOCIATION, INC., PROVIDING FOR A THREE-YEAR LEASE OF MARK TWAIN PARK SITE AND FLOYD NEIGHBORHOOD PARK NO. 2 SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Stanislaus County Co-Operative Association, Inc., providing for a three-year lease to Stanislaus County Co-Operative Association, Inc., of the Mark Twain Park Site and Floyd Neighborhood Park No. 2 Site for raising various types of vegetable crops thereon, be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September , 19 69, 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, Simon,
Smith, Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: None

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 905

A RESOLUTION APPROVING THE STANISLAUS COUNTY FREE LIBRARY "PLAN OF SERVICE" AND AUTHORIZING THE COUNTY LIBRARIAN TO APPLY FOR A CONSOLIDATION GRANT.

WHEREAS, on the 7th day of October, 1968, the City of Modesto and the County of Stanislaus entered into an agreement to consolidate the library functions of the City and County in one single operating unit as the Stanislaus County Free Library System, and

WHEREAS, the City desires to approve the Plan of Service for said Stanislaus County Free Library System, and in addition, City is desirous of authorizing the County Librarian of the Stanislaus County Free Library System to apply to the State Library for a consolidation grant,

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

1. That certain document entitled "Plan of Service", a copy of which is attached hereto, identified as Exhibit "A", and by reference made a part hereof, is hereby approved.

2. The Librarian of the Stanislaus County Free Library is hereby authorized to apply for a consolidation grant.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

PLAN OF SERVICE

1. Selection of Materials

The selection of all materials is completely consolidated throughout the system.

2. Acquisition of Materials

The acquisition of all materials is completely consolidated throughout the system.

3. Organization and Physical Preparation of Materials

All materials are organized and physically prepared in the Technical Services Department of the County System.

4. Lending of Materials

The lending policy is uniform throughout the system, with minor variations in local regulations due to technical reasons connected with the presence or absence of mechanical check-out systems. All borrowers get a uniform borrowing card which entitles them to borrow from any outlet in the county. All materials, no matter where borrowed, may be returned without penalty to any service outlet.

5. Reference and Research Service

The McHenry Library in Modesto has the central reference facility. Reference librarians are on duty at all times that the library is open. All branch librarians have been and are being trained in giving reference service in their particular outlet. All reference questions which cannot be answered locally are referred to the central reference department. This is done by phone or mail or both, depending on the urgency, the nature of the question and the answer, etc.

6. Interavailability of Materials and Information

All holdings in the County library system are listed in the main card catalog in Modesto. The location of each title is listed in the location file in the Branch department. Location of a particular title may be ascertained by phone--or mail. All materials in the County, wherever they are, are available on the same basis to all library users in the System area. Library users can either go to the outlet holding the material for them, or it can be sent to any outlet by delivery van. Information is transmitted by phone or the original item or a copy delivered to the service outlet by van.

7. Equal Access

All of the services of each library in the County library system are available on the same basis to all residents of the area served by the County system.

Exhibit "A"

Branch standards are attached.

9. Major Libraries

The resources of the Stockton and San Joaquin County Public Library are available through, and as members of, the 49-99 Cooperative Library System.

10. Area-wide Projects

The County System will participate in any and all services planned by the 49-99 Cooperative Library System.

11. Coordination of Systems

The County System has coordinated the following services with those provided by the 49-99 Cooperative Library System:

- Reference Service
- Interlibrary Loan Service
- Film Service
- Phonograph record service
- Foreign language books project
- Large print books project.

12. System-wide Service

The County System intends to equalize film service, upgrade the branch book collection, and improve equal access to library materials.

It is felt by the staff that film service is one of the least equalized services in the County System. The residents of the Modesto urban area have immediate access to a considerable collection of films and to several projectors which can be rented for a nominal charge.

The County residents, on the other hand, have no such immediate access, are handicapped by the time limitation on films, and frequently have little knowledge that these services exist.

It is the intention to buy more projectors, more films, and establish a daily delivery service to any branch which needs this service. This will make films and projectors available on a more equal basis to County residents. The delivery service will also help to equalize access to other materials, such as books, records, etc.

It is also planned to upgrade the branch book collection. This will be done through building up the core collection in the branch department and the individual book collections in the branches.

Approximately one-half of the total grant would be spent on improvement in the film service and the delivery service, the other half would be spent on improving the branch book collections.

STANISLAUS COUNTY FREE LIBRARY

BRANCH STANDARDS

	Class I	Class II
Population served	1,000 - 3,000	3,000 - 10,000
Size in square feet	less than 1,500	1,500 - 4,000
Seating	16 and over	25 and over
Book collection in volumes	5,000 or 2 per capita	6,000 - 20,000
Periodical titles	12 or more	20 or more
Hours open per week	25 - 30	30 - 45

MODESTO CITY COUNCIL
RESOLUTION NO. 69-906

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 IN THE CITY OF MODESTO (Effective July 1, 1969)


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 in the City of Modesto (effective 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 22nd day of September , 1969 , 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. 69-907
AMENDMENT TO LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
NORMAN C. HOUGEY DATED MAY 5, 1969 FOR EXTENSION OF LEASE AFTER
NOVEMBER 5, 1969 (MONTH TO MONTH BASIS)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to lease
that the/agreement between the City of Modesto and Norman C. Hougey
dated May 5, 1969

for extension of lease (of house located on the proposed King-Kennedy
Memorial Center parking lot) to Mr. Hougey on month to month basis
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
September , 19 69, 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. 69-908

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

WHEREAS, George Klemm and Mollie Klemm, husband and wife; and Helyn Soderlund, an individual, subdividers of Renee Manor No. 2 Subdivision, have filed a subdivision performance bond in the amount of \$51,500 to guarantee the improvements in Renee Manor No. 2 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated September 17, 1969 has stated that all work required by the subdivision agreement for Renee 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 \$51,500 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 Renee 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 Renee 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 \$51,500 filed by George Klemm and Mollie Klemm and Helyn Soderlund to guarantee certain improvements in Renee 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 22nd day of September, 1969, 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. 69-909

A RESOLUTION AUTHORIZING CANCELLATION OF LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND WILSON LINCOLN-MERCURY, INC., DATED JANUARY 22, 1968, FOR LEASE BY CITY TO WILSON LINCOLN-MERCURY, INC., PREMISES LOCATED ON THE EASTERLY ONE-HALF OF BLOCK 40 IN THE CITY OF MODESTO (8TH STREET CORPORATION YARD) EFFECTIVE SEPTEMBER 22, 1969

WHEREAS, on January 22, 1968, the City of Modesto entered into an agreement with Wilson Lincoln-Mercury, Inc., to lease to Wilson Lincoln-Mercury, Inc., the premises located on the easterly one-half of Block 40 in the City of Modesto situated in the County of Stanislaus, State of California (known as the 8th Street Corporation Yard), and

WHEREAS, Mr. Wilson, a representative of Wilson Lincoln-Mercury, Inc., is no longer in need of the property and has submitted his notice to terminate the lease, and

WHEREAS, the Director of Finance in a memorandum dated September 18, 1969, to the City Manager, Subject: "Rental of the Old Corporation Yard," has recommended that the lease be terminated inasmuch as another firm is interested in renting the property from the City effective September 23, 1969.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease agreement between the City of Modesto and Wilson Lincoln-Mercury, Inc., dated January 22, 1968, for lease by City to Wilson Lincoln-Mercury, Inc., of premises located on the easterly one-half of Block 40 in the City of Modesto situated in the County of Stanislaus, State of California (known as the 8th Street Corporation Yard) be, and it is hereby cancelled effective September 22, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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. 69-910
LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND DEET EICHEL, INC., FOR LEASE BY CITY TO DEET EICHEL, INC., PREMISES LOCATED ON THE EASTERLY ONE-HALF OF BLOCK 40 IN THE CITY OF MODESTO (8TH STREET CORPORATION YARD) FOR A TERM OF FIVE YEARS COMMENCING SEPTEMBER 23, 1969

BE IT HEREBY RESOLVED by the Council of the City of Modesto lease effective September 23, 1969, for a term of five years that the/agreement/between the City of Modesto and Deet Eichel, Inc., for lease by City to Deet Eichel, Inc., premises located on the

~~for~~ easterly one-half of Block 40 in the City of Modesto situated in the County of Stanislaus, State of California, and more particularly shown on the map attached to the lease agreement marked "Exhibit A" and made a part of the lease agreement (8th Street Corporation Yard) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September , 1969 , 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. 69-911

A RESOLUTION DECLARING THAT PROCEEDINGS ARE HEREBY INITIATED BY THE COUNCIL OF THE CITY OF MODESTO TO ANNEX TO SAID CITY CERTAIN UNINHABITED, NONCONTIGUOUS, CITY-OWNED PROPERTY DESCRIBED HEREIN AND DESIGNATED AS JENNINGS ADDITION, AND AUTHORIZING THE CITY MANAGER TO SIGN AND FILE ALL PETITIONS AND OTHER DOCUMENTS NECESSARY FOR SAID ANNEXATION.

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

1. That, pursuant to Section 35203 of the Government Code, proceedings are hereby initiated by the Council of the City of Modesto to annex to the City of Modesto all that uninhabited, noncontiguous, city-owned property situate in the County of Stanislaus, State of California, hereby designated as the JENNINGS ADDITION, which is more particularly described as attached hereto and made a part hereof as though set forth in full herein.

2. That the said Council of the City of Modesto desires to annex said uninhabited, noncontiguous, city-owned property to the City of Modesto because it is owned by the City of Modesto and is used for a municipal purpose, to wit, an oxidation ponding system.

3. That the City Manager is hereby authorized to sign and file on behalf of the City of Modesto all petitions and other documents necessary to have said hereinafter described property annexed 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 22nd day of September, 1969, 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

(SEAL)

ATTEST:

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

APPROVED AS TO FORM:

Elwyn L. Johnson
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

W. C. Hayward
Public Works Department

R. Hill
9-19-69

JENNINGS ADDITION

All that real property in the State of California, County of Stanislaus, being portions of Sections 3, 4, 9 and 10, Township 5 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Parcel No. 1

Beginning at a point on the North line of Section 3, which is also the North-eastern corner of that land conveyed to the City of Modesto by Deed recorded December 13, 1968 as Instrument No. 39046 in Volume 2251 of Official Records at page 583, Stanislaus County Records, said point being South $89^{\circ} 34' 35''$ East, 1720.00 feet from the North west corner of Section 3, having grid coordinates $X=1,832,240.84$, $Y=378,073.00$ of Zone 3 of the California State Plane Coordinate System; thence along the Northeasterly boundary of said City property South $27^{\circ} 08' 03''$ East, 563.98 feet; thence leaving the Northeasterly boundary of City property and along a line parallel with and 500.00 feet Southerly at right angles from the North line of Section 3, North $89^{\circ} 34' 35''$ West, 1426.98 feet; thence North $0^{\circ} 25' 25''$ East, 150.00 feet; thence along a line parallel with and 350.00 feet Southerly at right angles from the North line of Section 3, South $89^{\circ} 34' 35''$ East, 550.00 feet; thence North $0^{\circ} 25' 25''$ East, 350.00 feet to a point on the North line of Section 3, thence along said North line South $89^{\circ} 34' 35''$ East, 616.06 feet to the point of beginning, containing 10.463 Acres more or less.

Parcel No. 2

Beginning at a point on the Southerly line of that land conveyed to the City of Modesto by Deed recorded December 13, 1968, as Instrument No. 39046, in Volume 2251 of Official Records at page 583, Stanislaus County Records, said point being 150.00 feet Southerly at right angles and 1079.87 feet from the Northwest corner of the Northeast quarter of the Northeast quarter of Section 10, said point having grid coordinates $X=833,368.24$, $Y=372,632.99$, of Zone 3 of the California State Plane Coordinate System; thence along the Southerly line of said City property North $89^{\circ} 41' 17''$ West, 5980.00 feet; thence North $0^{\circ} 18' 43''$ East, 300.00 feet; thence along a line parallel with and 300.00 feet Northerly at right angles from the Southerly line of said City property, South $89^{\circ} 41' 17''$ East, 1151.30 feet; thence North $0^{\circ} 18' 43''$ East, 200.00 feet; thence along a line parallel with and 500.00 feet Northerly at right angles from the Southerly line of said City property, South $89^{\circ} 41' 17''$ East, 1008.53 feet; thence North $23^{\circ} 00' 00''$ West, 167.25 feet; thence North $67^{\circ} 00' 00''$ East, 369.96 feet; thence along a line parallel with and 800.00 feet Northerly at right angles from the Southerly line of said City property, South $89^{\circ} 41' 17''$ East, 3546.60 feet; thence South $0^{\circ} 18' 43''$ West, 800.00 feet to the point of beginning, containing 89.433 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-912

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$4,000 TO PROVIDE FUNDS FOR PLACING OF ROTARY SCREENS AT THE WATER QUALITY CONTROL PLANT IN OPERATION

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)	\$4,000
TO: M/R Equipment, Other P.W. - Water Quality Control (223-53)	\$4,000

(To provide funds for placing of rotary screens at the Water Quality Control Plant in operation, as recommended by the Director of Public Works in a memorandum dated September 17, 1969.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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. 69-913

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$400 TO COVER COSTS OF TELEPHONE SWITCHBOARD LINE EXPANSION

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)	\$400.00
TO: Communications - City Hall (204-19)	\$400.00

(For expansion of telephone switchboard line at City Hall, as recommended in a memorandum dated September 18, 1969 to the City Manager by the Purchasing Officer.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of September, 1969, 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. 69-914

A RESOLUTION APPROVING APPROPRIATION OF \$1,100.00
FROM THE UNAPPROPRIATED FUND BALANCE OF THE AIRPORT
FUND, TO ACCOUNT NO. 60, AIRPORT FUND.

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

From:

Unappropriated Fund Balance (Account No. 95),
Airport Fund (No. 230) \$1,100.00

Appropriation to:

General Reserve (Account No. 60)
Airport Fund (No. 230) \$1,100.00

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 22nd
day of September, 1969, by Councilman Robinson, 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, 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. 69-915

A RESOLUTION APPOINTING MEMBER OF THE CITIZENS COMMUNITY CENTER
COMMITTEE - Robert H. Stuart

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that Robert H. Stuart be, and hereby is appointed as a member of
the Citizens Community Center Committee.

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
September, 1969, 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. 69-916

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF V. A. JOHNSON, C/O SKYPOWER GAS, INC., 1801 McHENRY, MODESTO, FOR AN ENCROACHMENT PERMIT TO INSTALL A FLAGPOLE IN THE SETBACK AREA AT BRIGGSMORE SQUARE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 13, 1969 , 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 request of V. A. Johnson, c/o Skypower Gas, Inc., 1801 McHenry, Modesto, for an encroachment permit to install a flagpole in the setback area at Briggsmore Square (on the northwest corner of Briggsmore and McHenry).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 19 69, 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:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-917

A RESOLUTION APPROVING REQUEST OF DOWNTOWN IMPROVEMENT DISTRICT
FOR THE SELLING OF MERCHANDISE ON SIDEWALKS

WHEREAS, the Downtown Improvement District has requested permission for the use of downtown sidewalks for the selling of merchandise on Thursday, Friday and Saturday, October 9, 10, and 11, 1969 for "Downtown's Annual Old Fashion Sidewalk Sale Days," and

WHEREAS, it is planned that the selling of merchandise on the sidewalk areas will continue for the period of present store hours.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Downtown Improvement District for the selling of merchandise on sidewalks on Thursday, Friday and Saturday, October 9, 10 and 11, 1969 is hereby approved.

BE IT FURTHER RESOLVED that the sale of merchandise is permitted to continue on the designated days for the period of each store's present store hours.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 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
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-918

A RESOLUTION SETTING TIME AND PLACE FOR HEARING THE APPEAL OF JACK FORCADE FROM DECISION OF PLANNING COMMISSION DENYING APPLICATION FOR P-P-D ZONING AT SOUTHWEST CORNER OF SUTTER AND ROBERTSON

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 27, 1969, 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 Jack Forcade from decision of Planning Commission denying application for P-P-D zoning at southwest corner of Sutter and Robertson, said property described on attached Exhibit "A"

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 19 69, 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, CITY CLERK

R-A, (County) to Pre-planned Development (City)

All that portion of the southeast quarter of the southeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base Meridian described as follows:

Beginning at the northeast corner of the southeast quarter of the southeast quarter of said Section 6, said point of beginning being the centerline intersection of Robertson Road and Sutter Avenue; thence North 89° 30' West along said centerline of Robertson Road a distance of 1101.83 feet to the intersection with the northerly projection of the east line of Parcel B, as shown on that certain map filed in Book 2 of Parcel Maps at Page 12, Stanislaus County Records; thence South 0° 10' West along said northerly projection of the east line of Parcel B and the east line thereof a distance of 260.00 feet to the southeast corner thereof; thence North 89° 30' West along the south line of said Parcel B and its westerly prolongation thereof a distance of 214.61 feet to the centerline of Hays Street; thence South 0° 10' West along said centerline of Hays Street a distance of 1050.29 feet to the intersection with the westerly prolongation of the southerly line of the parcel conveyed to Jack R. Forcade, et ux, by deed recorded in Volume 1511, Official Records, at Page 302, Stanislaus County Records; thence along said southerly line of the Forcade parcel the following four (4) courses and distances; 1) North 82° 00' East 610.27 feet, 2) North 240.90 feet, 3) South 89° 30' East 330.00 feet, and 4) North 27° 00' East 894.43 feet to the centerline of Sutter Avenue; thence North 1° 10' East along said centerline of Sutter Avenue a distance of 180.05 feet to the point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-919

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST FOR TWO-INCH ENCROACHMENT PERMIT FOR PROPOSED KAUFFMAN'S STORE BUILDING ON TENTH STREET (LOCATED ON LOTS 4 AND 5, BLOCK 56) (Informal Hearing)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 13, 1969 , 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 request for two-inch encroachment permit for proposed Kauffman's Store Building on Tenth Street (located on Lots 4 and 5, Block 56). (Informal hearing)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-920

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF RUE DE YOE SEWER

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

SECTION 1. The plans and specifications for construction of Rue De Yoe 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 21, 1969 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 6th day of October, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-921

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF MELLIS PARK FIELD LIGHTING

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

SECTION 1. The plans and specifications for the construction of Mellis Park Field Lighting,

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


SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 21, 1969 at 10:25 A.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council 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 October, 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-922

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR CONSTRUCTION OF A PARKING LOT ON THE EAST SIDE OF NINTH STREET BETWEEN J AND K STREETS

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

SECTION 1. The plans and specifications for construction of a parking lot on the east side of Ninth Street between J and K Streets, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on October 29, 1969 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 6th day of October, 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-923

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF GENERAL AVIATION APRON EXPANSION AND TAXIWAY OVERLAY, 4000-FOOT RUNWAY, MODESTO CITY-COUNTY AIRPORT

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

SECTION 1. The plans and specifications for the construction of general aviation apron expansion and taxiway overlay, 4000-foot 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 October 21, 1969, 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 6th day of October, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-924

A RESOLUTION APPROVING APPROPRIATION TRANSFER TO PROVIDE FUNDS FOR CAPITAL IMPROVEMENTS AT THE MODESTO CITY-COUNTY AIRPORT (\$22,140)

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

AIRPORT FUND (230)

FROM: General Reserve - Airport (60-46)	\$22,140
TO: Airport - Taxiway Overlay (6529-46)	\$12,240
Airport - Aircraft Apron Expansion (6532-46)	\$ 9,900

To provide funds for capital improvements at the City-County Airport. State subvention is to be provided as follows:

Taxiway -	\$5,422
Apron -	<u>\$4,800</u>
TOTAL	\$10,222


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 92⁵

A RESOLUTION TRANSFERRING \$11, 918. 00 FROM THE SPECIAL FUND FOR CAPITAL OUTLAY (FUND NO. 321) OF THE CITY OF MODESTO TO THE AIRPORT FUND (FUND NO. 230).

WHEREAS, the sum of \$11, 918. 00 is available in the General Reserve of the Special Fund for Capital Outlay (Fund No. 321), and

WHEREAS, the Council desires to transfer said sum to the Appropriated Reserve of the Airport Fund (Fund No. 230) to be available for capital improvements,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of \$11, 918. 00 be and is hereby transferred from the Special Fund for Capital Outlay to the Airport Fund (Fund No. 230).

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 6th day of October, 1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69- 926

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 the
State of California has agreed to make \$10,222.00 available to the City of
Modesto for certain capital improvements.

BE IT FURTHER RESOLVED that the above revenue is appropriated
in the General Reserve (Account No. 60) of the Airport Fund (No. 230) to be
available for capital improvements.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 6th day of October,
1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-927

A RESOLUTION APPROVING APPROPRIATION OF \$14,000.00 FROM THE FUND BALANCE OF THE SPECIAL FUND FOR CAPITAL OUTLAY TO ACCOUNT NO. 60, SPECIAL FUND FOR CAPITAL OUTLAY.

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

From:

Fund Balance (Account No. 95), Special Fund for Capital Outlay (No. 321) \$14,000.00

Appropriation to:

General Reserve (Account No. 60)
Special Fund for Capital Outlay (No. 321) \$14,000.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-928

A RESOLUTION REJECTING BIDS OPENED SEPTEMBER 16, 1969 AND AUTHORIZING NEW CALL FOR BIDS FOR THE CONSTRUCTION OF THE EICHER AVENUE SUBTRUNK SEWER

WHEREAS, the Council of the City of Modesto on August 25, 1969 approved plans and specifications and authorized a call for bids for construction of the Eicher Avenue subtrunk sewer, with bids to be opened on September 16, 1969 at 10:00 A.M.; and

WHEREAS, only one bid was received from W. M. Lyles Co., 305% above the Engineer's Estimate; and

WHEREAS, the Director of Public Works has indicated that the Engineer's Estimate did not properly reflect the existing sandy conditions in the area; and

WHEREAS, the Director of Public Works has recommended that the City Council reject the proposal of W. M. Lyles Co. and that the bids be readvertised for opening on October 21, 1969 at 10:10 A.M.

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

- (1) The bid of W. M. Lyles Co. for the construction of the Eicher Avenue Subtrunk Sewer is hereby rejected;
- (2) The plans and specifications for the construction of the Eicher Avenue subtrunk sewer are hereby accepted and approved;
- (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 October 21, 1969 at 10:10 A.M.;
- (4) The City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law;
- (5) 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 October, 1969,

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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-929

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN ROSE TERRACE
NO. 2 FROM CONTRACTOR, VALLEY CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Rose Terrace
No. 2
has been completed by Valley Construction Co.

in accordance with the contract agreement dated August 4, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines
in Rose Terrace No. 2
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 \$4,045.50
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 October,
1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-930

A RESOLUTION ACCEPTING THE CONSTRUCTION OF INSTALLATION OF IMPROVEMENTS
AT SENIOR CITIZENS CENTER FROM CONTRACTOR, BIBENS NURSERY COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of installation of improvements
at Senior Citizens Center
has been completed by Bibens Nursery Company

in accordance with the contract agreement dated June 23, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of installation
of improvements at Senior Citizens Center
be accepted from said contractor, Bibens Nursery Company,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$10,993.40
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 6th day of October,
1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-931

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SITE PREPARATION, GRADING AND DRAINAGE AT SHERWOOD PARK BY CONTRACTOR, B. G. CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of site preparation, grading and
drainage at Sherwood Park
has been completed by B. G. Construction Company

in accordance with the contract agreement dated June 23, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of site
preparation, grading and drainage at Sherwood Park
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 \$12,516.00
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 October,
1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-932

A RESOLUTION ACCEPTING THE BID OF VALLEY CONSTRUCTION COMPANY FOR
INSTALLATION OF WATER LINES IN HAGSTROM PARK NO. 1 SUBDIVISION

WHEREAS, Resolution No. 69-865 , adopted by the Council of the
City of Modesto on September 15, 1969 approved the plans and
specifications for the installation of water lines in Hagstrom Park No. 1
Subdivision
and authorized the calling for bids, and

WHEREAS, the bids received for the installation of water lines
in Hagstrom Park No. 1 Subdivision
were opened at 10:00 A.M. September 30, 1969 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 ~~\$11,137~~^{\$3,204.60}

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Valley Construction Company in the amount of
~~\$11,137~~ \$3,204.60
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 October,
1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-933

A RESOLUTION ACCEPTING THE BID OF JOHN BIRGES FOR INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AND LANDSCAPING AT SHERWOOD PARK

WHEREAS, Resolution No. 69-844, adopted by the Council of the City of Modesto on September 23, 1969 approved the plans and specifications for the installation of automatic sprinkler system and landscaping at Sherwood Park and authorized the calling for bids, and

WHEREAS, the bids received for the installation of automatic sprinkler system and landscaping at Sherwood Park were opened at 10:10 A.M. on September 23, 1969 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 John Birges in the amount of \$20,800

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of John Birges in the amount of \$20,800

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October 1969, 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. 69-934

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000 TO COMPLETE
FIRST STAGE DEVELOPMENT OF SHERWOOD PARK

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 (321)

FROM:	General Reserve (60)	\$10,000
TO:	Sherwood Park Stage I & IB (6301-31)	\$10,000

(This appropriation transfer provides funds necessary
to complete the first stage development of this project)


The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 6th day of October, 1969
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. 69-935

A RESOLUTION ACCEPTING THE BID OF ALBERT M. BIEHL FOR THE INSTALLATION OF AUTOMATIC SPRINKLER SYSTEM AND LANDSCAPING AT DAVIS PARK

WHEREAS, Resolution No. 69-843 , adopted by the Council of the City of Modesto on September 8, 1969 approved the plans and specifications for the installation of automatic sprinkler system and landscaping at Davis Community Park and authorized the calling for bids, and

WHEREAS, the bids received for the installation of automatic sprinkler system and landscaping at Davis Park were opened at 10:00 A.M. September 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 Albert M. Biehl for the installation of automatic sprinkler system and landscaping at davis Park in the amount of \$17,137 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Albert M. Biehl in the amount of \$17,137

be accepted and the execution of a contract for the completion of the project by the City's 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 October 1969 , 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. 69-936

A RESOLUTION TRANSFERRING \$14,000.00 FROM THE GENERAL FUND (FUND NO. 101) OF THE CITY OF MODESTO TO THE SPECIAL FUND FOR CAPITAL OUTLAY (FUND NO. 321).

WHEREAS, the sum of \$14,000.00 is available in the 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 Special Fund for Capital Outlay (Fund No. 321) to be utilized for Davis Park Development Stage II (Account No. 6315-31-321),

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the sum of \$14,000.00 be and is hereby transferred from the Fund Balance of the General Fund (Fund No. 101) to the Special Fund for Capital Outlay, (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 6th day of October, 1969, 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: Simon, Robinson

ATTEST:


W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By


ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-937

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON LOIS AVENUE AT
1239 ALMA AVENUE, BLOCK 6001, LOTS 23, 24, AND 25 -
Carl E. Ulrich, Jr.)

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 Lois Avenue, Block 6001

_____, and

WHEREAS, the Council, did, on September 15, 1969,
adopt its Resolution No. 68-873, 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 October, 1969, 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. 69-873, 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. 69-873 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California, completion date of said project no later than October 1, 1970.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-938

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ENSLEN AVENUE AND
ON BALDWIN STREET AT 515 BALDWIN STREET, BLOCK 6054,
LOT 11 - Norman J. Schmitz)

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 Enslens Avenue and Baldwin Street, Block 6054
, and

WHEREAS, the Council, did, on September 15, 1969,
adopt its Resolution No. 69-874, 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
6th day of October, 1969, 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. 69-874, 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. 69-874 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California, completion of said project no later than September 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 19 69, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-939

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON ALICE STREET AT
135 OLIVE AVENUE, BLOCK 509, LOTS 35 AND 36 -
Harold D. Larsen)

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 Alice Street, Block 509

_____, 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 Council did by said resolution, set the 6th day of October, 1969, 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. 69-877, 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. 69-877 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 6th day of October, 19 69, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-940

A RESOLUTION ESTABLISHING CONDITIONS FOR PAYMENT
IN INSTALLMENTS OF SEWER CONNECTION CHARGES AND
SUBTRUNK EXTENSION CHARGES FOR SINGLE-FAMILY
RESIDENTIAL DWELLINGS.

WHEREAS, Sections 5-6.05(a) and 5-6.07 of the Modesto Municipal Code provide that this Council may establish conditions under which sewer connection charges and subtrunk sewer extension charges required to be paid by Sections 5-6.04(a) and 5-6.06 of the Modesto Municipal Code respectively, may be paid in installments, and

WHEREAS, periodically this Council receives requests from owners of single-family residential dwellings for permission to pay sewer connection charges and subtrunk sewer extension charges in installments,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby establishes the following conditions under which sewer connection charges and subtrunk extension charges (hereinafter called "charges") for single-family residential dwellings required to be paid by Sections 5-6.04(a) and 5-6.06 of the Modesto Municipal Code respectively, may be paid in installments:

1. A written request must be made by the property owners for the payment of charges in installments. Said request must be made on or before the date on which the charges are payable.
2. A fee of Twelve and no/100ths (\$12.00) Dollars shall be paid at the time the request is made to cover the cost of processing the spreading of the charges and interest, including the cost of recording the notice that the charges and interest have been paid.
3. Charges may be spread up to a maximum of two (2) years.
4. All or part of the charges that are due and payable may be spread.
5. Deferred charges shall bear interest on the unpaid balance at the rate of six (6%) percent per annum.

6. Deferred charges and interest shall be added to the sewer service charges established by Section 5-6.02 of the Modesto Municipal Code in as nearly equal installments as possible and shall be payable in accordance with the provisions of Section 5-6.11 of the Modesto Municipal Code, except that they shall not be entitled to a discount for advance payment.

7. There shall be recorded in the office of the County Recorder of Stanislaus County, a notice of the charges and interest which are spread and the time period over which they are spread.

8. After all charges and interest have been paid in full, a notice of such payment shall be recorded in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-941

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR
PLANNED-DEVELOPMENT ZONE, P-D (64). (LESLIE SHERMAN CASS -
HOUSING FOR THE ELDERLY)

WHEREAS, a verified application for an amendment to Section 30-3-9 of the Zoning Map was filed by Leslie Sherman Cass

on June 12, 1969, to reclassify from One-Family Residential Zone, Residential Zone, R-2, R-1, and Two-Family/ to Planned-Development Zone, P-D, 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, after public hearing held on July 15, 1969, and August 5, 1969, 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 located at the intersection of a major street and a collector street.

2. Major street and collector street intersections are proper locations for medium and high density and residential zoning according to adopted Planning Commission standards.

3. The proposed rezoning will fill a need in the community by providing quality housing facilities for the aged.

WHEREAS, after a public hearing held on August 25, 1969, the Council found and determined that the application of Leslie Sherman Cass

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 25th day of August, 1969, 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 (64),

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 (64), is hereby approved in accordance with the plan titled "Site Plan, 102 Units - Housing for the Elderly"

dated August 5, 1969, 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: 1. That all development be in accordance with the plan titled "Site Plan, 102 Units - Housing for the Elderly", dated August 5, 1969, 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 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.

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 one fire hydrant shall be installed as indicated on the plot plan as part of the construction of the Planned Development in

accordance with the requirements of the Fire Marshal. The automatic fire extinguishing system shall meet the requirements of the National Fire Protection Association Pamphlet # 13. The sprinkler plans shall be submitted to the Fire Department for approval prior to installation.

6. 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.

7. 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.

8. That Maze Boulevard shall be dedicated and 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.

9. That any sign to be erected as part of this Planned Development Zone shall be governed by that part of the Zoning Ordinance pertaining to the multiple-family residential (R-3) zone.

10. That all required public improvements be installed or a cash deposit, savings and loan certificate, surety bond or other instrument of credit in an amount to be determined by the City Engineer to guarantee installation of said public improvements by January 1, 1970, shall be filed with the City Clerk prior to the issuance of a building permit.

11. That this development shall be designed specifically for occupancy by the elderly and built under the provisions of Section 236 of the Housing and Urban Development Act of 1968.

12. That prior to the issuance of a building permit, the developer shall submit a lighting plan for approval by the Planning Commission. This plan shall show type and location of lights in the parking area and on the premises outside the buildings. Installation shall be done in accordance with the approved plan.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D (64):

The entire construction be accomplished in one phase, construction to begin on or before January 1, 1970 and be completed by April 1, 1971.

Failure of applicant to comply with any of the conditions set forth within the time prescribed will constitute grounds for denial of a building permit to develop or construct any improvements for the use of the subject property.

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 (64) becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of OCTOBER, 1969, 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 Philip W. Jones
Planning Department

Reso 69-942
Exhibit A – Map

Oversized map folded and bound within Resolution Book, Volume 50.
Unable to remove safely for scanning.

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. 44.

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 Southeast corner of the intersection of El Vista Avenue and Ada Street.

(2) The intersection of the Eastern line of El Vista Avenue and the center line of Modesto Irrigation District Lateral No. 2.

(3) The intersection of the Western line of Colfax Avenue and the center line of Modesto Irrigation District No. 2.

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. 44, 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 October, 1969, 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. C. Besford
Public Works Department

R. Hill
10-6-69

All that real property in the State of California, County of Stanislaus, being a portion of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the El Vista School Addition (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records, said point being the intersection of the center line of a 60.00 foot public road known as Colfax Avenue and the center line of Modesto Irrigation District Lateral Number 2 which is also the East-West quarter line of Section 26; thence along the existing City Limits on the boundary of said Addition (232), North $89^{\circ} 58'$ West, 656.95 feet, to a point on the section line common to Sections 26 and 27, said line being the center line of a public road known as El Vista Avenue; thence along said line, North $00^{\circ} 36'$ West, 37.50 feet to the Southeastern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point being the intersection of the Northern line of Lateral Number 2 and the center line of El Vista Avenue; thence along the existing City Limits on said section line, North $00^{\circ} 36'$ West, 592.38 feet, to the center line of Ada Street in the PALO VERDE TRACT as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records; thence leaving the existing City Limits and along said center line, South $89^{\circ} 58'$ East, 183.50 feet, to the Northerly extension of the Eastern line of the alley in Block 2256 of PALO VERDE TRACT; thence along said extension and Eastern line of said alley, South $00^{\circ} 36'$ East, 592.38 feet, to the Northern line of Lateral Number 2; thence along said Northern line, South $89^{\circ} 58'$ East, 470.50 feet to the center line of Colfax Avenue as per map of Palo Verde Tract; thence South $05^{\circ} 48'$ East, 37.65 feet, to the point of beginning, containing 3.060 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 6, 1969, 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, Mitchell, Newton, Simon, Smith,
Mayor Davies

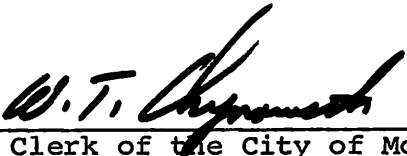
NOES: Councilmen: None

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: October 7, 1969



City Clerk of the City of Modesto,
California

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-943

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 111 ROSINA AVENUE, PORTIONS OF LOTS 8 AND 9, BLOCK 2125 (\$147.50 - Chester C. Spearing)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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 curb and gutter at 111 Rosina Avenue, Portions of Lots 8 and 9, Block 2125 (\$147.50 - Chester C. Spearing).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-944

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK AND CURB ON L STREET AT 1201 7TH STREET, LOTS 15 AND 16, BLOCK 37 (\$531.75 - Robert Williams)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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 and curb on L Street at 1201 7th Street, Lots 15 and 16, Block 37 (\$531.75 - Robert Williams).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-945

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER ON PARRY AVENUE AT 2048 MILLER AVENUE, LOT 1, BLOCK 2224 (\$254.75 - Mrs. Ernest Bewley)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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 curb and gutter on Parry Avenue at 2048 Miller Avenue, Lot 1, Block 2224 (\$254.75 - Mrs. Ernest Bewley).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-946

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER ON PARRY AVENUE AT 2049 MILLER AVENUE, LOT 24, BLOCK 2225 (\$338.87 - Delbert Hammons)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969, 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 curb and gutter on Parry Avenue at 2049 Miller Avenue, Lot 24, Block 2225 (\$338.87 - Delbert Hammons).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1969, 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 CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-947


A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 138 MERCED AVENUE, LOTS 28 AND 29, BLOCK 311 (\$197.81 - John McClain)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969, 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 curb and gutter at 138 Merced Avenue, Lots 28 and 29, Block 311 (\$197.81 - John McClain).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-948

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 142 MERCED AVENUE, LOTS 26 AND 27, BLOCK 311 (\$169.00 - Ordill E. Tackett)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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 curb and gutter at 142 Merced Avenue, Lots 26 and 27, Block 311 (169.00 - Ordill E. Tackett).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-949

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF SIDEWALK, CURB AND GUTTER ON STODDARD AVENUE AT 318 MAGNOLIA AVENUE, LOTS 1 AND 2, BLOCK 547 (\$882.69 - Mrs. Joie Maze Bunker)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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, curb and gutter on Stoddard Avenue at 318 Magnolia Avenue, Lots 1 and 2, Block 547 (\$882.69 - Mrs. Joie Maze Bunker).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-950

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 209 MERCED AVENUE, LOTS 5 AND 6, BLOCK 309 (\$200.34 - Joe Mineni, Jr. and Robert Brennan)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969, 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 curb and gutter at 209 Merced Avenue, Lots 5 and 6, Block 309 (\$200.34 - Joe Mineni, Jr. and Robert Brennan).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-951

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 714 3rd STREET, LOTS 23 AND 24, BLOCK 10 (\$224.90 - Archie N. Bennett and James J. Lommel)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969, 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 curb and gutter at 714 3rd Street, Lots 23 and 24, Block 10 (\$224.90 - Archie N. Bennett and James J. Lommel).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-952

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 201 MADERA AVENUE, LOTS 1 AND 2, BLOCK 312 - \$147.50 - Ted L. Brown)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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 curb and gutter at 201 Madera Avenue, Lots 1 and 2, Block 312 - (\$147.50 - Ted L. Brown).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 , 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-953

A RESOLUTION SETTING TIME AND PLACE FOR HEARING COST OF INSTALLATION OF CURB AND GUTTER AT 135 E. GRANGER AVE., A PORTION OF BLOCK 1237 - (\$267.05 - Mrs. Reba H. Sargent)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 20, 1969 , 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 curb and gutter at 135 E. Granger Ave., a portion of Block 1237 -(\$267.05 - Mrs. Reba H. Sargent).


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 , 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 CITY CLERK

A RESOLUTION APPROVING TEMPORARY BARRIER ACROSS STEMBRIDGE COURT
IN TULLY MANOR NO. 4 SUBDIVISION

WHEREAS, Mr. R. V. Stone, representing TULLY MANOR ENTERPRISES, has requested permission to construct a temporary barrier across Stembridge Court in Tully Manor No. 4 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated September 22, 1969 has recommended that permission be granted Tully Manor Enterprises to construct said temporary barrier, subject to certain conditions.

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

1. Tully Manor Enterprises is hereby granted permission to construct a temporary barrier across Stembridge Court in Tully Manor No. 4 Subdivision subject to the following conditions:

(a) Tully Manor Enterprises agrees to repair any damage to the Public right of way improvements resulting from the temporary barrier construction;

(b) Tully Manor Enterprises agrees to remove the temporary barrier at the end of a two-year period;

(c) Tully Manor Enterprises agrees to post a cash bond or letter of credit with the City of Modesto in the amount of \$250 to guarantee compliance with Items (a) and (b) above;

(d) The lots and the model homes remain in the ownership of Tully Manor Enterprises and the model homes remain unoccupied;

(e) Tully Manor Enterprises shall comply with Section 7-1.109 of the Modesto Municipal Code which provides in general that

(1) Permittee, his successors and assigns, during the term of the permit shall indemnify and save the City and its officers, employees and agents free and harmless from any and all damages, costs and charges of any kind or character arising out of, relating to or in any way connected with the exercise of the rights granted by the permit.

(2) Permittee shall provide and keep in force during

the life of the permit a policy of public liability and property damage insurance as required by Section 7-1.109 of the Modesto Municipal Code.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 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
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-955

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS THE SYLVAN-COFFEE 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 Planning Commission of the City of Modesto has reviewed said annexation and on August 19, 1969, did make a report and recommendation to said Legislative Body, approving the annexation of said territory to said municipal corporation, and

WHEREAS, the Stanislaus County Local Agency Formation Commission did on June 20, 1969, 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-Coffee 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 Sylvan-Coffee 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.

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 October, 1969, 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 P. C. Rose
Public Works Department

SYLVAN-COFFEE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a point on the Northern line of the SYLVAN-COFFEE NO. 1 ADDITION (241), as per description filed October 9, 1969 as Instrument 33952, Stanislaus County Records, said point being the Southwest corner of the Northwest quarter of the Northwest quarter of Section 10 and the center line of 40 foot Coffee Road; thence along the West line of Section 10 and the center line of Coffee Road, North $0^{\circ} 48'$ West, 1317.60 feet to the section corner common to Sections 3, 4, 9 and 10; thence along the North line of Section 10, North $89^{\circ} 21'$ East, 2616.44 feet to the North quarter corner of Section 10; thence along the North line of Section 10, North $89^{\circ} 21' 30''$ East, 653.92 feet; thence South $0^{\circ} 53' 30''$ East, 2640.32 feet to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, South $89^{\circ} 26' 27''$ West, 653.92 feet to the interior quarter corner of Section 10; thence continuing along the South line of the North half of Section 10 and the center line of Sylvan Avenue, South $89^{\circ} 26' 27''$ West, 1364.48 feet; thence North $0^{\circ} 52' 20''$ West, 145.31 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence along a tangent line, North $48^{\circ} 29' 26''$ West, 97.49 feet; thence North $41^{\circ} 30' 34''$ East, 130.80 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence along a tangent line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter, North $0^{\circ} 52' 20''$ West, 657.72 feet to a point on the South line of the Northwest quarter of the Northwest quarter; thence along said line, South $89^{\circ} 23' 59''$ West, 1254.55 feet to the point of beginning, containing 160.792 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-956

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$2,075 FOR REPAIRS
TO DAMAGED CHAIN LINK FENCE AT WATER QUALITY CONTROL PLANT

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

<u>GENERAL FUND</u>		(101)
FROM:	General Reserve (60)	\$2,075
TO:	M/R Equip., other (223-53-101)	\$2,075

(to repair flood-damaged chain link fence 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 6th day of October, 1969
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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-957

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,500 FOR COST OF EDUCATIONAL MATERIALS FOR CITY PERSONNEL UNDER PROVISIONS OF P.A.O. REGARDING TRAINING COSTS

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) \$1,500

TO: Books & Periodicals (302-17-101) \$1,500

(cost of education materials under provisions of P.A.O. - training costs)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-958

A RESOLUTION APPOINTING MEMBER OF THE COMMITTEE TO STUDY CRIME
(Jerry McHale) FOR A TERM TO EXPIRE APRIL 30, 1971

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:

The following person is hereby appointed to the Committee to
Study Crime for the respective term as indicated:

Jerry McHale for a term to expire April 30, 1971

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 6th day of
October, 1969, 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. 69-959

A RESOLUTION APPOINTING MEMBERS TO THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY (Tom Eckle, Mrs. D. Loren Scanlon, Steve Sprunger) - TERMS TO EXPIRE ON OCTOBER 31, 1970

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:

The following persons are hereby appointed to the Mayor's Council on Youth Opportunity for the respective terms as indicated:

Tom Eckle for a term to expire October 31, 1970

Mrs. D. Loren Scanlon for a term to expire October 31, 1970

Steve Sprunger for a term to expire October 31, 1970

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of October, 1969, 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. 69-960

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN GREENBRIER NO. 3
AND ROSE AVENUE FROM CONTRACTOR, INDUSTRIAL ELECTRICAL COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Greenbrier No. 3
and Rose Avenue
has been completed by Industrial Electrical Company

in accordance with the contract agreement dated August 4, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines
in Greenbrier No. 3 and Rose Avenue
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 \$8,210.58
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 13th day of October,
1969, 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. 69-961

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRASK-MILLER-HADDON SUBTRUNK
SEWER FROM CONTRACTOR, I. & B. PAYNE

WHEREAS, a report has been filed by the Director of Public Works
that the construction of Trask-Miller-Haddon Subtrunk
Sewer
has been completed by I. & B. Payne, contractor,

in accordance with the contract agreement dated June 16, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of
Trask-Miller-Haddon Subtrunk Sewer
be accepted from said contractor, I. & B. Payne,

that Notice of Completion be filed with the Recorder of Stanislaus
County and that payment of amounts due in the amount of \$53,406.23
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 13th day of October,
1969, 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. 69-962

A RESOLUTION ACCEPTING THE CONSTRUCTION OF PARKING IMPROVEMENTS AT UNITED TERMINAL (MODESTO CITY-COUNTY AIRPORT) FROM CONTRACTOR, STANDARD MATERIALS COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of Parking Improvements at United Terminal (Modesto City-County Airport) has been completed by Standard Materials Company, contractor, in accordance with the contract agreement dated September 2, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Parking Improvements at United Terminal (Modesto City-County Airport) be accepted from said contractor, 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 \$9,973.88 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1969, 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 GRANTING AN ENCROACHMENT PERMIT TO OWNERS OF
STRUCTURE LOCATED AT 947 TENTH STREET AND APPROVING INSTAL-
LATION OF EXPOSED AGGREGATE SIDEWALK IN FRONT OF BUILDING

WHEREAS, Roy E. Fredricksen, Civil Engineer, as repre-
sentative of property owner of structure located at 947 Tenth
Street, Modesto, California, has requested permission to place
a brick facing on said structure which will project two inches
into the public right of way; and

WHEREAS, Mr. Fredricksen has also requested permission
to install an exposed aggregate sidewalk in front of the
building; and

WHEREAS, the Director of Public Works in a memorandum
dated October 9, 1969 has recommended approval of the request
for both the brick facing and the exposed aggregate sidewalk
on the basis that an encroachment of two inches into the public
right of way will not affect the public's use of the sidewalk
area; and that in April 1969 the Council approved installation
of an exposed aggregate sidewalk along the street frontage of
the Bartoni Arcade, which is in the same block on Tenth Street.

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

1. An encroachment permit, revocable upon thirty (30) days
written notice by the City of Modesto, is hereby granted to
said applicant to encroach two inches into the public right
of way on the structure located at 947 Tenth Street, subject
to conditions contained in this resolution.
2. Said revocable encroachment permit is granted subject to
each of the conditions herein set forth, which conditions per-
mittee agrees, by acceptance of this permit, to faithfully
perform as follows:

(a) Permittee, his successors and assigns, during the
term of the permit, shall indemnify and save the City of
Modesto and its officers, employees and agents free and harm-
less from any and all damages, costs and charges of any kind
or character arising out of, relating to, or in any way

connected with the exercise of the rights granted by the permit.

(b) Permittee shall provide and keep in force during the life of the permit a policy of public liability and property damage insurance as required by Section 7-1.109 of the Modesto Municipal Code.

(c) Approval of the exposed aggregate sidewalk is granted on the basis that the sidewalk may be removed if required as part of the Mall construction.

3. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty days from and after the adoption of this resolution within which to file written acceptance of this permit 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 13th day of October, 1969 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. 69- 964

A RESOLUTION AMENDING RESOLUTION NO. 69-582
ENTITLED "A RESOLUTION APPROVING THE APPLICATION
FOR STATE BOND PARK FUNDS".

WHEREAS, on the 23rd day of June, 1969, the City Council of the
City of Modesto adopted Resolution No. 69-582 entitled "A Resolution Approving
the Application for State Bond Park Funds", and

WHEREAS, said resolution recited the fact that the City of Modesto
would be using the State Bond Park Funds for the specific purpose of purchasing
five (5) parcels of land recently appraised within the boundaries of the proposed
Tuolumne River Regional Park," and

WHEREAS, said resolution was in error in that said State Bond Park
Funds will be used for the purpose of purchasing six (6) parcels of land within
the boundaries of the proposed Tuolumne River Regional Park.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City
of Modesto that Paragraph No. 2 of said Resolution No. 69-582 adopted on the
23rd day of June, 1969, be, and it is hereby amended to read as follows:

"2. Application for State Bond Park Funds in the amount of
\$50,150 allocated to the City of Modesto by the County of
Stanislaus for the specific purpose of purchase of six (6) parcels
of land recently appraised within the boundaries of the proposed
Tuolumne River Regional Park is hereby approved;"

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 13th day of October, 1969,
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)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-965
AMENDMENT TO LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND VETERANS ADMINISTRATION DATED JULY 11, 1969 (TO INCLUDE THE FURNISHING OF CATS TO FURTHER THE RESEARCH PROGRAM)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to the letter
that the/agreement between the City of Modesto and Veterans Administration
dated July 11, 1969, to include furnishing of cats by the City of Modesto
~~xxx~~ to the Veterans Administration to further the research program,
subject to provision that owners be permitted to prevent their cats from
being sold,
be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement
by the designated 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 , 19 69, 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
NOES: Councilmen: Mayor Davies
ABSENT: Councilmen: None

ATTEST: _____

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

A RESOLUTION AUTHORIZING THE ATTORNEY GENERAL OF THE STATE OF CALIFORNIA TO TAKE ACTION IN BEHALF OF THE CITY OF MODESTO IN AN ANTI-TRUST ACTION AGAINST CERTAIN AUTOMOBILE MANUFACTURERS FOR CONSPIRING TO RETARD INTRODUCTION OF SMOG CONTROL DEVICES IN THE STATE OF CALIFORNIA

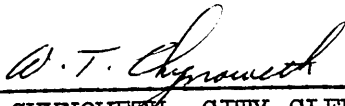
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Attorney General of California, or any of his authorized assistants or deputies, be authorized to take such action on our behalf and in our name, as, in his sole discretion, may be deemed appropriate in the preparation, filing, service and prosecution of a Civil Antitrust Suit for damages and other legal recovery against certain automobile manufacturers for conspiring to retard the introduction of smog control devices in the State of California.

BE IT FURTHER RESOLVED that this authorization includes the authority to settle such litigation on such terms as the Attorney General or any of his authorized assistants or deputies may deem appropriate, and to allocate to us our proper and equitable share of any sum recovered as damages excepting the amount of attorneys' fees, costs, and expenses incurred by the Attorney General, as determined or approved by the Court, whether by settlement, suit, or otherwise.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1969, 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. 69-967

A RESOLUTION GRANTING A PUBLIC UTILITY EASEMENT TO TURLOCK IRRIGATION DISTRICT TO FURNISH POWER FOR FACILITIES BEING CONSTRUCTED IN CONNECTION WITH SEWERAGE WORKS IMPROVEMENT, PROJECT UNIT NO. 3, AT REMOTE PONDING SITE

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

(1) The utility easement from the City of Modesto to Turlock Irrigation District to furnish power for facilities being constructed in connection with Sewerage Works Improvement, Project Unit No. 3, at remote ponding site is hereby approved;

(2) Execution of said utility easement 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 13th of October, 1969, 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. 69-968

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD N. WHEELER AND JOYCE M. WHEELER FOR SEWER SERVICE TO PROPERTY AT 2024 LANCE STREET, MODESTO, CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Richard N. Wheeler and Joyce M. Wheeler for sewer service to property at 2024 Lance Street (which is the third lot from Fortuna on the south side of Lance Street), Modesto, California, be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 , 19 69, 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. 69-969

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON McHENRY AVE.,
BLOCK 649 - Mrs. Mabel Ann Arata)

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
McHenry Ave., Block 649

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 002-01-112-13-01-001 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 27th day of October 1969, at
8:00 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 October, 1969, 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 DESCRIPTION:

By R. A. Hargood
Public Works Department
10-14-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-970

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 517 WEST FAIRMONT
AVENUE, BLOCK 737, LOT 5 - Jeffrey Davis)

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
West Fairmont Avenue, Block 737

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 002-01-113-03-06-001 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 27th day of October 1969, at
8:00 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 October, 1969, 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 DESCRIPTION:

By R. A. Hayward
Public Works Department
10-14-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-971

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1321 MAGNOLIA
AVENUE, BLOCK 6056, LOTS 34, 35 AND 36 - Robert W. Bowker)

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
Magnolia Avenue, Block 6056

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 002-01-119-13-03-001 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 27th day of October 1969, at
8:00 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 October, 1969, 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 DESCRIPTION:

By R. A. Hasegood
Public Works Department
6 10-14-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-972

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1327 MAGNOLIA AVE.,
BLOCK 6056, LOTS 37 TO 41, INCLUSIVE - Henry C. Harmon)

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
Magnolia Ave., Block 6056

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 002-01-119-13-02-001 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 27th day of October 19 69, at
8:00 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 October, 1969, 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 DESCRIPTION:

By R. A. Howard
Public Works Department
10-14-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-973

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1335 MAGNOLIA AVE.,
BLOCK 6056, LOTS 42 TO 48, INCLUSIVE - Ernest F. Soderstrom)

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
Magnolia Ave., Block 6056

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 002-01-119-13-01-001 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 27th day of October 1969, at
8:00 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 October, 1969, 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 DESCRIPTION:

By R. A. Hasey
Public Works Department
10-14-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-974

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WRIGHT STREET
AT 229 ORANGE AVE., BLOCK 511, LOTS 31 AND 32 -
Paul J. Ferguson)

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
Wright Street, Block 511

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 002-01-109-06-30-001 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 27th day of October 1969, at
8:00 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 October, 1969, 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 DESCRIPTION:

By R. C. Hazard
Public Works Department
10-14-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-975

A RESOLUTION APPROVING THE FINAL MAP OF THE
LORENZEN PARK NO. 5 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Arthur J. Wylie and Florence E. Wylie

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 4.27 acres, known as the
Lorenzen Park No. 5 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 6th day of May,
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 Lorenzen Park No. 5
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 Lorenzen Park 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 Eight Hundred Eighty-
Nine and 20/100ths (\$889.20) 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 Sixteen
Thousand, Five Hundred and no/100ths (\$16,500.00) 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 13th day of October, 1969, 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. 69-976

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST FOR UNCLASSIFIED
USE PERMIT FOR MOBILE HOME PARK (ROBERT L. O'DELL REALTY COMPANY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that Monday, October 27, 1969 , 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 a request for an
unclassified use permit for a 137 space mobile home park on property
located on the north side of Rumble Road, west of Prescott Road
extended.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 13th day of October
1969 , 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. 69-977

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED AMENDMENTS
TO SUBDIVISION REGULATIONS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Monday, October 27, 1969 at 7:55 P.M. in the Council Chambers, City Hall, 801 11th Street, Modesto, California, is hereby set as the time and place for consideration of proposed amendments to the Modesto Municipal Code pertaining to subdivision regulations, as outlined on the proposed ordinance marked exhibit "A" attached hereto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1969, 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

AN ORDINANCE AMENDING ARTICLES 2, 3 AND 4 OF CHAPTER 4 OF TITLE IV OF THE MODESTO MUNICIPAL CODE; AMENDING SECTIONS 4-4.601 AND 4-4.602 OF ARTICLE 6 OF CHAPTER 4 OF TITLE IV; AMENDING ARTICLE 9 OF CHAPTER 4 OF TITLE IV; AND REPEALING SECTION 4-4.805 OF ARTICLE 8 OF CHAPTER 4 THEREOF, RELATING TO SUBDIVISION REGULATIONS.

The Council of the City of Modesto does ordain as follows:

SECTION 1. AMENDMENT OF CODE. Articles 2, 3 and 4 of Chapter 4 of Title IV of the Modesto Municipal Code are hereby amended to read as follows:

ARTICLE 2. DEFINITIONS

SEC. 4-4.201. TERMS AND WORDS. Except as otherwise provided in this section, all terms used in this chapter which are defined in the Subdivision Map Act are used in this chapter as so defined, unless from the context hereof it clearly appears that a different meaning is intended.

(a) "Shall" is mandatory. May is permissive.

(b) "Owner" is the individual firm, association, syndicate, copartnership or corporation having sufficient proprietary interest in the land sought to be subdivided to commence and maintain proceedings to subdivide the same under this chapter, and while used herein in the masculine gender and singular number it shall be deemed to mean the feminine and neuter gender and plural number wherever required.

(c) "Subdivider" shall mean any individual, firm, association, syndicate, copartnership, corporation, trust or any other legal entity commencing proceedings under this chapter to effect a division of land hereunder for himself or for another and while used in the masculine gender and singular number it shall be deemed to mean and include the feminine or neuter gender and the plural number wherever required.

~~(d) -- "Subdivision" shall mean improved or unimproved land or lands divided or proposed to be divided into five (5) or more parts less than twenty (20) acres in size for the purpose of sale or lease whether immediate or future.~~

(d) "Subdivision" refers to any real property, improved or unimproved, or portion thereof, shown on the latest adopted county tax roll as a unit or as contiguous units, which is divided for the purpose of sale, lease, or financing, whether immediate or future, by any subdivider into five (5) or more parcels; provided, that this chapter shall not apply to the financing or leasing of apartments, offices, stores or similar space within an apartment building, industrial building, commercial building, or trailer park.

(e) "Lot" shall mean a parcel or portion of land separated from other parcels or portions by description as on a subdivision or record of survey map or by metes and bounds for purpose of sale, lease, or separate use.

(f) "Tentative Parcel Map" refers to a map made for the purpose of showing the proposed division of property into four (4) or fewer parcels and the conditions in and around the property proposed to be divided. Such map need not be based upon an accurate or detailed survey of the property but shall contain the information and be of the form required by Section 4-4.502 of this chapter.

(g) "Parcel Map" shall refer to a map recorded or proposed to be recorded for the division of improved or unimproved land or lands into four (4) or fewer lots or parcels for the purpose of sale, or lease or financing or separate use, whether immediate or future.

(h) "Tentative Map" refers to a map made for the purpose of showing the design of a proposed subdivision and the existing conditions in and around such subdivision. Such map need not be based upon an accurate or detailed final survey of the property, but shall be of a form and contain the information required by Section 4-4.402 of this chapter.

(i) "Final Map" refers to a subdivision map prepared in accordance with the provisions of this chapter and Article 5, Subdivision Map Act, which is designed to be placed on record in the office of the County Recorder.

ARTICLE 3. GENERAL REGULATIONS AND DESIGN

SEC. 4-4.301. REQUIREMENTS FOR STREETS. (a) Street design shall conform in principle to the streets shown on the circulation element of the General Plan and in width and alignment to the streets shown on any precise plan adopted by the Council relating to streets, and shall conform to the requirements of this chapter. Streets not shown on a general or precise plan shall conform to the requirements of the Planning Commission and of this chapter.

(b) The subdivider may shall be required to dedicate all land necessary for street purposes as shown on the General Plan or any precise plan or to conform to the provisions of this chapter.

SEC. 4-4.302. GENERAL CONDITIONS OF DESIGN. The following general conditions of design shall apply:

(a) Streets and Highways.

(1) Relationship to Existing Streets. The street system in the proposed subdivision shall relate functionally to the existing streets in the area adjoining the subdivision.

(2) Center Lines. The center lines of all streets wherever practicable shall be the continuations of the center lines of existing streets, or shall be offset at least one hundred (100') feet.

(3) Intersections. Each street intersection or interception shall be as near to a right angle as is practicable.

(4) Cul-de-sac or Dead End Streets. No cul-de-sac or dead end street shall be more than five hundred (500') feet in length. Where necessary to give access to or permit a satisfactory future subdivision of adjoining land, streets shall extend to the boundary of the property and the resulting dead end streets may be approved without a turn-around. In all other cases a turn-around having a minimum radius of fifty (50') feet measured to the property line or a comparable area in another form shall be required separated to the depth of one lot from the exterior boundary line or other topographical feature of the subdivision.

(5) Curve Radius. The center line curve radius on all streets and highways shall conform to accepted engineering standards of design and shall be subject to approval of the City Engineer.

(6) Intersection Corner Rounding. At street intersections, the block corners shall be rounded at the property line with a curve having a radius of not less than ~~ten (10')~~ fifteen (15') feet. A greater curve radius may be required if streets intersect other than at right angles.

(7) Street Names. All names shall be as approved by the Planning Commission. Duplication of existing names will not be allowed unless the streets are obviously in alignment with existing streets and not so far removed as to be confusing.

(8) Part-Width Streets. In case of a part-width street, a minimum of forty (40') feet along and adjacent to a boundary of the subdivision will be required except in cases in which proper deed or instrument of dedication to the City duly executed by the owner or owners of the adjacent lands to be filed with the map of the subdivision, granting sufficient land to make a street of the required full width. Part-width streets shall be permitted only on the periphery of a subdivision and only when the street design approved by the Planning Commission requires the street to be so located that a full dedication would require land not in the subdivider's ownership or control. In no case shall a part-width street be less than forty (40') feet in width, except as provided below. The words "part-width street" shall be lettered on the map following the name of such streets.

Exception - A part-width street less than forty (40') feet may be permitted upon recommendation of the Planning Commission and subject to the approval of the City Council, as set forth in Section 1805 of the Streets and Highways Code of the State of California. The recommendation of the Planning Commission and the approval of the City Council shall be based upon the following factors.

(aa) The extension of the street is along property lines which form a boundary of the subdivision.

(ab) Adherence to the forty (40') foot part-width standards creates an offset in the center of the street.

(ac) The public interest in having a street without an offset in the center line thereof outweighs the general public policy, set forth above, of having all part-width streets a minimum of forty (40') feet in width.

In all cases in which a part-width street less than forty (40') feet is permitted, on-street parking may be prohibited until such time as a minimum of forty (40') feet of the street is improved.

(9) Width of Streets. Street right-of-way widths shall be not less than those set forth herein. Increased widths may be required when determined necessary by the Planning Commission in the public interest. Approval or determination of street classification shall be made by the Planning Commission.

<u>Street Class</u>	<u>Minimum Width</u>
<u>Freeway</u>	<u>As determined by State Highway Commission</u>
<u>Expressway</u>	<u>As determined by precise plan</u>
Major streets	90 <u>100</u> feet
Collector streets	60 feet
Industrial streets	60 feet
Minor Streets	50-feet
<u>Residential street</u>	<u>50 feet</u>
Frontage streets <u>road</u>	<u>As-Required 37 feet</u>
Cul-de-sac	50 feet <u>(plus 50-foot radius)</u>

(b) Alleys. (1) Alleys shall be prohibited in residential subdivisions except when ~~determined-to-be necessary~~ approved or required by the Planning Commission for any one of the following reasons:

(aa) To widen an existing part-width alley which has been dedicated and improved in an adjacent subdivision;

(ab) To complete the continuity of existing alleys where the property to be subdivided is located adjacent to existing blocks containing alleys;

(ac) The special nature of the design or density of a residential subdivision where dwellings are to be grouped in such a manner as to require access from other than street frontage;

~~(ad) The-need-to-maintain-continuity of-existing-alleys-where-the-property-to-be-subdivided is-located-immediately-between-existing-residential blocks-where-alleys-are-provided.~~

(ad) The relationship to existing or proposed adjacent commercial, industrial, or high density residential development, or adjacent railroad, canal rights of way or other physical barrier.

(ae) The unusual size, shape or topographical character of the property to be subdivided.

(2) Residential alleys shall be a minimum of twenty (20') feet in width.

(3) Alleys shall be provided where needed to serve existing or proposed commercial or industrial areas, and shall have a minimum width of thirty (30') feet, with adequate provision for ingress and egress.

(4) Where two (2) alleys intersect, ten (10') foot corner cut-offs measured along the property lines from the point of intersection will be required.

(5) Alleys shall be so laid out and aligned as to provide reasonable access for utilities and other services.

(c) Blocks. (1) Acre or Large Lot Subdivisions. Where a parcel is first subdivided into small farms or acre tracts, the blocks shall be of such size and shape and be so divided as to provide for the opening of major and collector streets and for the ultimate extension and opening of minor streets and alleys at such intervals as will permit a subsequent division of any parcel into lots of normal size.

~~(2) Block Lengths. -- Block lengths shall not exceed one thousand (1,000') feet unless existing conditions warrant a variance. -- Long blocks are desirable adjacent to heavily traveled streets in order to reduce the number of intersections.~~

(2) Block Lengths. Block lengths shall not exceed one thousand (1,000') feet. For those blocks of an "el" shape, "tee" shape, or superblock configuration, the width shall not exceed five hundred (500') feet in each of any other direction perpendicular or nearly perpendicular to the length. For purposes of measurement, the distance between extreme property lines measured generally along rear property lines will be utilized. The above limitations shall not apply to blocks which will abut irrigation canals, railroads, freeways, limited access expressways, existing subdivisions with a block over one thousand (1,000') feet in length, or other existing barriers over one thousand (1,000') feet in length.

(3) Block Widths. Blocks shall be of sufficient width to permit the plotting of two (2) tiers of lots of normal depth except where blocks are adjacent to major streets, freeways, or expressways and lots are created which back up to such street and front onto a residential or collector street and access rights to such major street, freeway, or expressway are waived by the subdivider. The Planning Commission may grant an exception to these provisions to permit through lots which are to be developed with uses facing both streets when it is determined that such exception is warranted by the circumstances of a particular subdivision and is in compliance with an existing zoning classification.

(d) Lots. (1) Side Lines. The side lines of all lots wherever practicable shall be at right angles to the center line of the street.

(2) Division of Lots. No lot shall be divided by a county, city, school or any other taxing district boundary line.

(3) Lot Widths and Depths. The size and shape of each lot shall be in conformance to the zoning regulations effective in the area of the proposed subdivision.

(4) Building Lines. Building setback lines shall be indicated by ~~setted~~ dashed lines on the Subdivision Map, as required by the Planning Commission.

(5) Suitability of Lots. All lots shall be suitable for the purpose for which they are intended to be sold. No land subject to flooding or deemed by the Planning Commission to be uninhabitable shall be plotted for residential occupancy.

(e) Easements. (1) For Utilities. The subdivider shall grant easements for ~~utility-facilities-at-the-rear-of-all-lots,-except-where-alleys-are-provided-and-in-contiguous-locations-to-permit-anchorage,-line-continuity-and-ingress-and-egress,-~~ Easements shall be granted for public-utility-use-along-lot-lines-where-necessary-for-extension-of-sewer,-drainage,-or-utility-lines, public utility use along lot lines where necessary for the extension of any such utility and for the relocation of existing public utility facilities.

(2) For Planting. Where streets are less than sixty (60') feet in width, easements three (3') feet in width for planting and utilities shall be required adjacent to each street right-of-way line.

(3) Dedication. Dedication of easements shall be for the purpose of installing and maintaining utilities, planting strips and for other public purposes as may be ordered or directed by the Council.

(4) Protection of Easements. No person other than a public utility shall erect, construct or place any building or structure except fences or walls on any public utility easement. No person shall permit or allow vines or other climbing plant materials to become attached to public utility poles. It shall be the responsibility of the owner and/or occupant of real property to maintain any public utility easement area located thereon in such a manner that its condition will not interfere with the proper operation and maintenance of public utility facilities located thereon. Any public utility using such easement, its representatives, agents or employees shall have the right to trim or top such trees or shrubs growing within or overhanging the easement as may endanger or interfere with public utility facilities constructed therein and may have free access to said public utility facilities and every part thereof at all times for the purpose of constructing, operating, and maintaining said public utility facilities.

(5) Design of Easements. Easements shall be located and designed in subdivisions to provide for

reasonable, practical and useful placement, replacement, enlargement, repair and maintenance of utility facilities.

~~(6) -- Location of Overhead Utilities. -- All overhead utilities shall be placed in rear lot and side lot easements, except where utilities cross streets, or must be located outside of the easements for other good and sufficient reasons as determined by the Planning Commission as follows:~~

~~(aa) -- In alleys, where alleys are permitted by the Planning Commission.~~

~~(ab) -- In the street where topography precludes utility construction in easements, such as on steep hillsides.~~

~~(ac) -- In streets where the subdivision is along river frontages, canals, or ditches.~~

~~(ad) -- In streets in conjunction with multiple dwelling developments where streets constitute service roads, where buildings front away from streets, or where building lot area exceeds twenty thousand (20,000) square feet or lot width exceeds two hundred (200) feet.~~

~~(ae) -- For other good and sufficient reasons. -----~~

~~(f) Frontage Streets. -- (1) -- When any lots front or side on any major street the subdivider may be required to dedicate and improve a frontage street to provide ingress to and egress from such lots.~~

(f) Underground Utilities. All utility distribution facilities and lines, including, but not limited to, gas, water, sewer, electrical communications, street lighting and cable television shall be installed underground, except that overhead utility lines may be permitted when it is determined by the Planning Commission that such facilities are designed to serve areas larger than that being subdivided and that it is impractical to locate such facilities underground.

When overhead lines are approved by the Planning Commission, they shall extend along alleys, side lot, rear yard or privately owned easements whichever is possible, except where such overhead lines cross streets, or must be located outside of easements for good and sufficient reasons as determined by the Planning Commission.

Overhead service to lots abutting existing overhead lines is permitted where no extension of overhead lines is required.

It shall be the responsibility of the subdivider to insure that utilities are installed in compliance with the requirements of this section. He shall make the necessary arrangements with the utility companies or other agencies for such installation, according to the specifications of the governing agency. For the purpose of this section, appurtenances and associated equipment such as, but not limited to, surface mounted transformers, pedestal mounted terminal boxes and meter cabinets may be placed aboveground.

(g) Subdivisions Along Major Streets. When a subdivision is developed adjacent to a freeway, expressway or major street as shown on the General Plan, the Planning Commission may require the subdivider to dedicate and improve a frontage road to provide ingress and egress to adjacent lots or to create back-up lots which front upon an interior residential street and back up to such freeway, expressway, or major street. When back-up lots are created, the subdivider shall waive direct access rights from the lots to the freeway, expressway or major street and shall construct a masonry wall, fence, or other suitable barrier as required by the Planning Commission between the subdivision and the adjacent freeway, expressway or major street.

(h) Water Courses. The subdivider shall, subject to riparian rights, dedicate a right of way for storm drainage purposes conforming substantially with the lines of any natural water course or channel, stream or creek that traverses the subdivision, or at the option of the subdivider, provide by dedication, further and sufficient easements or construction, or both, to dispose of such surface and storm water.

(i) Sewage Disposal. Provision shall be made for adequate sewerage to be installed in accordance with the provisions of the applicable laws of the City.

~~SEC. 4-4.303. DEED RESTRICTIONS. A copy of the deed restrictions applicable to the subdivision shall be filed with the Planning Commission at the time of filing the final map.~~

SEC. 4-4.303. CONDITIONS OF APPROVAL. In approving tentative subdivision maps, the Planning Commission may impose such reasonable conditions as it deems necessary or desirable to protect the public health, safety, or welfare, in accordance with the purpose and intent of this chapter.

SEC. 4-4.304. MASTER GENERAL PLAN. In all respects, the subdivision will be considered in relation to the Master General Plan of the City, or any part thereof, or preliminary plans made in anticipation thereof.

ARTICLE 4. TENTATIVE MAPS FOR SUBDIVISIONS OTHER THAN LOT-SPLITS PARCEL MAPS

SEC. 4-4.401. FILING AND DEPARTMENTAL APPROVAL.

(a) Number and Time of Filing. Fifteen (15) copies of a tentative map and statment of the proposed subdivision of any land shall be filed with the Planning Commission at least fifteen (15) days prior to the meeting of the Commission at which consideration is desired.

(b) Acceptance. The representative of the Planning Commission authorized to receive such maps shall examine any such map upon presentation and shall not accept such map unless the same is in full compliance with the law and of this article as to form, the data, information and other matters required to be shown thereon or furnished therewith. The tentative map shall not be considered as filed until stamped, signed and dated by said representative.

(c) Distribution. The Planning Commission shall transmit copies of such tentative map to the City Engineer; Chief Engineer of the Modesto Irrigation District; District Manager of the Pacific Gas and Electric Company; District Manager of the Pacific Telephone and Telegraph Company and such other department heads or agencies as it deems advisable, and if a state highway is concerned, to the District Engineer of the Division of Highways, Department of Public Works, State of California.

(d) Departmental Action. The department or agency receiving a copy of the map shall notify, within ten (10) days of the receipt thereof, the Planning Commission of particulars which do not conform to requirements coming within its authorized scope. If a reply is not received prior to the meeting at which consideration of the map is made, it will be assumed that the map does conform to the requirements of the department concerned.

~~SEC. 4-4.402. FORM OF TENTATIVE MAP. (a)--Preliminary Sketches--Prior to the preparation and submission of a tentative map, subdividers may present preliminary plans or sketches of the proposed subdivision for discussion with the Planning Commission or its staff.~~

(a) Preliminary Sketches of Proposed Subdivisions. Subdividers are encouraged to consult with the staff of the Planning Commission for technical advice and procedure prior to the filing of a tentative map. Preliminary sketches of the area involved may be submitted and discussed. However, such a preliminary sketch is not to be construed as a tentative map. Where only a portion of a larger area is to be subdivided at this time and the balance planned for future subdivision, the Planning Commission may require a map showing the proposed street layout within the entire area. Such a map is not a tentative map but is to be used as a guide for the tentative map under consideration and future maps of that area.

(b) Size and Scale. Tentative maps shall be eighteen by twenty-six (18" x 26") inches in size and to a scale of one (1") inch equals one hundred (100') feet for large areas, and to a scale of one (1") inch equals fifty (50') feet for small areas unless otherwise approved by the Secretary of the Planning Commission.

(c) Information Required. Every tentative map shall be clearly and legibly reproduced and shall contain the following information:

- (1) A key or location map on which shall be shown the general area including adjacent property, subdivisions and roads.
- (2) The tract name or number, date, north point, scale and sufficient description to define location and boundaries of the proposed tract.
- (3) Name and address of recorder owner or owners.
- (4) Name and address of the subdivider.
- (5) Name and business address of the person who prepared the map.

(6) Acreage of proposed tract to the nearest tenth (10th) of an acre.

(7) Sufficient elevations or contours to determine the general slope of the land and the high and low point thereof.

(8) The locations, names, widths and grades of all roads, streets, highways and ways in the proposed subdivision or to be offered for dedication.

(9) The locations, names and existing width of all adjoining and contiguous highways, streets and ways.

(10) Locations and size of all pipelines and structures used in connection therewith.

(11) Location and character of all existing and proposed public utilities.

(12) The widths, location and purpose of all existing and proposed easements.

(13) Lot layout, dimensions of each lot and lot numbers.

(14) City limit lines occurring within the general vicinity of the subdivision.

(15) Bearings and distances to quarter-section bounds within the general vicinity of the subdivision.

(16) Boundaries of any units within the subdivision if the subdivision is to be recorded in stages.

(17) Names of the owners of land immediately adjacent to the subdivision.

(18) The outline of any existing buildings to remain in place and their locations in relation to existing or proposed street and lot lines.

(19) Location of all trees proposed to remain in place, standing within the boundaries of proposed public rights of way.

(20) Location of all areas subject to inundation or storm water overflow and the location, width and direction of flow of all water courses.

SEC. 4-4.403. STATEMENT REQUIRED. A statement shall be presented by the subdivider in written form accompanying the map and shall contain the following information:

(a) Improvements and public utilities proposed to be made or installed and the time at which such improvements are proposed to be completed.

(b) Proposed plan for drainage.

(c) Provision for sewerage and sewage disposal.

(d) Provision for proposed water supply.

(e) Public areas proposed.

- (f) Type and location of street lighting proposed.
- (g) Proposed building setback lines and width of side yards.
- (h) Justification and reasons for any exceptions to provisions of this chapter, or for any amendments to the zoning law, which may be requested in conjunction with the subdivision proposed.
- (i) A copy of any restrictive covenants proposed shall be attached to the owner's statement.

SEC. 4-4.404. ACTION ON TENTATIVE MAP. (a) Action by Planning Commission. The Planning Commission shall determine whether the tentative map is in conformity with the provisions of law and of this article and upon that basis within thirty (30) days after the filing of the tentative map, approve, conditionally approve or disapprove the same and shall report such action direct to the subdivider and shall also transmit to the City Engineer a copy of the tentative map, and a copy of the resolution setting forth the action of the Planning Commission.

(b) Information to be Furnished to City Engineer. Subsequent to the approval by the Planning Commission of the tentative map of any subdivision, the subdivider shall furnish the following information to the City Engineer and shall receive his authorization prior to construction of any of the improvements or preparation of the final map.

(1) Typical cross sections and proposed final finished grades of all roads, streets and highways in the proposed new subdivision, together with a profile showing the relation between finished grade and existing ground elevations.

(2) Proposed length, size and type of any pipes, culverts, or structures necessary for drainage, erosion control or the public safety, with plans and specifications therefor.

(3) Any information required by the conditional approval of the Planning Commission.

(4) Elevations shall be referred to the Modesto City Datum.

(c) The subdivider or his responsible representative shall be present at the time set for the consideration of the tentative map.

SECTION 2. AMENDMENT OF CODE. Sections 4-4.601 and 4-4.602 of Article 6 of Chapter 4 of Title IV of the Modesto Municipal Code are hereby amended to read as follows:

SEC. 4-4.601. FILING. (a) Filing Within Eighteen (18) Months of Tentative Approval. The subdivider or his agent may file a final map within eighteen (18) months after the approval or conditional approval of the tentative map. In any case where a final map or record of survey map is not filed within eighteen (18) months after approval of the tentative map, and where no extension of time has been granted, a new tentative map shall be required.

(b) Checking Fees. A tracing of the final map shall be filed with the City Engineer together with a

checking fee of Fifteen and no/100ths (\$15.00) Dollars, plus Fifty Cents (\$0.50) per lot payable to the City Treasury, no part of which shall be returnable, at least thirty (30) days prior to the meeting of the Council at which approval is expected.

(c) Filing of Traverse Sheets. At the time of the filing of the final map with the City Engineer, the subdivider shall also file therewith traverse sheets showing traverse closures and the computation of all distances, angles, and course shown on the final map. The traverse sheet shall also show the areas of all lots within the subdivision. The traverse of the boundaries of the tract and of lots and blocks shall close within a limit of error of one in five thousand (5,000).

SEC. 4-4.602. FORM OF FINAL MAP. (a) Legibility and Size.

(1) The final map shall be clearly and legibly drawn ~~upon tracing cloth of good quality. All lines, letters, figures, certifications, acknowledgements and signatures shall be made in black waterproof India ink, printed, or reproduced by a process guaranteeing a permanent record in black on tracing cloth or polyester base film,~~ except that affidavits, certificates and acknowledgements may be legibly stamped or printed upon the map with black opaque ink. The map shall be so made and shall be in such condition when filed that good legible prints and negatives can be made therefrom. The size of each sheet shall be eighteen by twenty-six (18" x 26") inches leaving an entirely blank margin of one (1") inch.

(2) When the final map consists of more than two (2) sheets, a key map showing the relation of the sheets shall be placed on sheet one (1). Every sheet comprising the map shall bear the scale, north point, legend, sheet number and number of sheets comprising the map.

(b) Title. The final map shall contain a title consisting of the name of the tract and subtitle or general description of all the property being subdivided with reference to maps which have been previously recorded. In no case shall the title be the same, or so nearly the same as to cause confusion as a name of any existing city, town, tract or subdivision of land of which a map has been previously recorded.

(c) Distances and Bearings. Sufficient data must be shown to determine readily the bearing and length of every lot line, block line and boundary line. Dimensions of lots shall be given as total dimensions, corner to corner, and shall be shown in feet and hundredths of a foot. Lots containing one acre or more shall show total acreage to nearest hundredth. Bearing and lengths of straight lines, and radii and arc length for all curves as may be necessary to determine the location of the centers of curves and tangent points shall be shown.

(d) Boundary References and Monuments. (1) The final map shall show clearly any stakes, monuments or other evidence found on the ground to determine the boundaries of the tract. The corners of adjoining subdivisions or portions thereof shall be identified by lot and block numbers, subdivision name and proper ties shown.

(2) Whenever the City Engineer has established the center line of a street or alley, adjacent to or in the proposed subdivision, the data shall be shown in the final map indicating all monuments found and making reference to a field book or map. If the points were reset by ties, the course and detail of relocation data used shall be stated.

(3) The map shall show the location and description of all monuments and bench marks found or placed in making the survey of the subdivision with proper reference sufficient for relocation.

(e) Information Required. In addition, the final map shall be prepared in full compliance with the following requirements:

(1) High Water Line. The line of high water shall be shown in any case where the subdivision is adjacent to a stream, channel or any body of water.

(2) Flood Areas. The boundaries of any areas within the proposed subdivision which are subject to inundation by water shall be shown.

(3) Boundary of Subdivision. The boundary of the subdivision shall be designated by a blue border one-eighth (1/8th") inch in width applied to the reverse side of the tracings. Such border shall not interfere with the legibility of figures or other data.

(4) Right of Way Dimensions. The center lines and side lines of all streets, the total width of all streets, the widths each side of the center line, the widths of any portion of a street being dedicated, and the widths of existing dedications, and the widths of all railroad, Irrigation District or other rights of way shall be shown.

(5) Building Lines. Building setback lines shall be indicated by broken dashed lines of the same width as the lines denoting street boundaries and shall be properly designated.

(6) Easements. The map shall show the side lines of all easements to which the lots are subject. Such easements must be clearly labeled and identified and if already of record, the record references given. If any easement is not definitely located of record, a statement of such easement must appear on the title sheet. Easements for storm drain, sewers and other purposes shall be denoted by fine broken lines. The width of the easement and the lengths and bearings of the lines thereof and sufficient ties thereto to definitely locate the easement with respect to the subdivision must be shown. If the easement is being dedicated by the map, it shall be properly referenced in the owner's certificate of dedication.

~~(7) --City-Boundaries,--City-Boundary-lines crossing-or-bounding-the-subdivision-shall-be-clearly designated-and-referenced.~~

(7) Acreage. The total acreage of the subdivision to the nearest one hundredth of an acre shall be shown on the face of the final map.

(8) Block Numbers. Block numbers shall be assigned by the office of the Planning Commission. The numbers shall be solid and of sufficient size and thickness to stand out, and shall be so placed as not to obliterate any future and shall not be enclosed in any design. Each block in its entirety shall be shown on one sheet. Where adjoining blocks appear on separate sheets, the street adjoining both blocks shall be shown on both sheets complete with center line and property line data.

(9) Lot Numbers. Lot numbers shall begin with the number "1" in each block and shall be consecutive with no omissions or duplications. If deemed necessary by the Secretary of the Planning Commission, omissions may be made when only a portion of the block is to be recorded and the remainder of the block is to be completed as part of a subsequent subdivision.

(10) Other Data. The map shall also show all other data that is or may be required by law.

(11) Disposition of Lots. The final map shall particularly define, delineate and designate all lots intended for sale or reserved for private purposes, all parcels offered for dedication for any purpose, public or private with all dimensions, boundaries and courses clearly shown and defined in every case.

(12) Reversion to Acreage. Maps filed for the purpose of reverting subdivided land to acreage shall be conspicuously so designated under the title "The Purpose of This Map is a Reversion to Acreage."

SECTION 3. AMENDMENT OF CODE. Article 9 of Chapter 4 of Title IV of the Modesto Municipal Code is hereby amended to read as follows:

ARTICLE 9. EXCEPTIONS

~~SEC. 4-4.901. AUTHORITY TO VARY REGULATIONS. Where the Planning Commission finds that extraordinary hardships may result from strict compliance with these regulations, it may vary the regulations so that substantial justice may be done and the public interest secured, provided that such variation will not have the effect of nullifying the intent and purpose of the general plan or these regulations. In granting variances or modifications, the Planning Commission may require such conditions as will, in the judgment, secure substantially the objectives of the standards or requirements so varied or modified.~~

SEC. 4-4.901. AUTHORITY TO VARY REGULATIONS. (a) The Planning Commission may vary the regulations relating to the subdivision of land by granting an exception provided it is shown by the subdivider that:

(1) There are exceptional or extraordinary circumstances or conditions applicable to the property such as topography, fixed rights of way, unique location of easements, etc.; or

(2) Because of the unique nature of a particular subdivision concept, design innovations are proposed which meet the functional standards of the zoning and subdivision regulations without strict adherence to the requirements of the chapter; or

(3) In the case of a parcel map, the applicant is being denied the preservation and enjoyment of a substantial property right possessed by other property in the same vicinity or zone in which the property is located;

(4) That the granting of the exception will not be materially detrimental to the public welfare or injurious to other property or improvements in the vicinity or zone in which the property is located and will not nullify the intent and purpose of the General Plan or these regulations.

(b) Where it is determined by the Planning Commission that the design of a proposed subdivision or parcel map is in compliance with a development plan which has been adopted by the City Council in conjunction with a Planned Development Zone, the Planning Commission may approve such subdivision or parcel map without formally granting exceptions for design factors which are not in strict compliance with the provisions of this chapter.

(c) In granting an exception, the Planning Commission may require such conditions as will, in its judgment, secure substantially the objectives of the standards or requirements so excepted.

SEC. 4-4.902. APPEAL PROCEDURE. Any person aggrieved by the decisions of the Planning Commission with respect to the granting or denial of ~~a variance or modification~~ an exception pursuant to the provisions of this ~~Section~~ article may appeal to the Council in accordance with the procedure contained in the provisions of Chapter 4 of Title I of the Modesto Municipal Code.

SECTION 4. AMENDMENT OF CODE. Section 4-4.805 of Article 8 of Chapter 4 of Title IV of the Modesto Municipal Code is hereby repealed.

SECTION 5. EFFECTIVE DATE. This ordinance shall go into effect and be in full force and operation from and after thirty (30) days after its final passage and adoption.

SECTION 6. PUBLICATION. This ordinance shall be published in full at least once at least three (3) days prior to its final adoption in The Modesto Bee, the official newspaper of the City of Modesto.

The foregoing ordinance was introduced at a regular meeting of the Council of the City of Modesto held on the _____ day of _____, 1969, by Councilman _____, who moved its introduction and passage to print, which motion being duly seconded by Councilman _____, was upon roll call

carried and ordered printed and published by the following

vote:

AYES: Councilmen:

NOES: Councilmen:

ABSENT: Councilmen:

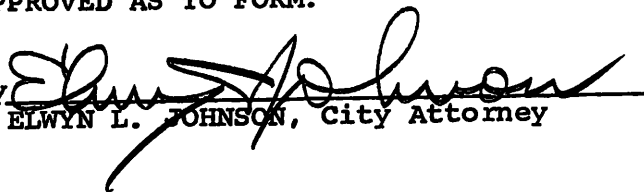
APPROVED: _____
LEE H. DAVIES, Mayor

ATTEST:

By _____
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-978

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$700 FOR PURCHASE OF PLAQUES TO PRESENT TO VISITING DIGNITARIES AND TO CITIZENS WHO HAVE MADE OUTSTANDING CONTRIBUTIONS IN CONNECTION WITH MODESTO CITY GOVERNMENT

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) \$700.00
TO: Miscellaneous Promotions - Music & Promotion (442-61) \$700.00

To purchase plaques to present to visiting dignitaries and citizens who have made outstanding contributions in connection with Modesto City Government, as recommended by the Council Public Relations Committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1969, 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

A RESOLUTION APPOINTING MEMBERS TO THE BOARD OF GOVERNORS OF THE GREATER MODESTO COMMUNITY FOUNDATION (PETER JOHANSEN AND DON HAMMOND FOR TERMS OF ONE AND TWO YEARS RESPECTIVELY).

WHEREAS, the Modesto City Council on August 26, 1968 adopted Resolution No. 68-829 establishing a committee to explore the feasibility of a Community Foundation in Modesto and appointed ten members to the committee with Jack Jones as Chairman, and

WHEREAS, the committee made a report back to the City Council that its study revealed there was a need for such a foundation in Modesto and recommended that a Community Foundation be formed for the purpose of receiving and administering benevolent gifts for charitable purposes, and

WHEREAS, the City Attorney in a memorandum dated October 2, 1969 to the Mayor and City Council, Subject: "Greater Modesto Community Foundation," reported concerning the trust instrument prepared for the Greater Modesto Community Foundation by the five banks which do a trust business in the City of Modesto, and

WHEREAS, Article IV of the trust instrument sets forth the method of appointment of the Board, and

WHEREAS, Section 2 of Article IV of the trust instrument provides for the City Council to appoint two members to the Board of Governors of the Greater Modesto Community Foundation;

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that PETER JOHANSEN and DON HAMMOND be, and hereby are appointed (for terms of one and two years respectively) to the Board of Governors of the Greater Modesto Community Foundation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of October, 1969, 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, 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. 69-980

A RESOLUTION REFERRING TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION THE REQUEST OF PRE-BUILT HOMES, INC., FOR ABANDONMENT OF RIGHT OF WAY SOUTH OF RUMBLE ROAD FROM PRESCOTT ROAD TO CONANT AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the request of Pre-Built Homes, Inc., for abandonment of right of way south of Rumble Road from Prescott Road to Conant Avenue 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 October, 1969, 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. 69-981

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF LINDA BORING FROM THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY

WHEREAS, Linda Boring was appointed a member of the Mayor's Council on Youth Opportunity on November 12, 1968, and

WHEREAS, Linda Boring has tendered her resignation from the Mayor's Council on Youth Opportunity, and

WHEREAS, Miss Boring 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 Linda Boring 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 Linda Boring 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 20th day of October, 1969, by Councilman Robinson, who moved its adoption, which motion being 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. 69-982

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF CLARENCE MOORE, 1429 ROOSEVELT DRIVE, FOR VARIANCE TO PERMIT CONSTRUCTION OF BRICK RETAINING WALL BETWEEN LAWN AND SIDEWALK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that October 27, 1969 , 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 request of Clarence Moore, 1429 Roosevelt Drive, for variance to permit construction of brick retaining wall between lawn and sidewalk.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1969 , 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. 69-983

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR FURNISHING ONE COMPLETE CLOSED CIRCUIT TELEVISION SYSTEM FOR SEWER LINE INSPECTION

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

SECTION 1. The ~~plans and~~ specifications for furnishing one complete closed circuit television system for sewer line inspection,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 10, 1969 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 October, 19 69, 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. 69-984

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF CONSTRUCTION OF SIDEWALK AND CURB ALONG CERTAIN STREETS IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, AND DIRECTING THE METHOD OF COLLECTION OF THE AMOUNT OF SAID LIEN. (ON I STREET AT 1201 7TH ST., LOTS 15 AND 16, BLOCK 37 - \$531.75 - Robert Williams)

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 and curbs may be required, and

WHEREAS, the Council, did, on April 7, 1969, adopt its Resolution No. 69-284, directing the Superintendent of Streets to give notice requiring the construction of sidewalk and curb 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 and curb 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 20, 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 ^{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 \$531.75.

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 \$531.75 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 002-01-500-69-32-001 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 20th day of October, 1969, 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, 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. 69-985

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 PARRY AVENUE AT 2049 MILLER AVENUE, LOT 24, BLOCK 2225 - \$338.87 - Delbert Hammons)

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 May 19, 1969, adopt its Resolution No. 69-425, 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 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 20, 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 ^{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 \$338.87

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 \$338.87 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:

Parcel Number 002-01-502-23-82-001 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 20th day of October 19 69, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-986

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 138 MERCED AVE., LOTS 28 AND 29, BLOCK 311 - Mr. John McClain)

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 May 19, 1969, adopt its Resolution No. 69-429, 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 20, 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 ^{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 \$197.81.

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 \$197.81 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 002-01-500-61-77-001 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 20th day of October 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-987

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 142 MERCED AVENUE, LOTS 26 AND 27, BLOCK 311 - \$169.00 - Ordill E. Tackett)

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 May 19, 1969, adopt its Resolution No. 69-431, 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 20, 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 ^{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 \$169.00

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 \$169.00 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:

Parcel Number 002-01-500-58-38-001 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 20th day of October 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-988

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. (ON STODDARD AVENUE AT 318 MAGNOLIA AVE., LOTS 1 AND 2, BLOCK 547 - \$882.69 - Mrs. Joie Maze Bunker)

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 May 19, 1969, adopt its Resolution No. 69-430, 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 20, 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 ^{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 \$882.69.

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 \$882.69 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 002-01-500-17-17-001 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 20th day of October, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by

(Installments)

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. 69-989

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 209 MERCED AVENUE, LOTS 5 AND 6, BLOCK 309 - \$200.34 - Joe Mineni, Jr. & Robert Brennan)

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 May 19, 1969, adopt its Resolution No. 69-432, 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 20, 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 ^{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 \$200.34.

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 \$200.34 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:

Parcel Number 002-01-500-66-74-001 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 20th day of October 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-990

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 714 3RD STREET, LOTS 23 & 24, BLOCK 10 - \$224.90 - Archie N. Bennett & James J. Lommel)

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 May 26, 1969, adopt its Resolution No. 69-465, 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 20, 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 ^{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 \$224.90.

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 \$224.90 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 002-01-500-59-33-001 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 20th day of October 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-991

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 201 MADERA AVE., LOTS 1 AND 2, BLOCK 312 - \$147.50 - Ted L. Brown)

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 May 26, 1969, adopt its Resolution No. 69-467, 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 20, 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 ^{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 \$147.50.

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 20th day of October, 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-992

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 135 E. GRANGER AVE., PORTION OF BLOCK 1237 - \$267.05 - Mrs. Reba H. Sargent)

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 May 19, 1969, adopt its Resolution No. 69-423, 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 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, October, 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 ^{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 \$267.05

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 \$267.05 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:

Parcel Number 002-08-120-33-09-001 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 20th day of October, 1969, 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, 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. 69-993

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-COFFEE NO. 1 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on September 22, 1969, certain territory known as Sylvan-Coffee No. 1 Addition, and

WHEREAS, the inclusion of the area contained in Sylvan-Coffee No. 1 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 Sylvan-Coffee 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. 45.

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 1, 1969, 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. 45.

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 Coffee Road at the North boundary of annexation.

(2) The North side of Sylvan Road at the West boundary of annexation.

(3) The South side of Sylvan Road 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. 45, 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 October, 1969, 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. Haszard
Public Works Department

RAM
10-14-69

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 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 20, 1969, 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 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: October 21, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO.69-994

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.
(McHENRY ADDITION)

WHEREAS, there has been annexed to the City of Modesto on September 22, 19 69, certain territory known as McHenry Addition, and

WHEREAS, the inclusion of the area contained in McHenry 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 McHenry 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. 46.

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 1, 1969, 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. 46.

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 Woodrow Avenue at the West boundary of annexation.

(2) On the West side of McHenry Avenue at the South boundary of annexation.

(3) The Southeast corner of the intersection of McHenry Avenue and Robinhood 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. 46, 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 October, 1969, 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. Hargood
Public Works Department

R.H.M.
10-14-69

McHENRY 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 the Southeast quarter of Section 8, and a portion of the North half of the Southwest quarter of the Southwest quarter of Section 9, 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 most Easterly Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968 as Instrument 25254, Stanislaus County Records, said corner being North $89^{\circ} 02' 30''$ West, 435.29 feet along the center line of 60 foot Woodrow Avenue from the Northeast corner of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, South $89^{\circ} 02' 30''$ East, 130.29 feet to the Northerly extension of the Western line of Parcel 1 of the map filed December 23, 1966 in Volume 2 of Parcel Maps, Page 117, Stanislaus County Records; thence along said Western line, South $0^{\circ} 53' 30''$ East, 145.00 feet; thence along the Southern line of Parcel 1 and the Northern line of Parcel 2 of said Parcel Map and its Easterly extension, South $89^{\circ} 02' 30''$ East, 305.00 feet to a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along said center line and section line, North $0^{\circ} 53' 30''$ West, 145.00 feet to its intersection with the center line of Woodrow Avenue and the North line of the Southeast quarter of the Southeast quarter of Section 8; thence along the center line of 60 foot Robin Hood Drive, South $89^{\circ} 29' 20''$ East, 61.11 feet; thence continuing along the center line of Robin Hood Drive along a tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet, to its intersection with the Northerly extension of the Western line of a 20 foot alley in Block 12309 of the SHERWOOD FOREST subdivision, as per map filed in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Northerly extension and the Western line of said alley, South $0^{\circ} 53' 30''$ East, 395.50 feet to the Southern line of said subdivision and a point on the existing City Limits on the Northern line of the CROCCO ADDITION (171), as per description filed March 17, 1965 as Instrument 10620, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (171), North $89^{\circ} 29' 20''$ West, 189.72 feet to the Northwestern corner of said Addition (171) and a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along the existing City Limits on the Western line of said Addition (171) and the center line of McHenry Avenue and said section line, South $0^{\circ} 53' 30''$ East, 254.62 feet to the South line of the North half of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, North $89^{\circ} 03' 20''$ West, 454.42 feet to a point on the existing City Limits at the most Easterly Southeastern corner of the Leveland Addition (221); thence along the existing City Limits on the most Eastern line of said Addition (221), North $0^{\circ} 45' 45''$ East, 662.41 feet to the point of beginning, containing 7.514 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 20, 1969, 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 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: October 21, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-995

A RESOLUTION ACCEPTING IMPROVEMENTS IN HIGHLAND MANOR NO. 4 SUBDIVISION AND AUTHORIZING RELEASE OF CASH DEPOSIT UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Lance Ellis and Carol L. Ellis, subdividers of Highland Manor No. 4 Subdivision, have posted an instrument of credit in the amount of \$48,500 to guarantee the improvements in Highland Manor No. 4 Subdivision; and

WHEREAS, the Assistant Director of Public Works in a memorandum dated October 15, 1969 indicates that all work required by the subdivision agreement for Highland Manor No. 4 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 authorize the City Clerk to file notice of completion and release the instrument of credit 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 Highland Manor No. 4 are hereby accepted as complete;

2. That the City Clerk is hereby authorized to file a notice of completion covering the completion of improvements in Highland Manor No. 4 Subdivision;

3. That the City Clerk is hereby authorized to release the instrument of credit in amount of \$48,500, posted by Lance and Carol L. Ellis, subdividers, to guarantee certain improvements in Highland Manor No. 4 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 October, 1969 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



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO.69-996

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
SCENIC DRUG FOR COLLECTION OF WATER AND SEWER BILLS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Scenic Drug
establishing pay station
for collection of water and sewer bills at its location, 820 Oakdale
Road
be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 20th day of
October , 1969 , 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. 69-997

A RESOLUTION APPROVING PAYMENT OF CLAIM SUBMITTED BY MODESTO ENGINEERS, INC., FOR ADDITIONAL BACK WAGES FOR CHAINMEN

WHEREAS, Modesto Engineers, Inc., has submitted a claim in the amount of \$9,054.14 dated October 13, 1969 covering supplemental back wages for chainmen in the construction staking of Sewerage Works Improvement projects for the period March 1968 to June 1969, inclusive; and

WHEREAS, Earl L. Henderson, Area Director, U. S. Department of Labor, Wage and Hour and Public Contracts Division, in findings dated September 11, 1969 has determined that the labor supplied by the Chainmen on construction staking parties was and is subject to the provisions of the Davis-Bacon and related Acts which relate to the payment of wages on construction projects; and

WHEREAS, Jenks & Adamson, Consulting Sanitary and Civil Engineers, hired by the City of Modesto to furnish necessary engineering services for the design and construction of sewage facilities connected with Modesto Municipal Sewer District No. 1, has submitted special billing in the amount of \$9,054.14 based on said claim submitted by Modesto Engineers, Inc.

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

1. Payment of \$9,054.14 to Modesto Engineers, Inc. for a claim submitted by Modesto Engineers, Inc. for supplemental back wages for chainmen in the construction staking of Sewerage Works Improvements projects for the period March , 1968 to June, 1969, inclusive, is hereby approved.
2. The City Clerk-Auditor is hereby authorized to release said money in payment of the claim for additional back wages for chainmen on construction staking parties for the period March 1968 to June 1969, inclusive, upon receipt of a Release of All Claims against the City of Modesto from Modesto Engineers, Inc.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of October, 1969 by Councilman Smith , who moved its adoption, which motion being duly seconded by Councilman ~~W~~ 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. 69-998

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
AND GOTTSCHALK FLIGHT CENTER FOR LEASE OF AREA FOR STORAGE OF AIR-
CRAFT 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 Gottschalk Flight
Center for lease of an area 35' x 210' for the storage of aircraft
in the tie-down area at the Modesto City-County Airport on a year-to-
year basis at a monthly rental of \$25.00 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 20th day of
October , 1969 , 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. 69-999

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF CLARA A. STEBBINS FOR A VARIANCE FROM SIDEWALK REGULATIONS FOR PROPERTY AT 1002 YOSEMITE BOULEVARD (November 3, 1969 at 4:20 P.M.)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 3, 1969 , 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 request of Clara A. Stebbins for a variance from sidewalk regulations for property at 1002 Yosemite Boulevard.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969 , 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. 69-1000

A RESOLUTION AMENDING RESOLUTION NO. 69-989 CONFIRMING THE REPORT OF SUPERINTENDENT OF STREETS , ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, PERMITTING INSTALLMENT COSTS OVER A FOUR-YEAR PERIOD. (209 Merced Avenue, Lots 5 and 6, Block 369, \$200.34 - Joe Mineni, Jr. and Robert Brennan)

WHEREAS, the Council, City of Modesto, adopted Resolution No. 69-989 confirming the report of the Superintendent of Streets concerning the construction of curb and gutter at 209 Merced Avenue, Lots 5 and 6, Block 309, and assessing the cost of construction against the parcel of real property fronting upon the improvement in the amount of \$200.34; and

WHEREAS, Mr. Robert Brennan has requested permission to pay costs of the installation of curb and gutter (\$200.34) in as many installments as possible.

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

Section 1 of Resolution No. 69-989 is hereby amended to read as follows:

SECTION 1: That the cost of the aforesaid work, being the amount of \$200.34, be assessed in four annual installments, as a lien against the parcel of property fronting upon the work so constructed. * * *

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. 69-989, October 20, 1969.

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

said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 October, 1969 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. 69-1001

A RESOLUTION AUTHORIZING SALE AND REMOVAL OF BUILDINGS LOCATED ON PROPOSED NEW LIBRARY SITE AT 1512-14-16-and 18 "I" STREET, AND 1524 "I" STREET; APPROVING SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS

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

SECTION 1. The sale and removal of city owned buildings located on the new library site at 1512-14-16-and 18 "I" Street, and at 1524 "I" Street, is hereby approved.

SECTION 2. The specifications for sale and removal of the property, copies of which are on file, 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, in the City of Modesto, on November 17, 1969 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 to be held November 17, 1969 at 4:15 P.M., and oral bids will be accepted at that time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969 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. 69-1002

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS COMPANY FOR CONSTRUCTION OF AIRPORT APRON EXPANSION AND TAXIWAY OVERLAY AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 69-923 , adopted by the Council of the City of Modesto on October 6, 1969, approved the plans and specifications for the construction of Airport Apron Expansion and Taxiway Overlay at Modesto City-County Airport, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Airport Apron Expansion and Taxiway Overlay at Modesto City-County Airport were opened at 10:20 A.M. on October 21, 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 Standard Materials Company in the amount of \$18,980.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Standard Materials Company in the amount of \$18,980.00 for construction of Airport Apron Expansion and Taxiway Overlay at Modesto City-County Airport be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969 , 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. 69-1003

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE
INSTALLATION OF MELLIS PARK FIELD LIGHTING

WHEREAS, Resolution No. 69-921 , adopted by the Council of the
City of Modesto on October 6, 1969, approved the plans and
specifications for the construction of Mellis Park Field Lighting,
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Mellis Park
Field Lighting
were opened at 10:25 A.M. on October 21, 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 Industrial Electrical Company for the construction of
Mellis Park Field Lighting in the amount of \$23,420.00
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 for construction of
Mellis Park Field Lighting in the amount of \$23,420.00
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 October,
1969 , 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. 69-1004

A RESOLUTION ACCEPTING THE BID OF WESTERN PIPELINE COMPANY FOR CONSTRUCTION OF RUE DE YOE SEWER

WHEREAS, Resolution No. 69-920 , adopted by the Council of the City of Modesto on October 6, 1969 approved the plans and specifications for the construction of Rue De Yoe Sewer,

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Rue De Yoe Sewer were opened at 10:15 A.M. on October 21, 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 Western Pipeline Company for construction of Rue De Yoe Sewer in the amount of \$3,829.75 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Western Pipeline Company for the construction of Rue De Yoe Sewer in the amount of \$3,829.75 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969 , 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. 69-1005

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR CONSTRUCTION OF EICHER AVENUE SUB-TRUNK SEWER

WHEREAS, Resolution No. 69-928 , adopted by the Council of the City of Modesto on October 6, 1969 approved the plans and specifications for the construction of Eicher Avenue Sub-Trunk Sewer, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Eicher Avenue Sub-Trunk Sewer were opened at 10:10 A.M. on October 21, 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 Industrial Electrical Company in the amount of \$43,246.00 for construction of Eicher Avenue Sub-Trunk Sewer 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 \$43,246.00 for construction of Eicher Avenue Sub-Trunk Sewer be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969 , 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. 69-1006

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$30,000 TO PROVIDE ADDITIONAL FUNDS NEEDED FOR CONSTRUCTION OF EICHER AVENUE SUBTRUNK SEWER

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: General Reserve (60)	\$30,000
TO: Public Works - Eicher Avenue Subtrunk Sewer (6562)	\$30,000

Additional funds needed for construction of Eicher Avenue Subtrunk Sewer as set forth in memorandum to Council dated September 23, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969, 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. 69-1007

A RESOLUTION ACCEPTING PARTIAL COMPLETION OF THE CONSTRUCTION OF IMPROVEMENTS ON COFFEE ROAD FROM CHEHALEM AVENUE TO EAST ORANGEBURG AVENUE FROM GEORGE REED, INC., CONTRACTOR

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvements on Coffee Road from Chehalem Avenue to East Orangeburg Avenue has been completed with the exception of the final one-inch asphaltic concrete surface course, in accordance with the contract agreement dated September 2, 1969, and

WHEREAS, due to unforeseen delays in work by Modesto Irrigation District and The Pacific Telephone & Telegraph Co., the surface course cannot be completed at this time, and

WHEREAS, the contractor (George Reed, Inc.) has asked that a partial acceptance of the contract be made, and

WHEREAS, the Director of Public Works has recommended that the work be accepted as complete with the exception of the one-inch asphalt surface course remaining to be done and that the City Clerk be authorized to file a notice of partial completion and to release the retained percentage on the completed portion of the project at the end of the 35-day lien period.

NOW, THEREFORE, BE IT RESOLVED that the construction of improvements on Coffee Road from Chehalem Avenue to East Orangeburg Avenue be accepted as complete with the exception of the final one-inch asphaltic concrete surface course from contractor, George Reed, Inc.; that notice of partial completion be filed with the Recorder of Stanislaus County and that partial payment in the amount of \$37,106.21 be authorized.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969, 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. 69-1008

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO ROBERT L. ODELL REALTY COMPANY FOR A 137-SPACE MOBILEHOME PARK ON PROPERTY LOCATED ON THE NORTH SIDE OF RUMBLE ROAD, WEST OF PRESCOTT ROAD EXTENDED.

WHEREAS, a verified application for an Unclassified Use Permit for a 137-space mobilehome park on property located on the north side of Rumble Road, west of Prescott Road extended, was filed by Robert L. Odell on September 3, 1969, and

WHEREAS, Section 10-2.1401 of the Modesto Municipal Code classifies the proposed use as an unclassified use,

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 October 7, 1969, and

WHEREAS, thereafter, upon the evidence, both oral and documentary taken and introduced at said hearing, the Planning Commission adopted Resolution No. 69-114, recommending to the Council that an Unclassified Use Permit be granted to Robert L. Odell Realty Company for a 137-space mobilehome park on property located on the north side of Rumble Road, west of Prescott Road extended, subject to certain conditions contained in said Planning Commission Resolution No. 69-114, 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 October 27, 1969, 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 an Unclassified Use Permit is required by public necessity, convenience and general welfare for the reasons set forth in Planning Commission Resolution No. 69-114 adopted on October 7, 1969,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an Unclassified Use Permit be granted to Robert L. Odell Realty Company for a 137-space mobilehome park on property located on the north side of Rumble Road, west of Prescott Road extended, subject to all of the conditions set forth in Planning Commission Resolution No. 69-114, 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 failure to comply with the conditions set forth in Planning Commission Resolution No. 69-114, 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 27th day of October, 1969, 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

(SEAL)

APPROVED AS TO FORM:

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

A RESOLUTION RECOMMENDING TO THE COUNCIL THE GRANTING OF AN UNCLASSIFIED USE PERMIT TO ROBERT L. ODELL REALTY COMPANY FOR A 137-SPACE MOBILEHOME PARK ON PROPERTY LOCATED ON THE NORTH SIDE OF RUMBLE ROAD, WEST OF PRESCOTT ROAD EXTENDED

WHEREAS, a verified application for an unclassified use permit for a 137-space mobilehome park on property located on the north side of Rumble Road, west of Prescott Road, extended, was filed by Robert L. Odell on September 3, 1969; and

WHEREAS, Section 10-2.1401 of the Municipal Code specifies that for mobilehome park use, an Unclassified Use Permit must be granted by the City Council as per Article 21 of the zoning ordinance; and

WHEREAS, a public hearing was held by the Planning Commission on October 7, 1969;

NOW, THEREFORE, BE IT RESOLVED by the Planning Commission that it hereby finds and determines that granting of the unclassified use permit is required by public necessity, convenience, and general welfare for the following reasons:

1. The subject property fronts upon a major street;
2. The subject property is located between a church and school which are both institutional uses;
3. The density of the proposed mobilehome park is low and would not adversely affect the overall density of the neighborhood.

BE IT FURTHER RESOLVED by the Planning Commission that it recommends to the Council the granting of an unclassified use permit to Robert L. Odell for a 137-space mobilehome park on property located on the north side of Rumble Road west of Prescott Road, extended subject to the following conditions:

1. That all development be in accordance with the plan titled, "Prescott Mobile Park, proposed 137-unit mobile park. Dated October 7, 1969" as amended in red on its face and on file in the office of the Planning Director.

2. That prior to the issuance of a building permit, the developer shall dedicate all necessary street rights-of-way for Rumble Road and Prescott Road. The dedication shall include 50 feet of right-of-way for the extension of Prescott Road and any right-of-way necessary to achieve the proper width and alignment of Rumble Road, as it touches the southwest corner of the subject property.

3. That prior to the issuance of a building permit, the developer shall improve the Rumble Road and Prescott Road frontages to collector street and major street standards, respectively, in accordance with the requirements of the Director of Public Works. Rumble Road improvements shall include curb, gutter, sidewalk and matching street paving for that area as specified by the Director of Public Works. Prescott Road improvements shall include curb, gutter, sidewalk, and 30 feet of pavement.

"Exhibit A"

4. That all utility lines and pipe lines shall be removed and replaced in accordance with the requirements of the Director of Public Works.

5. That prior to the issuance of a building permit, the developer shall pay to the City of Modesto, the cost of planting 36 street trees at the prevailing rate.

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

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 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. Peripheral landscaping along the east and south sides shall be installed prior to the occupancy of the proposed mobilehome park. A sprinkler system shall be installed immediately east of the masonry wall for the entire length of the Prescott Road frontage of the property and immediately south of that portion of the wall opposite the Rumble Road realignment.

9. That a sign to identify the mobilehome park shall be permitted at the entrance on Prescott Road and the entrance on Rumble Road, and each shall be non-rotating and shall not be illuminated by lights located within the sign. Each sign shall not exceed 6 feet in height and 24 square feet in area.

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 Director of Public Works.

11. A solid 6-foot decorative masonry wall shall be constructed along the east side of the subject property and also the southerly property line; a solid 6-foot redwood fence shall be constructed along the north property line.

12. That all required public improvements shall be installed prior to occupancy of the premises or by November 1, 1971, whichever occurs first.

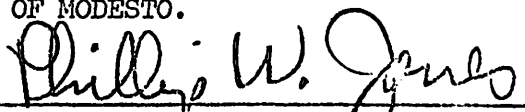
13. That prior to the issuance of a building permit, a cash deposit, savings and loan certificate, surety bond, or other instrument of credit in an amount to be determined by the City Engineer shall be filed with the City Clerk to guarantee installation of said public improvements by November 1, 1971 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.

The foregoing resolution was introduced at the regular meeting of the Planning Commission held on October 7, 1969, by Kenneth Marple who moved its adoption, which motion was seconded by William Nicholson and carried by the following vote:

Ayes: Gagos, Marple, Muratore, Nicholson, and Dunlap
Noes: None
Absent: Alexander and Sutton

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


Phillip W. Jones, Acting Secretary

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1009

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON McHENRY AVENUE,
BLOCK 649 - Mrs. Mabel Ann Arata)

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 McHenry Ave., Block 649

_____ , and
WHEREAS, the Council, did, on October 13 , 1969 , adopt its Resolution No. 69-969 , 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 October , 1969 , at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-969 , 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. 69-969 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 October, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1010

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 517 WEST FAIRMONT
AVENUE, BLOCK 737, LOT 5 - Jeffrey Davis)

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 West Fairmont Avenue, Block 737, 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 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 October, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-970, 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. 69-970 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 October, 1969, 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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1011

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1321 MAGNOLIA
AVENUE, BLOCK 6056, LOTS 34, 35 AND 36 - Robert W. Bowker)

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 Magnolia Avenue, Block 6056, and

WHEREAS, the Council, did, on October 13, 1969, adopt its Resolution No. 69-971, 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 October, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-971, 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. 69-971 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 October, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1012

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1327 MAGNOLIA AVE.,
BLOCK 6056, LOTS 37 TO 41, INCLUSIVE - Henry C. Harmon)

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 Magnolia Ave., Block 6056

_____, and
WHEREAS, the Council, did, on October 13, 1969, adopt its Resolution No. 69-972, 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 27th day of October, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-972, 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. 69-972 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 October, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1013

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1335 MAGNOLIA AVE.,
BLOCK 6056, LOTS 42 TO 48, INCLUSIVE - Ernest F. Soderstrom)

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 Magnolia Ave., Block 6056, and

WHEREAS, the Council, did, on October 13, 19 69, adopt its Resolution No. 69-973, 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 October, 19 69, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-973, 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. 69-973 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 October, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1014

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WRIGHT STREET
AT 229 ORANGE AVE., BLOCK 511, LOTS 31 AND 32 -
Paul J. Ferguson)

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 Wright Street, Block 511

_____, 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 Council did by said resolution, set the
27th day of October, 1969, at 8:00 o'clock P.M., in
the Council Chambers, as the time and place for a hearing for the
purpose of passing upon objections or protests, if any, which may
be raised by the property owners or other interested persons
relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice
to be given as directed by said Resolution No. 69-974, 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. 69-974 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 October, 1969, 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)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1015

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO CLARENCE MOORE, 1429 ROOSEVELT DRIVE, TO CONSTRUCT AN EIGHT-INCH BLOCK WALL IMMEDIATELY BEHIND THE SIDEWALK, IN THE PUBLIC RIGHT OF WAY, SUBJECT TO CONDITIONS

WHEREAS, Clarence Moore has filed a request with the Council of the City of Modesto for permission to construct a retaining wall between lawn and sidewalk on his property at 1429 Roosevelt Drive in the City of Modesto, and

WHEREAS, October 27, 1969, at 8:05 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 concerning subject request, and

WHEREAS, the Director of Public Works in a memorandum, dated October 23, 1969, has recommended that a revocable permit be granted to the applicant to permit construction of an eight-inch concrete wall at the back edge of the sidewalk in the public right of way as requested, subject to certain conditions;

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 said applicant to permit construction of an eight-inch concrete wall at 1429 Roosevelt Drive immediately behind the sidewalk in the public right of way, in accordance with the drawing on file in the office of the Director of Public Works.

SECTION 2. Said revocable encroachment permit is granted subject to the conditions set forth herein, which conditions permittee agrees, by acceptance of this permit, to faithfully perform:

- a. That each step of the work be reviewed and approved by the Public Works Department.
- b. The existing four-foot sidewalk be widened to five feet and the block wall constructed behind the widened walk.
- c. The minimum five-foot sidewalk be maintained.
- d. Mr. Moore accept all responsibility for any and all claims and liabilities for damages caused by the work.

- e. Mr. Moore file a copy of policy or certificate of insurance with the City Clerk as required by Section 7-1.109 of the Municipal Code for all encroachments in the public right of way.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this 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 27th day of October, 1969, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1016

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 111 ROSINA AVENUE, PORTIONS OF LOTS 8 AND 9, BLOCK 2125 (\$147.50 - Chester C. Spearing)

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 24, 1969, adopt its Resolution No. 69-241, 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 20, 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 ^{cost of} construction of said improvement, and continued to October 27, 1969 at 8:10 P.M., 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 \$147.50.

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 \$147.50 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:

The South 35 feet of Lot 8 and the North 15 feet of Lot 9, Block 2125 of SEVERIN HOMES SUBDIVISION No. 1 as per map filed January 25, 1939 in Volume 11 of Maps, Page 57, 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 27th day of October 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO.69-1017
AMENDMENT TO LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO AIRPORT TRAFFIC CONTROL TOWER EFFECTIVE MAY 19, 1969 (Amended
to include procedures and responsibilities for operation of the
approach light system at the Modesto City-County Airport)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amendment to letter
that the/agreement between the City of Modesto and Modesto Airport
Traffic Control Tower which was effective May 19, 1969 (amended to
~~for~~ include procedures and responsibilities for operation of the
approach light system at the Modesto City-County Airport)
be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
October , 1969 , 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. 69-1018

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON WEST FAIRMONT AVENUE
AT 945 McHENRY AVENUE, BLOCK 728, LOT 1 (Benevolent and
Protective Order of Elks, #1282)

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
~~McHENRY AVENUE~~ West Fairmont Avenue, Block 728

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 002-03-113-06-35-001 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 10th day of November 1969, 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 27th
day of October, 1969, 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

(SEAL)

APPROVED AS TO DESCRIPTION:

By D. A. Woodson
Public Works Department
10-28-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1019

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT P. BOMBERGER, SUBDIVIDER, FOR PARTICIPATION IN THE COST OF A STREET LIGHT IN ROSE TERRACE NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert P. Bomberger, subdivider, for participation in the cost of a street light in Rose Terrace No. 1 Subdivision (in accordance with established city policy which provides for sharing the cost of perimeter street lights) be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October , 1969 , 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. 69-1020

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT P. BOMBERGER AND MURIEL F. BOMBERGER FOR THE CONSTRUCTION OF A SANITARY SEWER ON ROSE AVENUE TO SERVE ROSE TERRACE NO. 1 SUBDIVISION

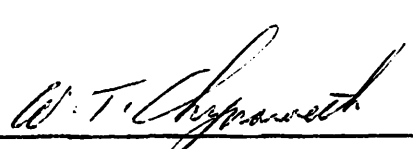
BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Robert P. Bomberger and Muriel F. Bomberger for the construction of a sanitary sewer on Rose Avenue to serve Rose Terrace No. 1 Subdivision be, and it is hereby approved.

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 27th day of October , 19 69, 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. 69-1021

AMENDMENT TO
A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO MOTOR BUS SERVICE APPROVING EXTENSION OF TERMS TO JANUARY
1, 1970

BE IT HEREBY RESOLVED by the Council of the City of Modesto
an amendment to
that the agreement between the City of Modesto and Modesto Motor Bus
Service
for extension of terms of agreement to January 1, 1970

be, and it is hereby approved.

amendment to

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

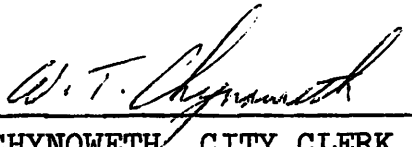
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
October , 19 69 , by Councilman Simon , who moved
its adoption, which motion being duly seconded by Councilman Dixon
was upon roll call carried and the resolution adopted by the following
vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1022

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 9-4-9 OF THE ZONING MAP (Modesto Industrial Park - Commission Initiated)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 21, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 9-4-9 of the Zoning Map to reclassify from Industrial Park Zone, M-P, to Heavy Industrial Zone, M-2, the following described property:

Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-120 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 9-4-9 of the Zoning Map be set for November 17, 1969 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.

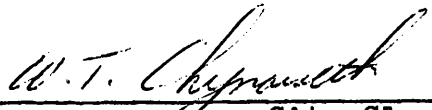
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

All that real property situated in the State of California, County of Stanislaus, Section 9, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the point of intersection of the north line of Whitmore Avenue with the east line of Crows Landing Road; thence, northerly along the east line of Crows Landing Road 3346.5 feet to the point of intersection with the north line of the property described in the deed to Tidewater Southern Railroad Company recorded August 19, 1952, as instrument number 19402, Stanislaus County Records, being the true point of beginning; thence, Easterly along the Northern line of said Railroad property to a point on the Western line of the Tidewater Southern Railroad Right-of-Way, said point being 25 feet at right angles Westerly from the North-South quarter section line of said Section 9; thence Northerly along the Western line of said Railroad Right-of-Way to its intersection with the Westerly extension of the Southern line of the Olympic Tract as shown on the map filed in Volume 14 of Maps, Page 55 Stanislaus County Records; thence Easterly along the Southern line of the Olympic Tract and its Westerly extension to the Southeast corner of said Olympic Tract, said point being on the Western line of a 40-foot public road known as Morgan Road as shown on the map of the Midway Tract, filed in Volume 5 of Maps, Page 46, Stanislaus County Records; thence Southerly along the Western line of said Morgan Road to the Southeastern corner of Lot 12 of said Midway Tract; thence Westerly along the Southern line of Lots 12 and 13 of said Midway Tract to the Southwestern corner of said Lot 13, said point being the Northeastern corner of the Southwest quarter of the Southeast quarter of said Section 9; thence Southerly along the Eastern line of the Southwest quarter of the Southeast quarter of said Section 9 to a point on the Northern line of a 40 foot public road known as Whitmore Road; thence Westerly along the Northern line of said Whitmore Road to the point of intersection with the Western line of said Tidewater Southern Railroad Right-of-Way, said point being 25 feet at right angles Westerly from the North-South quarter section line of said Section 9; thence Northerly along the Western line of said Railroad Right-of-Way to a point on the Southern line of the Northwest quarter of said Section 9; thence Westerly along the Southern line of the Northwest quarter of said Section 9 to its intersection with the Eastern line of said Crows Landing Road; thence Northerly along the Eastern line of said Crows Landing Road to the true point of beginning.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1023

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 (Vince Lancey)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 21, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 15-3-9 of the Zoning Map to reclassify from One-family Residential Zone, R-1, to Two-Family Residential Zone, R-2, the following described property:

Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-123 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 November 17, 1969 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.

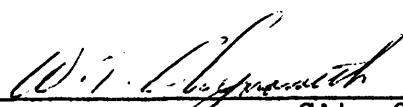
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH City Clerk

All that portion of the Southwest quarter of the Southeast quarter of Section 15, T. 3 S., R. 9 E., M.D.B. & M., in the County of Stanislaus, State of California, and more particularly described as follows:

COMMENCING at the Southwest corner of the Southeast quarter of Section 15, said point being on the centerline of Rose Avenue; thence along the centerline of Rose Avenue and Westerly line of said Southeast quarter North 107.20 feet to the centerline of Briggsmore Avenue and the true point of beginning of this description; thence along the centerline of Briggsmore Avenue South $89^{\circ} 10' 31''$ East 120.01 feet; thence North 357.52 feet; thence South $89^{\circ} 20' 40''$ East 10.00 feet; thence North 196.00 feet to a point on the Southerly line of Highland Manor No. 2 as filed in Volume 21 of Maps, at page 53, Stanislaus County Records; thence along the Southerly line of said Subdivision North $89^{\circ} 20' 40''$ West 130.01 feet to a point on the centerline of Rose Avenue; thence along the centerline of Rose Avenue South 553.17 feet to the true point of beginning of this description.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1024

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 (Wilbur Grant)

WHEREAS, the Modesto City Planning Commission held a public hearing on October 21, 1969, in the Council Chambers, City Hall, for the purpose of considering an amendment to Section 8-3-9 (Wilbur Grant) to reclassify from One-family Residential Zone, R-1, to Two-family Residential Zone, R-2, the following described property:

Exhibit "A" attached

and

WHEREAS, the said Planning Commission after hearing evidence both oral and documentary on the proposed amendment, adopted Resolution No. 69-122 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 November 24, 1969 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.

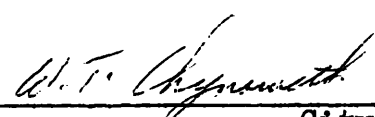
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH, City Clerk

ALL that portion of the southeast quarter of the southeast quarter of Section 8, Township 3 South, Range 9 East, Mount Diablo Base Meridian described as follows:

COMMENCING at the northeast corner of the South half of the Southeast quarter of Section 8, said point of commencement being the centerline intersection of McHenry and Woodrow Avenue; thence North $89^{\circ} 02' 30''$ West along the northerly line of the South half of said southeast quarter and the centerline of Woodrow Avenue a distance of 435.41 feet to the northeast corner of the parcel conveyed to the City of Modesto by deed recorded in Volume 1871 of Official Records at Page 249, Stanislaus County Records, and the true point of beginning of this description; thence South $0^{\circ} 46' 30''$ West along the east line of said City of Modesto parcel and its southerly prolongation thereof, a distance of 136.00 feet; thence North $89^{\circ} 02' 30''$ West parallel to and 136.00 feet distant southerly at right angles from the aforementioned centerline of Woodrow Avenue, a distance of 454.10 feet to the east line of the parcel conveyed to Alfred L. Flory, et al, by deed recorded in Volume 1816 of Official Records at Page 677, Stanislaus County Records, and the centerline of Sherwood Avenue; thence North $0^{\circ} 53' 15''$ West along said east line of the Flory parcel and the centerline of Sherwood Avenue, a distance of 136.00 feet to the aforementioned centerline of Woodrow Avenue; thence South $89^{\circ} 02' 30''$ East along said centerline of Woodrow Avenue, a distance of 458.04 feet to the point of beginning.

EXHIBIT "A"

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1025

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$89,805 TO FINANCE THE INCIDENTAL EXPENSES AND THE CITY CONTRIBUTION TO THE SEWER IMPROVEMENT DISTRICT NO. 14

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: General Reserve (60)	\$89,805
TO: Public Works - Sewer Improvement District No. 14	\$89,805

(To finance the incidental expenses and the City contribution to the sewer improvement district, as set forth in a memorandum from the Director of Public Works dated October 23, 1969, Subject: Appropriation Transfer, Sewer Improvement District #14.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of October, 1969, 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. 69-1026

A RESOLUTION APPOINTING MEMBER OF THE MAYOR'S COUNCIL ON
YOUTH OPPORTUNITY FOR A TERM ENDING OCTOBER 31, 1970 (Harold Crumpley)

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:

Harold Crumpley for a term ending October 31, 1970

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 27th day of
October, 1969, 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. 69-1027

A RESOLUTION DETERMINING THE RESULT OF AN
ELECTION HELD IN THE EAST COOLIDGE
ADDITION FOR ANNEXATION OF SAID ADDITION TO
THE CITY OF MODESTO

WHEREAS, a special election was held on the 28th day
of October, 1969, in the East Coolidge
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 Riverbank News
~~STANISLAUS COUNTY NEWS~~, 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 October 3, 10, 17 and 24, in the year
1969, and that prior to said publication in said newspaper a
date was set giving due notice that owners of property in said
East Coolidge Addition could appear before said
City Council on the 18th day of August, 1969, 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 one hundred thirty-eight (138); that the number of votes cast at said polls in favor of annexation was and is one hundred seven ⁽¹⁰⁷⁾ /; that the number of votes cast at said polls opposed to annexation was and is thirty-one (31); that the number of votes cast at said polls which were voided was zero (0); 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:

<u>Special Election Precinct No.</u>	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>	<u>Voided</u>
1	138	107	31	0

That said City Council further finds that the measure, to wit: "Shall the East Coolidge 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 3rd day of November, 1969, 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. C. Rosegood
 Public Works Department

R. Hill
 10-30-69

EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North $0^{\circ} 10'$ West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North $89^{\circ} 00'$ West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North $0^{\circ} 10'$ West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North $89^{\circ} 00'$ West, 123.00 feet; South $0^{\circ} 10'$ East, 20.00 feet; North $89^{\circ} 00'$ West, 141.00 feet; South $0^{\circ} 10'$ East, 160.00 feet; and North $89^{\circ} 00'$ West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North $89^{\circ} 00'$ West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North $0^{\circ} 10'$ West, 140.00 feet, to a point on the Northern line of Drake Avenue; South $89^{\circ} 00'$ East, 115.00 feet, along said Northern line; North $0^{\circ} 10'$ West, 85.00 feet; North $89^{\circ} 00'$ West, 95.00 feet; and North $0^{\circ} 10'$ West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the McHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South $89^{\circ} 00'$ East, 64.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; and South $89^{\circ} 00'$ East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South $89^{\circ} 00'$ East, 315.00 feet; South $0^{\circ} 10'$ East, 330.00 feet, to the center line of East Coolidge Avenue; South $89^{\circ} 00'$ East, 196.00 feet, along the center line of East Coolidge Avenue; North $0^{\circ} 10'$ West, 120.00 feet; South $89^{\circ} 00'$ East, 50.00 feet; and North $0^{\circ} 10'$ West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South $89^{\circ} 00'$ East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South $89^{\circ} 00'$ East, 197.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; North $89^{\circ} 00'$ West, 47.00 feet; and North $0^{\circ} 10'$ West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South $89^{\circ} 00'$ East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North $0^{\circ} 15'$ West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South $69^{\circ} 57'$ East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South $0^{\circ} 03'$ East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North $89^{\circ} 00'$ West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South $0^{\circ} 03'$ East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North $89^{\circ} 00'$ West, 330.72 feet, and South $0^{\circ} 03'$ East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North $89^{\circ} 00'$ West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South $0^{\circ} 03'$ East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South $89^{\circ} 03'$ East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South $0^{\circ} 02' 30''$ East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North $89^{\circ} 03'$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South $0^{\circ} 02' 30''$ East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North $89^{\circ} 03'$ West, 165.00 feet; North $0^{\circ} 02' 30''$ West, 213.44 feet; North $89^{\circ} 03'$ West, 32.00 feet; North $0^{\circ} 02' 30''$ West, 306.11 feet, to the center line of East Orangeburg Avenue; and North $89^{\circ} 00'$ West, 463.66 feet to the point of beginning, containing 59.657 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1028

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF TONY CAPOBIANCO FOR ENCROACHMENT PERMIT FOR RETAINING WALL AT 615 LA LOMA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 10, 1969 , 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 Tony Capobianco for encroachment permit for retaining wall at 615 La Loma 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 3rd day of November, 1969 , 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. 69-1029

A RESOLUTION ACCEPTING THE RESIGNATION OF ELIZABETH KENWORTHY
FROM THE COMMITTEE TO STUDY CRIME

WHEREAS, Elizabeth Kenworthy was appointed to the Committee
to Study Crime on November 18, 1968, and

WHEREAS, Miss Kenworthy has tendered her resignation from
the Committee to Study Crime, and

WHEREAS, Elizabeth Kenworthy 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
Elizabeth Kenworthy from the Committee to Study Crime 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
Elizabeth Kenworthy 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 3rd day of
November, 1969, 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. 69-1030

A RESOLUTION GRANTING AN ENCROACHMENT PERMIT TO DOWNTOWN IMPROVEMENT DISTRICT TO INSTALL A SANTA'S HOUSE ON PUBLIC RIGHT OF WAY ON THE EAST SIDE OF TENTH STREET BETWEEN I AND K STREETS (November 15, 1969 to January 4, 1970)

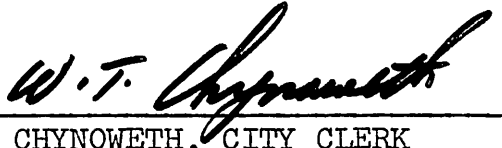
WHEREAS, Downtown Improvement District has filed a request with the Council of the City of Modesto for an encroachment permit to install a Santa's House on two parking spaces on the south side of the midblock crosswalk on the east side of Tenth Street between I and K Streets in the City of Modesto for a Christmas promotion for a period of time from November 15, 1969 to January 4, 1970.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an encroachment permit is hereby granted to said applicant to admit the installation of a Santa's house at the location specified above from November 15, 1969 to January 4, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969, 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. 69-1031

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENTS ON BRIGHTON AVENUE FROM WYLIE DRIVE TO COFFEE ROAD FROM CONTRACTOR, B. G. CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of improvements on Brighton Avenue
from Wylie Drive to Coffee Road
has been completed by B. G. Construction Company
in accordance with the contract agreement dated July 14, 1969.


NOW, THEREFORE, BE IT RESOLVED that the construction of improvements
on Brighton Avenue from Wylie Drive to Coffee Road
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 \$48,515.98
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 November,
1969, 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. 69-1032

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR THE CONSTRUCTION OF A WADING POOL IN GRACEADA PARK

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

SECTION 1. The plans and specifications for the construction of a wading pool in Graceada Park,

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

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on November 18, 1969 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 3rd day of November, 1969, 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. 69-1034

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. (NORTH 99 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 September 22, 1969, duly adopted Resolution No. 69-900 (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. 43 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, November 3, 1969, 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.

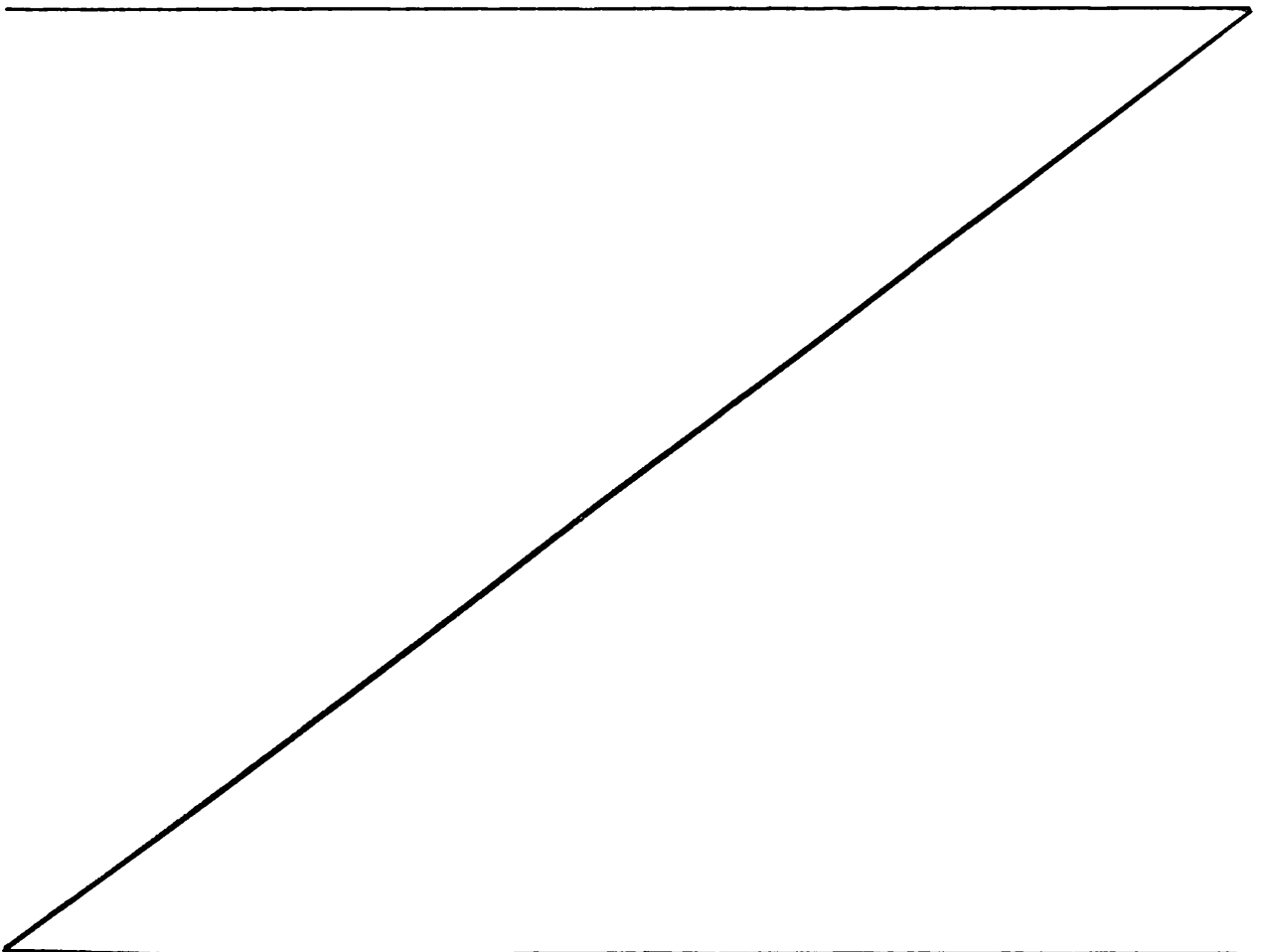
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 43 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. 43 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. 43, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemake Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~34.807~~ 34.807 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. 43, 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 3rd day of November, 1969, 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 R. A. Haregood
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 November 3, 1969, 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 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: November 4, 1969

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1035

A RESOLUTION APPROVING SIDEWALK VARIANCE AT 1002 YOSEMITE AVENUE (TEMPORARY VARIANCE)

WHEREAS, Clara A. Stebbins has requested a variance to regulations to permit the installation of an asphalt concrete entrance walk of nominal width from the curb to the building located at 1002 Yosemite Boulevard.

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

1. The request of Clara A. Stebbins for a temporary variance to permit the installation of an asphalt concrete entrance walk of nominal width, from the curb to the building located at 1002 Yosemite Boulevard, is hereby approved.
2. The variance shall be revocable at any time by the City Council.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969 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
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1036

A RESOLUTION APPROVING RIGHT OF WAY CONTRACT BETWEEN O. B. FREESE AND LAURENE FREESE AND THE CITY OF MODESTO FOR ACQUISITION OF RIGHT OF WAY FOR WIDENING NEEDHAM STREET, PROJECT NO. 56-10-124-2 (DATED FEBRUARY 13, 1969); AND ACCEPTING GRANT DEED FOR SUBJECT PROPERTY FROM O. B. FREESE AND LAURENE FREESE

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

1. The right of way contract, dated February 13, 1969, between O. B. Freese and Laurene Freese and the City of Modesto for acquisition of right of way for widening Needham Street, Project 56-10-124-2, is approved.

2. The grant deed for subject property from O. B. Freese and Laurene Freese is hereby accepted by the City of Modesto.

3. The City Manager and City Clerk of the City of Modesto are hereby authorized and directed to execute said right of way contract on behalf of the City of Modesto.

4. The City Clerk is authorized to record said grant deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969, 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. 69-1037

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND A. O. WHITEHEAD FOR LEASE OF A PORTION OF CITY LAND - RIVERSIDE PROPERTY FOR FARMING PURPOSES (Effective October 1, 1969 through September 30, 1971)

BE IT HEREBY RESOLVED by the Council of the City of Modesto
lease
that the/agreement between the City of Modesto and A. O. Whitehead

for lease of a portion of City land - Riverside Property for farming purposes for a two-year period, effective October 1, 1969 through September 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 3rd day of November , 19 69, 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. 69-1038

LEASE

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND ARNOLD C. DICKENS AND HELEN J. DICKENS FOR LEASE OF A PORTION OF CITY LAND - RIVERSIDE PROPERTY FOR FARMING PURPOSES (Effective October 1, 1969 through September 30, 1971)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the ^{lease} /agreement between the City of Modesto and

for lease of a portion of City land - Riverside Property for farming purposes for a two-year period, effective October 1, 1969 through September 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 3rd day of November , 19 , 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. 69-1039

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-COFFEE NO. 2 ADDITION)

WHEREAS, there has been annexed to the City of Modesto on October 6, 1969, certain territory known as Sylvan-Coffee No. 2 Addition, and

WHEREAS, the inclusion of the area contained in Sylvan-Coffee 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 Sylvan-Coffee 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. 47.

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 22, 1969, 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. 47.

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 Southeast corner of the intersection of Coffee Road and Mable Avenue.

(2) The South side of Mable Avenue at the East boundary of the annexation.

(3) The North side of Sylvan 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. 47, 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 November, 1969, 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:

RJM
10-29-69 By P. A. Hargrove
Public Works Department

SYLVAN-COFFEE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a point on the Northern line of the SYLVAN-COFFEE NO. 1 ADDITION (241), as per description filed October 9, 1969, as Instrument 33952, Stanislaus County Records, said point being the Southwest corner of the Northwest quarter of the Northwest quarter of Section 10 and the center line of 40 foot Coffee Road; thence along the West line of Section 10 and the center line of Coffee Road, North $0^{\circ} 48'$ West, 1317.60 feet to the section corner common to Sections 3, 4, 9 and 10; thence along the North line of Section 10, North $89^{\circ} 21'$ East, 2616.44 feet to the North quarter corner of Section 10; thence along the North line of Section 10, North $89^{\circ} 21' 30''$ East, 653.92 feet; thence South $0^{\circ} 53' 30''$ East, 2640.32 feet to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, South $89^{\circ} 26' 27''$ West, 653.92 feet to the interior quarter corner of Section 10; thence continuing along the South line of the North half of Section 10 and the center line of Sylvan Avenue, South $89^{\circ} 26' 27''$ West, 1364.48 feet; thence North $0^{\circ} 52' 20''$ West, 145.31 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence along a tangent line, North $48^{\circ} 29' 26''$ West, 97.49 feet; thence North $41^{\circ} 30' 34''$ East, 130.80 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence along a tangent line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter, North $0^{\circ} 52' 20''$ West, 657.72 feet to a point on the South line of the Northwest quarter of the Northwest quarter; thence along said line, South $89^{\circ} 23' 59''$ West, 1254.55 feet to the point of beginning, containing 160.792 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 November 3, 1969, 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: November 4, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1040

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 COOLIDGE**)

WHEREAS, there has been annexed to the City of Modesto on November 3 , 19 69 , certain territory known as East Coolidge
_____ Addition, and

WHEREAS, the inclusion of the area contained in East Coolidge
_____ 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 East Coolidge
_____ 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. 48 .

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 22 , 19 69 , 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. 48.

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 south side of East Coolidge Avenue at the West boundary of the annexation.**

(2) **The southeast corner of the intersection of East Northern Boulevard and Sunrise Avenue.**

(3) **The east side of Sunrise Avenue at the south 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. 48, 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 November, 1969, 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:

Rhill
10-30-69
By P. A. Harewood
Public Works Department

EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North $0^{\circ} 10'$ West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North $89^{\circ} 00'$ West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North $0^{\circ} 10'$ West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North $89^{\circ} 00'$ West, 123.00 feet; South $0^{\circ} 10'$ East, 20.00 feet; North $89^{\circ} 00'$ West, 141.00 feet; South $0^{\circ} 10'$ East, 160.00 feet; and North $89^{\circ} 00'$ West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North $89^{\circ} 00'$ West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North $0^{\circ} 10'$ West, 140.00 feet, to a point on the Northern line of Drake Avenue; South $89^{\circ} 00'$ East, 115.00 feet, along said Northern line; North $0^{\circ} 10'$ West, 85.00 feet; North $89^{\circ} 00'$ West, 95.00 feet; and North $0^{\circ} 10'$ West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the McHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South $89^{\circ} 00'$ East, 64.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; and South $89^{\circ} 00'$ East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South $89^{\circ} 00'$ East, 315.00 feet; South $0^{\circ} 10'$ East, 330.00 feet, to the center line of East Coolidge Avenue; South $89^{\circ} 00'$ East, 196.00 feet, along the center line of East Coolidge Avenue; North $0^{\circ} 10'$ West, 120.00 feet; South $89^{\circ} 00'$ East, 50.00 feet; and North $0^{\circ} 10'$ West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South $89^{\circ} 00'$ East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South $89^{\circ} 00'$ East, 197.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; North $89^{\circ} 00'$ West, 47.00 feet; and North $0^{\circ} 10'$ West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South $89^{\circ} 00'$ East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North $0^{\circ} 15'$ West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South $69^{\circ} 57'$ East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South $0^{\circ} 03'$ East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North $89^{\circ} 00'$ West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South $0^{\circ} 03'$ East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North $89^{\circ} 00'$ West, 330.72 feet, and South $0^{\circ} 03'$ East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North $89^{\circ} 00'$ West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South $0^{\circ} 03'$ East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South $89^{\circ} 03'$ East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South $0^{\circ} 02' 30''$ East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North $89^{\circ} 03'$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South $0^{\circ} 02' 30''$ East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North $89^{\circ} 03'$ West, 165.00 feet; North $0^{\circ} 02' 30''$ West, 213.44 feet; North $89^{\circ} 03'$ West, 32.00 feet; North $0^{\circ} 02' 30''$ West, 306.11 feet, to the center line of East Orangeburg Avenue; and North $89^{\circ} 00'$ West, 463.66 feet to the point of beginning, containing 59.657 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 November 3, 1969, 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: November 4, 1969



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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1041

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALVIN D. NOEL AND DOROTHY L. NOEL, HUSBAND AND WIFE AS JOINT TENANTS, FOR SEWER SERVICE TO PROPERTY AT 1004 HOUSER LANE


BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Alvin D. Noel and Dorothy L. Noel, husband and wife as joint tenants, for ^{sewer} service to property at 1004 Houser Lane 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 3rd day of November , 1969 , 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. 69-1042

A RESOLUTION OFFERING CONDOLENCE TO THE FAMILY OF THOMAS E. DIBB

WHEREAS, Almighty God in His infinite wisdom has removed from our midst our fellow citizen, Thomas E. Dibb; and

WHEREAS, during his sojourn in our midst he has set an outstanding example as a citizen of this community and as a member of the Personnel Commission of the City of Modesto by his ability and integrity; and

WHEREAS, he has devoted many years to the service of the government as a member of the Modesto Personnel Commission and served with intelligence and devotion; and

WHEREAS, Thomas E. Dibb will be greatly missed as a citizen of the community;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that this resolution is adopted as an expression of our esteem for our departed friend; as an expression of our sense of personal loss; as an expression of our sincere sympathy for his family and those who were close to him.

BE IT FURTHER RESOLVED that this resolution be inscribed upon the minutes of our meeting and that a copy of the same be transmitted to the family of Thomas E. Dibb.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969 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. 69-1043

A RESOLUTION INCREASING THE COST FOR OILING ALLEYS IN
THE CITY OF MODESTO AND RESCINDING RESOLUTION NO. 55-225

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

1. The cost price to property owners for the oiling of
alleys abutting their properties is increased from ten
(10¢) per front foot to twenty cents (20¢) per front
foot of abutting property.
2. The new rate shall apply to all petitions for the
oiling of alleys filed with the City of Modesto on or
after November 3, 1969.
3. Resolution No. 55-225 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 November, 1969 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, Smith,
Simon, Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1044

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF CURB AND GUTTER ON "E" STREET, WEST ONE-HALF OF LOTS 15 AND 16, BLOCK 102 (\$164.00 - Trinidad Gutierrez)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 17, 1969, 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 cost of installation of curb and gutter on "E" Street, west one-half of Lots 15 and 16, Block 102 (\$164.00 - Trinidad Gutierrez).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969, 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. 69-1045

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF CURB AND GUTTER ON "E" STREET AT 501 - 14th STREET, EAST ONE-HALF OF LOTS 15 AND 16, BLOCK 102 (\$300.50 - Mrs. Stella Y. Marshall)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 17, 1969 , 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 cost of installation of curb and gutter on "E" Street at 501 - 14th Street, East one-half of Lots 15 and 16, Block 102. (\$300.50 - Mrs. Stella Y. Marshall)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969 , 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. 69-1046

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF CURB AND GUTTER AT 115 MADERA AVE., LOTS 12 AND 13, BLOCK 311 (\$202.91 - Mrs. Mary Mello)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that November 17, 1969, 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 cost of installation of curb and gutter at 115 Madera Ave., Lots 12 and 13, Block 311. (\$202.91 - Mrs. Mary Mello)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969, 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. 69-1047

A RESOLUTION APPROVING RIGHT OF WAY CONTRACT BETWEEN ROBERT R. RADCLIFF AND MARIAN C. RADCLIFF AND THE CITY OF MODESTO, DATED FEBRUARY 25, 1969, FOR ACQUISITION OF RIGHT OF WAY FOR WIDENING NEEDHAM STREET, PROJECT NO. 56-10-123-1; AND ACCEPTING GRANT DEED FOR SUBJECT PROPERTY FROM ROBERT R. RADCLIFF AND MARIAN C. RADCLIFF

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

1. The right of way contract, dated February 25, 1969, between Robert R. Radcliff and Marian C. Radcliff/for acquisition of right of way for widening Needham Street, Project 56-10-123-1, is approved.

2. The grant deed for subject property from Robert R. Radcliff and Marian C. Radcliff is hereby accepted by the City of Modesto.

3. The City Manager and City Clerk of the City of Modesto are hereby authorized and directed to execute said right of way contract on behalf of the City of Modesto.

4. The City Clerk is authorized to record said grant deed with the Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969, 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. 69-1048

A RESOLUTION SETTING TIME AND PLACE FOR HEARING ON PROPOSED
SITES FOR THE COMMUNITY CENTER

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that ¹⁹⁶⁹ Monday, November 24, 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 sites for the community center.


The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
3rd day of November 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. 69-1049

A RESOLUTION APPROVING TREE PLANTING PROJECT ON J STREET BETWEEN 11TH AND NEEDHAM STREETS REQUESTED BY DOWNTOWN IMPROVEMENT DISTRICT

WHEREAS, the Executive Manager of the Modesto Downtown Improvement District has requested approval of a tree-planting project on J Street between 11th and Needham Streets.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the tree-planting project on J Street between 11th and Needham Streets, requested by the Modesto Downtown Improvement District, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd ~~10th~~ day of November, 1969 by Councilman Mitchell, 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. 69-1050

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$1,200 FOR PLANTING TREES ON J STREET BETWEEN 11TH AND NEEDHAM IN THE CITY OF MODESTO

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: D.I.D. - Contingency Reserve (61)	\$1,200
TO: D.I.D. - Beautification (5399)	\$1,200

(To appropriate money for planting trees on J Street between 11th and Needham, as set forth in a memorandum to the Mayor and Members of the City Council, dated October 30, 1969, from Tom Berglund, Executive Manager, Modesto Downtown Improvement District.)


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of November, 1969, 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. 69-1051

A RESOLUTION DETERMINING THE RESULT OF AN
ELECTION HELD IN THE KAZMIR COURT
ADDITION FOR ANNEXATION OF SAID ADDITION TO
THE CITY OF MODESTO

WHEREAS, a special election was held on the 4th day
of November, 1969, in the Kazmir Court
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 Daily Journal~~, 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 October 9, 16, 23 and 30, in the year
1969, and that prior to said publication in said newspaper a
date was set giving due notice that owners of property in said
Kazmir Court Addition could appear before said
City Council on the 25th day of August, 1969, 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 eighty-five (85); that the number of votes cast at said polls in favor of annexation was and is sixty (60); that the number of votes cast at said polls opposed to annexation was and is twenty-five (25); that the number of votes cast at said polls which were voided was zero (0); 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:

<u>Special Election Precinct No.</u>	<u>Total Votes Cast</u>	<u>In Favor of Annexation</u>	<u>Opposed to Annexation</u>	<u>Voided</u>
1	85	60	25	0

That said City Council further finds that the measure, to wit: "Shall the Kazmir Court 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 10th day of November, 1969, 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

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

BY P. A. Rosegood
Public Works Department

Ritell
11-6-69

KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South $89^{\circ} 00'$ West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South $0^{\circ} 27'$ East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South $89^{\circ} 05'$ East, 644.88 feet, and North $75^{\circ} 00'$ East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North $0^{\circ} 24'$ West, 657.86 feet, to the point of beginning, containing 20.773 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1052

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$300 FOR MEMBERSHIP
TO NATIONAL LEAGUE OF CITIES

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

FROM GENERAL FUND (101)

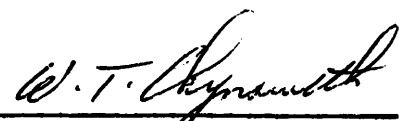
FROM:	General Reserve (60)	\$300.00
TO:	Memberships & Dues (401-7)	\$300.00

Appropriating funds for direct membership in
National League of Cities from November 1, 1969
through December 31, 1970.

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 10th day of November, 1969
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. 69-1053

A RESOLUTION APPROVING EXTENSION OF TIME TO HOMER M. SMITH
FOR VACATING SMITH FURNITURE STORE AT 913-915 11TH STREET

WHEREAS, an agreement between Marion Tillson Bradford, trustee under the last will and testament of Avis Maria Tillson, deceased, and Homer M. Smith dated October 25, 1964 leased the real property known as 913-915 11th Street to Homer M. Smith for a period of five years commencing December 15, 1964 and terminating December 31, 1969; and

WHEREAS, the City of Modesto acquired said property by grant deed dated July 31, 1968; and

WHEREAS, Homer M. Smith by letter dated November 5, 1969 has requested that his lease for said premises be extended to January 31, 1970.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Homer M. Smith for extension of lease for the Smith Furniture building from December 31, 1969 to January 31, 1970 is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1969 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: None

ATTEST:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1054

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN NORTHGATE NO. 6
FROM CONTRACTOR, VALLEY CONSTRUCTION COMPANY

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Northgate No. 6

has been completed by Valley Construction Company

in accordance with the contract agreement dated September 8, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines
in Northgate No. 6

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 \$2,652.72
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 November,
1969, 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. 69-1055

A RESOLUTION AUTHORIZING SALE AND REMOVAL OF BUILDINGS
LOCATED ON PROPOSED NEW LIBRARY SITE -(SALE NO. 2)

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

SECTION 1. The sale and removal of city owned buildings located on the proposed new library site at 813 - 16th Street; 815 - 16th Street; 815½ - 16th Street; 817 - 16th Street; and 825 - 16th Street, is hereby approved.

SECTION 2. The specifications for sale and removal of the property, copies of which are on file in the office of the Director of Finance, are hereby accepted and approved.

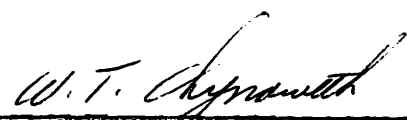
SECTION 3. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, Modesto, California on December 8, 1969 at 2:00 P.M., and the City Clerk is hereby directed to give notice inviting such 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 to be held December 8, 1969 at 7:45 P.M., and oral bids will be accepted at that time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1969 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. 69-1056

A RESOLUTION ACCEPTING THE BID OF B. G. CONSTRUCTION CO. FOR CONSTRUCTION OF PARKING LOT ON NINTH STREET BETWEEN J AND K STREETS

WHEREAS, Resolution No. 69-922 , adopted by the Council of the City of Modesto on October 6, 1969 approved the plans and specifications for the construction of a parking lot on the east side of Ninth Street between J and K Streets, and authorized the calling for bids, and

WHEREAS, the bids received for the construction of parking lot on Ninth Street between J and K Streets were opened at 2:00 P.M. on October 29, 1969, and later tabulated by the Parking & Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking & Traffichas recommended that the bid of B. G. Construction Co. for construction of parking lot on Ninth Street between J and K Streets in the amount of \$6,495.00 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. G. Construction Co. for construction of parking lot on Ninth Street between J and K Streets in the amount of \$6,495.00 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1969 , 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. 69-1057

A RESOLUTION APPROVING APPROPRIATION TRANSFER FOR CONSTRUCTION OF A PARKING LOT ON NINTH STREET BETWEEN J & K STREETS, PARKING LOT 29, \$7,000

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

PARKING FUND (209)

FROM: Parking & Traffic, Parking Fund Reserve (60-57) \$7,000
TO: Parking & Traffic, Parking Lot 29 (6233-57) \$7,000

The low bid received for the construction of a parking lot on Ninth Street between J & K Streets was \$6,495. Engineering and inspection costs will push the total cost to \$7,000.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1969, 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

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 69-1018 and Chapter 27, Part 3, of Division 7 of the Streets and Highways Code of the State of California.

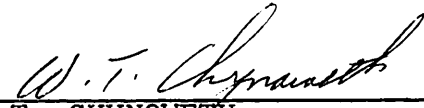
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of November, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Newton, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Simon

ATTEST:



W. T. CHYNOWETH,
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1059

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO TONY CAPOBIANCO FOR 18" RETAINING WALL AT 615 LaLOMA AVENUE AND BONITA AVENUE FRONTAGE OF PROPERTY

WHEREAS, Tony Capobianco has filed a request with the Council of the City of Modesto for permission to allow an 18" retaining wall to remain in the public right of way at 615 La Loma Avenue; and

WHEREAS, November 10, 1969 at 7:50 P.M. was set as the time and place for consideration of the request; and

WHEREAS, the retaining wall was constructed within the right of way without benefit of an encroachment permit; and

WHEREAS, the Director of Public Works in a memorandum dated November 6, 1969 has recommended that the encroachment permit be granted subject to certain conditions;

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 said applicant to allow an 18" retaining wall to remain in the public right of way at 615 LaLoma Avenue, including the Bonita Avenue frontage of the property.

SECTION 2. Said revocable encroachment permit is granted subject to the conditions set forth herein, which condition permittee agrees, by acceptance of this permit, to faithfully perform:

(a) Mr. Capobianco accepts all responsibility for any and all claims and liabilities for damages caused by the work.

(b) Mr. Capobianco will file a copy of policy or certificate of insurance with the City Clerk as required by Section 7-1.109 of the Municipal Code for all encroachments in the public right of way.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to

file written acceptance of this 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 10th day of November, 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, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Simon

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1060

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.
(KAZMIR COURT ADDITION)

WHEREAS, there has been annexed to the City of Modesto on November 10, 1969, certain territory known as Kazmir Court
_____ Addition, and

WHEREAS, the inclusion of the area contained in Kazmir Court
_____ 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 Kazmir Court
_____ 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. 49.

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 22, 1969, 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. 49.

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 south side of Rouse Avenue at the west boundary of the annexation.**

(2) **The south side of Rouse Avenue at the alley of Block 3071.**

(3) **The south side of Rouse Avenue at the center of Block 3075.**

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. 49, 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 10th day of November, 1969, 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

(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

KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South 89° 00' West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South 0° 27' East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South 89° 05' East, 644.88 feet, and North 75° 00' East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North 0° 24' West, 657.86 feet, to the point of beginning, containing 20.773 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1061

A RESOLUTION ACCEPTING IMPROVEMENTS IN TRADEWINDS NO. 3 SUBDIVISION AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF STATUTORY LIEN PERIOD

WHEREAS, Lance E. Ellis and Carol L. Ellis, husband and wife, subdividers of Tradewinds No. 3 Subdivision, have filed a subdivision performance bond in the amount of \$12,000 to guarantee the improvements in Tradewinds No. 3 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated November 5, 1969 has stated that all work required by the subdivision agreement for Tradewinds No. 3 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 authorize the City Clerk to file notice of completion, and release the subdivision performance bond in the amount of \$12,000 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 Tradewinds No. 3 Subdivision are hereby accepted;
2. The City Clerk is hereby authorized to file a notice of completion covering the completion of improvements in Tradewinds No. 3 Subdivision;
3. The City Clerk is hereby authorized to release the Instrument of Credit in the amount of \$12,000 filed^{by} Lance E. Ellis and Carol L. Ellis, subdividers, to guarantee certain improvements in Tradewinds No. 3 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 10th day of


November, 1969, 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. 69-1062

A RESOLUTION APPROVING ASSIGNMENT OF OPERATOR'S PERMIT, LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND ROY B. AND DORENE HIRSCHKORN FOR THE EAST ONE-HALF OF AIRPLANE HANGAR NO. 1, AND LEASE AGREEMENT FOR OFFICE A IN OFFICE BUILDING NO. 1, FROM ROY B. AND DORENE HIRSCHKORN TO GEORGE REED

WHEREAS, a lease agreement dated July 28, 1969 was executed between the City of Modesto and Roy B. and Dorene Hirschhorn for the lease of Office A in Office Building No. 1; and

WHEREAS, Resolution No. 69-332 adopted by the Modesto City Council on April 21, 1969 approved the assignment of lease agreement between Mrs. Virginia Heffner and the City of Modesto to Roy B. and Dorene Hirschhorn, husband and wife, for the lease of the east one-half of Airplane Hangar No. 1 located at the Modesto City-County Airport; and

WHEREAS, Resolution No. 69-332 also approved the assignment of the operator's permit to Mr. and Mrs. Hirschhorn as sole owners and operators of the business known as Silvair Flying School;

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

1. Assignment to George Reed of lease agreement dated July 28, 1969 between the City of Modesto and Roy B. and Dorene Hirschhorn for the lease of Office A in Office Building No. 1 is hereby approved.

2. Assignment to George Reed of lease agreement between Mrs. Virginia Heffner and the City of Modesto dated March 3, 1969, assigned to Roy B. and Dorene Hirschhorn by Resolution No. 69-332 for the lease of the east one-half of Airplane Hangar No. 1 located at Modesto City-County Airport, is hereby approved.

3. Assignment of operator's permit to George Reed for operation of Silvair Flying School is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of


November, 1969, 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. 69-1063

A RESOLUTION ACCEPTING IMPROVEMENTS IN TULLY MANOR NO. 4 SUBDIVISION
AND AUTHORIZING RELEASE OF SUBDIVISION BOND UPON EXPIRATION OF
STATUTORY LIEN PERIOD

WHEREAS, Pacific Investment Company, a copartnership, subdivider of Tully Manor No. 4 Subdivision, has filed a subdivision performance bond in the amount of \$49,200 to guarantee the improvements in Tully Manor No. 4 Subdivision; and

WHEREAS, the Director of Public Works in a memorandum dated November 6, 1969 has stated that all work required by the subdivision agreement for Tully Manor No. 4 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 authorize the City Clerk to file notice of completion, and release the subdivision performance bond in the amount of \$49,200 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 Tully Manor No. 4 Subdivision are hereby accepted;
2. The City Clerk is hereby authorized to file a notice of completion covering the completion of improvements in Tully Manor No. 4 Subdivision;
3. The City Clerk is hereby authorized to release the irrevocable letter of credit in the amount of \$49,200 filed by Pacific Investment Company to guarantee certain improvements in Tully Manor No. 4 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 10th day of

November, 1969 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. 69-1064

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
EMPIRE FIRE PROTECTION DISTRICT FOR OPERATION OF AIRPORT CRASH
TRUCK

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Empire Fire
Protection District
for operation of an airport crash truck

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 10th day of
November , 1969 , 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, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Simon

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1065

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REQUEST OF
W. G. McDOWELL, 331 LaLOMA, FOR ENCROACHMENT PERMIT TO ALLOW
RETAINING WALL TO REMAIN IN RIGHT OF WAY

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that November 24, 1969 , 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 request of W. G. McDowell, 331 LaLoma, for
encroachment permit to allow retaining wall to remain in
right of way.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
17th day of November, / ^{1969,} 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. 69-1066

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 1315 E STREET, WEST
ONE-HALF OF LOTS 15 & 16, BLOCK 102 - Mr. Trinidad Gutierrez -
\$164.00)

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 curbs and gutters may be required, and

WHEREAS, the Council, did, on April 7, 1969,
adopt its Resolution No. 69-281, 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 17, 1969, at 4:30 o'clock 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 Coun-
cil 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 \$164.00.

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 \$164.00 Dollars, be assessed in three 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 westerly 70 feet of Lots 15 and 16, Block 102 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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California Streets and Highways Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of November, 1969, 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

APPROVED AS TO DESCRIPTION:

By Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1067

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 "E" STREET AT 501 - 14TH ST.,
EAST ONE-HALF OF LOTS 15 AND 16, BLOCK 102 (Mrs. Stella Y.
Marshall - \$300.50)
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 construc-
tion of curbs and gutters may be required, and

WHEREAS, the Council, did, on April 7, 1969,
adopt its Resolution No. 69-282, 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 17, 1969, at 4:30 o'clock 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 Coun-
cil 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 \$300.50

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 \$300.50 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:

The easterly 70 feet of Lots 15 and 16, Block 102 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 17th day of November 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1068

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 (HIGHWAY VILLAGE ADDITION) WITH ACCOMPANYING STATEMENT, AND AN AFFIDAVIT OF PUBLICATION THEREOF AND APPROVING THE CIRCULATION OF A PETITION.

WHEREAS, on November 10, 1969, 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 (Highway Village 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 6, 1969, 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 Highway Village 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 17th day of November, 1969, 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. 69-1069

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF

CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (on Covena Ave. at 1421 Haddon
Avenue, Block 2089, Lots 12, 13 and south 10' of Lot 11 (Mrs.
Darleen M. Beard)

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Block 2089, Covena 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 2089, Lots 12, 13, and south 10 feet of
Lot 11, as per records of Stanislaus County Recorder.
6
11-15-69 (Parcel Number 002-01-108-09-37-001) 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 1st day of December 1969, 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 17th
day of November, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1070

A RESOLUTION APPROVING THE FINAL MAP OF THE
DAVIS PARK NO. 2 SUBDIVISION
OF THE CITY OF MODESTO.

WHEREAS, Richard C. Smith and Grace A. Smith, husband
and wife,

are possessed of a tract of land situate in the City of Modesto,
County of Stanislaus, consisting of 4.296 acres, known as the
Davis Park No. 2 Subdivision, and

WHEREAS, a tentative map of said tract was approved by
the City Planning Commission on the 1st day of July,
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 Davis Park 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 Davis Park 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 Fifty-Two
and 25/100ths (\$1,052.25) 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 Twenty-One
Thousand Five Hundred and no/100ths (\$21,500.00) 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 17th day of November, 1969, 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. 69-1071

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HANS C. JOHANSEN FOR SEWER SERVICE TO PROPERTY AT 2216 GLENDALE AVENUE BETWEEN EL VISTA AVE. AND COLFAX AVE.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hans Jdhansen for sewer service to property located at 2216 Glendale Avenue, between El Vista Ave. and Colfax 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 17th day of November, 1969, 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. 69-1072

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$10,000 FOR PRELIMINARY
ENGINEERING FOR IMPROVEMENT DISTRICT NO. 15

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: General Reserve (60) \$10,000
TO: Sewer Improvement District No. 15 (6592-212) \$10,000

(For preliminary engineering for Improvement
District No. 15)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of November, 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, Simon, Smith,
Mayor Davies
NOES: Councilmen: None
ABSENT: Councilmen: Robinson

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1073

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$150 FOR PURCHASE
OF BUILDING CODES FOR RESALE PURPOSES

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)	\$150.00
TO: Resale Supplies (337-42)	\$150.00

(Purchase of Building Codes for resale purposes)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 17th day of November, 1969,
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. 69-1074

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT
FOR A TERM ENDING JANUARY 1, 1972 (Wesley W. 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:

The following person is hereby appointed to the Board of
Zoning Adjustment for the respective term as indicated:

WESLEY W. HALL for a term ending January 1, 1972

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 17th day of
November, 1969, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1075

A RESOLUTION REFERRING REQUEST FOR ABANDONMENT OF EASEMENT IN
LOT 2, BLOCK 13018, SURREY PARK (ZAGARIS) TO THE PLANNING
COMMISSION FOR REPORT AND RECOMMENDATION

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that the request of Paul M. Zagaris for the abandon-
ment of the west 5 feet of a 10 foot easement in Lot 2,
Block 13018, Surrey Park, is hereby referred to the Planning
Commendation for report and recommendation.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 24th
day of November, 1969 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. 69-1076

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF JOHN C. SUTTON FROM THE AB-103 ADVISORY BOARD (Downtown Improvement District)

WHEREAS, John C. Sutton was appointed a member of the AB-103 Advisory Board (Downtown Improvement District) on March 28, 1966, and

WHEREAS, Mr. Sutton has tendered his resignation from the AB-103 Advisory Board, and

WHEREAS, Mr. Sutton 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 John C. Sutton from the AB-103 Advisory Board (Downtown Improvement District) 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 John C. Sutton 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 24th day of November, 1969, by Councilmen 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. 69-1077

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 TO CARRY OUT
PLANS FOR THE CENTENNIAL CELEBRATION

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)	\$5,000
TO:	Music & Promotion (470-61)	\$5,000

(To Modesto Centennial Committee, to carry out plans
for centennial celebration)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 24th day of November, 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. 69-1078

A RESOLUTION APPROVING REQUEST OF SILVAIR AVIATION TO SUBLEASE OFFICE SPACE IN HANGAR NO. 1, MODESTO-CITY COUNTY AIRPORT, TO HARRY SHAM

WHEREAS, Joe R. Goularte, Jr., Manager, Silvair Aviation, in a letter dated November 19, 1969 has requested permission to sublease office space in Hangar No. 1 to Mr. Harry Sham; and

WHEREAS, said office space will be used by Mr. Sham in his capacity as an F.A.A. flight examiner.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Silvair Aviation to sublease office space in Hangar No. 1 to Mr. Harry Sham is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1969 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. 69-1079

A RESOLUTION ACCEPTING THE BID OF WOLVERINE BUILDING SERVICE, INC.,
FOR CONSTRUCTION OF GRACEADA PARK WADING POOL

WHEREAS, Resolution No. 69-1032 , adopted by the Council of the
City of Modesto on November 3, 1969 approved the plans and
specifications for the construction of Graceada Park wading pool
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of Graceada Park
wading pool
were opened at 10:10 A.M., November 18, 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 Wolverine Building Service, Inc., for the construction of
Graceada Park wading pool in the amount of \$13,900
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto
that the bid of Wolverine Building Service, Inc., for the construction of
Graceada Park wading pool in the amount of \$13,900
be accepted and the execution of a contract for the completion of the
project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 24th day of November,
1969 , 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. 69-1080

A RESOLUTION ACCEPTING THE BID OF DON THIEL IN THE AMOUNT OF \$3,500 FOR BUILDING LOCATED AT 1512, 14, 16 AND 18 "I" STREET

WHEREAS, Resolution No. 69-1001 adopted by the Council of the City of Modesto on October 27, 1969 approved the plans and specifications for the sale of buildings located at 1512, 14, 16 and 18 "I" Street and 1524 "I" Street, and authorized the calling for bids, and

WHEREAS, the bids received for the sale of the two buildings were opened at 2:00 P.M., November 17, 1969, and later tabulated by the Finance Director for the consideration of the Council, and

WHEREAS, oral bids were considered by the Council November 17, 1969, and further considered on November 24, 1969; and

WHEREAS, the highest oral bid was submitted by Don Thiel in the amount of \$3,500 for the building located at 1512, 14, 16 and 18 "I" Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Don Thiel in the amount of \$3,500 for the purchase of the city owned building located at 1512, 14, 16, and 18 "I" Street be accepted and the 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 24th day of November, 1969, 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. 69-1081

A RESOLUTION ACCEPTING THE BID OF RICHARD HENNING IN THE AMOUNT OF \$1,750 FOR BUILDING LOCATED AT 1524 "I" STREET

WHEREAS, Resolution No. 69-1001 adopted by the Council of the City of Modesto on October 27, 1969 approved the plans and specifications for the sale of buildings located at 1512, 14, 16 and 18 "I" Street and 1524 "I" Street, and authorized the calling for bids, and

WHEREAS, the bids received for the sale of the two buildings were opened at 2:00 P.M., November 17, 1969, and later tabulated by the Finance Director for the consideration of the Council, and

WHEREAS, oral bids were considered by the Council November 17, 1969, and further considered on November 24, 1969; and

WHEREAS, the highest oral bid was submitted by Richard Henning in the amount of \$1,750 for the building located at 1524 "I" Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Richard Henning in the amount of \$1,750 for the purchase of the city owned building located at 1524 "I" Street be accepted and the 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 24th day of November, 1969, 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. 69-1082

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. (EL VISTA 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 October 6, 1969, duly adopted Resolution No. 69-942 (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. 44 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, November 24, 1969, 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.

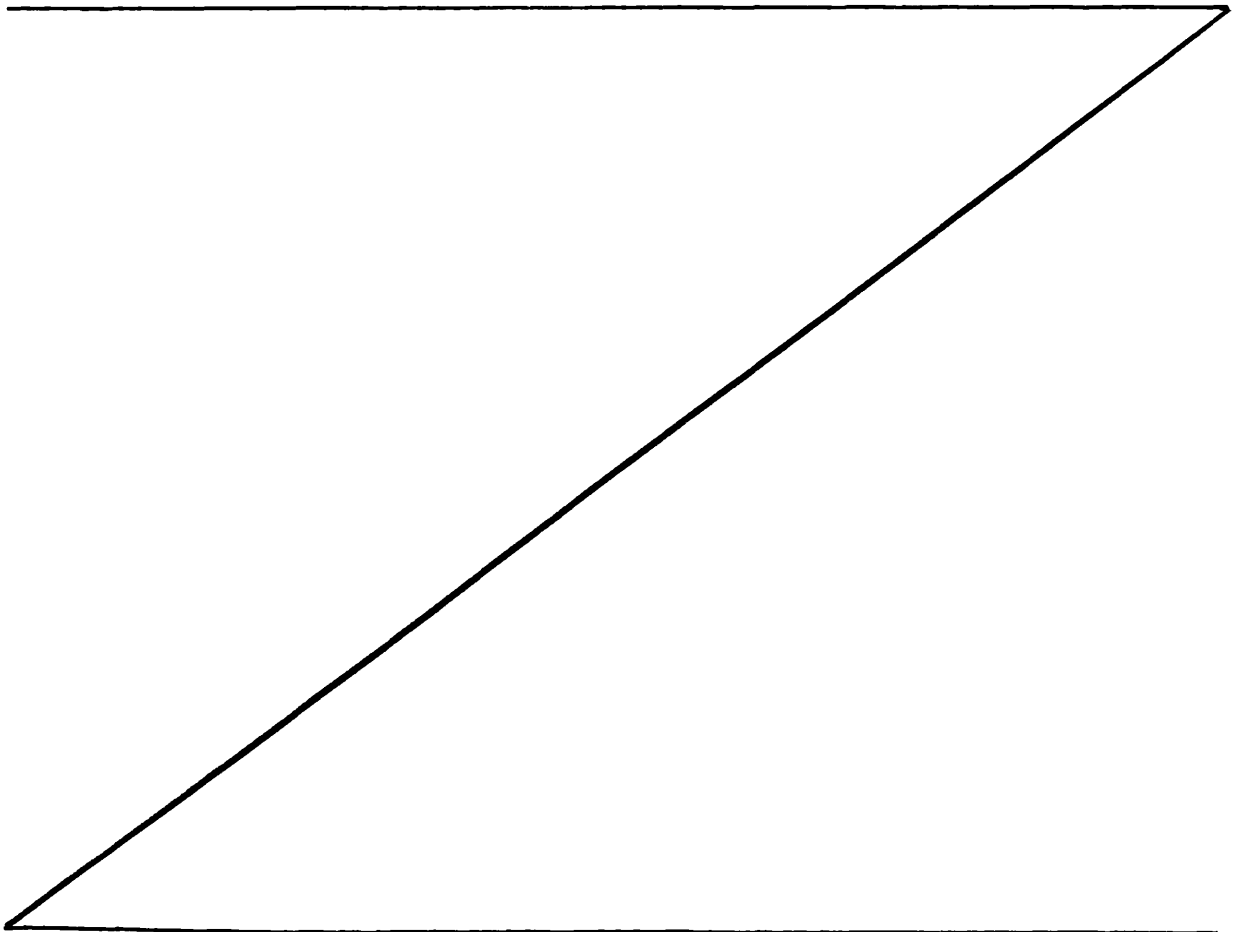
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 44 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. 44 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. 44, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



EL VISTA NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the El Vista School Addition (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records, said point being the intersection of the center line of a 60.00 foot public road known as Colfax Avenue and the center line of Modesto Irrigation District Lateral Number 2 which is also the East-West quarter line of Section 26; thence along the existing City Limits on the boundary of said Addition (232), North $89^{\circ} 58'$ West, 656.95 feet, to a point on the section line common to Sections 26 and 27, said line being the center line of a public road known as El Vista Avenue; thence along said line, North $00^{\circ} 36'$ West, 37.50 feet to the Southeastern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point being the intersection of the Northern line of Lateral Number 2 and the center line of El Vista Avenue; thence along the existing City Limits on said section line, North $00^{\circ} 36'$ West, 592.38 feet, to the center line of Ada Street in the PALO VERDE TRACT as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records; thence leaving the existing City Limits and along said center line, South $89^{\circ} 58'$ East, 183.50 feet, to the Northerly extension of the Eastern line of the alley in Block 2256 of PALO VERDE TRACT; thence along said extension and Eastern line of said alley, South $00^{\circ} 36'$ East, 592.38 feet, to the Northern line of Lateral Number 2; thence along said Northern line, South $89^{\circ} 58'$ East, 470.50 feet to the center line of Colfax Avenue as per map of Palo Verde Tract; thence South $05^{\circ} 48'$ East, 37.65 feet, to the point of beginning, containing 3.060 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. 44, 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 November, 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
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

R. A. Hazard
10-9-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1083

A RESOLUTION GRANTING A REVOCABLE ENCROACHMENT PERMIT TO W.G. McDOWELL FOR A 12" RETAINING WALL ON PROPERTY LOCATED IN THE PUBLIC RIGHT OF WAY AT 331 LaLOMA

WHEREAS, W. G. McDowell has filed a request with the Council of the City of Modesto for permission to allow a 11" retaining wall to remain in the public right of way at 331 LaLoma Avenue; and

WHEREAS, November 24, 1969 at 7:55 P.M. was set as the time and place for consideration of the request; and

WHEREAS, the retaining wall was constructed within the right of way without benefit of an encroachment permit; and

WHEREAS, the Director of Public Works in a memorandum dated November 20, 1969 has recommended that the encroachment permit be granted subject to certain conditions.

SECTION 1. An encroachment permit, revocable upon demand of the City of Modesto, is hereby granted to said applicant to allow a 12" retaining wall to remain in the public right of way at ~~615~~ LaLoma Avenue.

SECTION 2. Said revocable encroachment permit is granted subject to the conditions set forth herein, which conditions permittee agrees, by acceptance of this permit, to faithfully perform:

- (a) Mr. McDowell accepts all responsibility for any and all claims and liabilities for damages caused by the work.
- (b) Mr. McDowell will file a copy of policy or certificate of insurance with the City Clerk as required by Section 7-1.109 of the Municipal Code for all encroachments in the public right of way.

SECTION 3. The City Clerk shall furnish permittee with a copy of this resolution. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to

file written acceptance of this 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 24th day of ^{Newton,} November, 1969 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. 69-1084

A RESOLUTION DECLARING INTENTION OF COUNCIL TO LOCATE
COMMUNITY CENTER AT LINCOLN SCHOOL SITE AND AUTHORIZING
STAFF TO NEGOTIATE WITH MODESTO CITY SCHOOLS FOR PURCHASE
OF THE PROPERTY

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

1. The Council hereby declares its intent to locate the proposed community center at the Lincoln School site.
2. The staff is hereby authorized to negotiate with the Modesto City Schools for acquisition of the Lincoln School site.
3. It is not the intent of the Council to consider the acquisition of St. Paul's Episcopal church property at this time.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1969 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: Mitchell, Newton, Robinson, Simon

NOES: Councilmen: Dixon, Smith, Mayor Davies

ABSENT: Councilmen: None

ATTEST:



W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1085

THIRD REVISION to
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
THE STATE OF CALIFORNIA AND COUNTY OF STANISLAUS FOR CONSTRUCTION
OF BRIGGSMORE-NORTHERN EXPRESSWAY BETWEEN McHENRY AVENUE AND CLAUS
ROAD IN AND NEAR 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 and County of Stanislaus
for the construction of Briggsmore-Northern Expressway between
McHenry Avenue and Claus Road in and near 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 24th day of
November , 1969 , 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.69-1086

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$18,000 FOR
ADDITIONAL COSTS FOR CONSTRUCTION OF BRIGGSMORE AVENUE FROM McHENRY
AVENUE TO COFFEE ROAD

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

SPECIAL GAS TAX STREET IMPROVEMENT (207)

FROM: Woodrow, Tully to McHenry (6681) \$18,000

TO: Briggsmore, McHenry to Coffee (6714) \$18,000

(Low bid for project exceeded the estimated cost by 3.7%)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 24th day of November, 1969
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. 69-1087

A RESOLUTION APPOINTING VICE MAYOR MITCHELL AS THE VOTING DELEGATE TO THE NATIONAL LEAGUE OF CITIES MEETING TO BE HELD IN SAN DIEGO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Vice Mayor William R. Mitchell is appointed the voting delegate to represent the City of Modesto at the National League of Cities meeting to be held in San Diego December 1 - 4, 1969.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 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. 69-1088

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
FRANK WESTWOOD FOR SEWER SERVICE TO PROPERTY AT 1217 GARDEN AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Frank Westwood
for sewer service to property at 1217 Garden Avenue, located between
Sutter and Colorado,
be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
November , 19 69, 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. 69-1089

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DENNIS BARBER FOR SEWER SERVICE TO PROPERTY AT 3301 FREMONT STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Dennis Barber for sewer service to property at 3301 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 24th day of November , 19 69, 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. 69-1090

A RESOLUTION AUTHORIZING THE ISSUANCE OF A REPLACEMENT BOND FOR BOND NO. 228 OF IMPROVEMENT DISTRICT NO. 8 AND SETTING THE AMOUNT FOR AN INDEMNITY BOND TO INDEMNIFY THE CITY AGAINST POSSIBLE LOSS.

WHEREAS, the Council has been advised that Bond No. 228, \$256.86 par value, City of Modesto Improvement Bonds, District No. 8, Series 1961-8, with January 2, 1969, and subsequent coupons attached is presumed to have been destroyed, and

WHEREAS, the Council is willing to replace the bond designated as Bond No. 228 of Improvement District No. 8, subject to certain conditions,

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

1. An application in the form of a verified Affidavit of Edward C. Kern, a general partner of Stone & Youngberg has been received, which states that Bond No. 228, \$256.86 par value, City of Modesto Improvement Bonds, Improvement District # 8, Series 1961-8, with January 2, 1969, and subsequent coupons attached is presumed to have been destroyed.

2. Said verified application was accompanied by a check in the sum of \$25.00 to cover the cost of printing a replacement bond for Bond No. 228.

3. Stone and Youngberg shall furnish to City an indemnity bond in the sum of \$330.00 to indemnify the City for any claim upon the bond presumed to have been lost.

4. The security referred to in Paragraph 3 above will be required to be in effect until December 31, 1987, and said security shall be filed in the office of the City Clerk of the City of Modesto.

5. In accordance with the provisions set forth in Title 5, Division 2, Part 1, Chapter 3, Article 3 of the Government Code, and in accordance with the provisions of this resolution, the Director of Finance of the City of Modesto is hereby authorized and directed to issue a replacement bond for Bond No. 228, \$256.86 par value, City of Modesto Improvement Bonds, Improvement District # 8, Series 1961-8 which is presumed to have been destroyed.

6. Said replacement bond provided for herein shall state upon its face the following information:

(a) That it is Bond No. 228 and is of the par value of \$256.86.

(b) That it is being issued in place of the bond claimed to have been destroyed, as evidenced by the verified Affidavit of Edward C. Kern, a general partner of Stone & Youngberg.

(c) That it is being issued as a duplicate of the original bond.

(d) That only one of the bonds, the original or duplicate, is to be paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1969, 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. Chymoweth
W. T. CHYMOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By ELWYN L. JOHNSON, City Attorney

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1091

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HARRY F. MacDONALD FOR SEWER SERVICE TO PROPERTY AT NORTHEAST CORNER OF COFFEE AND FLOYD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Harry F. MacDonald for sewer service to property at northeast corner of Coffee and Floyd, be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November , 19 69, 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. 69-1092

A RESOLUTION APPROVING EASEMENT AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO IRRIGATION DISTRICT (GRANTING EASEMENT TO M.I.D. TO INSTALL UNDERGROUND FACILITIES IN DAVIS PARK)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the easement agreement between the City of Modesto and Modesto Irrigation District (granting an easement to M.I.D. to install underground facilities in Davis Park) be, and it is hereby approved.

BE IT FURTHER RESOLVED that the Modesto Irrigation District will quitclaim to the City of Modesto said easement granted by the City of Modesto to Modesto Irrigation District under the provision of Resolution No. 69-853 adopted by the Council of the City of Modesto on September 8, 1969.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1969, 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. 69-1093

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
MICHAEL MASELLIS FOR CONSTRUCTION OF A SANITARY SEWER IN BLOCK 12309
TO SERVE TWO PARCELS OWNED BY MASELLIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Michael Masellis
for the construction of a sanitary sewer in Block 12309 to serve two
parcels owned by Masellis,
be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 24th day of
November , 19 69, 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. 69-1094

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF CURB, GUTTER AND SIDEWALK AT 1020 FOURTH STREET, LOTS 26, 27 AND 28, BLOCK 18 (\$272.50 - African Methodist Episcopal Zion Church)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 8, 1969, 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, gutter and sidewalk at 1020 Fourth Street, Lots 26, 27 and 28, Block 18 (\$272.50 - African Methodist Episcopal Zion Church).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1969, / 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. 69-1095

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK AT 1913 JOAQUIN STREET, PORTIONS OF
LOTS 16 AND 17, BLOCK 6713 (\$120.00 - Mr. O. R. Heilesen)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that December 8, 1969, 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 at 1913
Joaquin Street, Portions of Lots 16 and 17, Block 6713
(\$120.00 - Mr. O. R. Heilesen).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
24th day of November, / ^{1969,} 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. 69-1096

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF CURB AND GUTTER AT 126 SUNSET BOULEVARD,
LOTS 31 AND 32, BLOCK 326 (\$150.00 - Mr. Lawrence Vancil)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that December 8, 1969 , 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
126 Sunset Boulevard, Lots 31 and 32, Block 326 (\$150.00 -
Mr. Lawrence Vancil).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
24th day of Nov., 1969, 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. 69-1097

A RESOLUTION DECLARING THE INTENTION OF THE COUNCIL OF THE CITY OF MODESTO TO INITIATE ON ITS OWN MOTION PROCEEDINGS TO ANNEX CERTAIN UNINHABITED TERRITORY, HEREINAFTER DESCRIBED AND DESIGNATED AS CELESTE NO. 2 ADDITION TO THE CITY OF MODESTO; AND AUTHORIZING AND DIRECTING THE CITY CLERK TO FILE SUCH PROPOSAL WITH, AND SUBMIT SUCH PROPOSAL TO THE LOCAL AGENCY FORMATION COMMISSION OF THE COUNTY OF STANISLAUS, STATE OF CALIFORNIA, FOR A REPORT THEREON AS REQUIRED BY LAW.

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

SECTION 1. That the Council of the City of Modesto, for the reasons hereinafter mentioned, desires, intends, and proposes to initiate on its own motion, as soon as it can legally do so, proceedings to annex to the City of Modesto all of the territory hereinafter described, as uninhabited territory, under and by virtue and in accordance and in compliance with the provisions of the Annexation of Uninhabited Territory Act of 1939 as set forth in Sections 35300 through 35326, inclusive, of the Government Code of the State of California.

SECTION 2. That the said Council's reasons for proposing to initiate said annexation proceedings as aforesaid are as follows: That the annexation of the hereinafter described territory will contribute to the orderly growth of the City and provide the proper land use in conformity with the overall zoning plan of said City.

SECTION 3. That said territory which said Council proposes to annex as aforesaid is hereby described and identified as CELESTE NO. 2 ADDITION, and said territory includes, consists of, and is further described as all that real property situate in the County of Stanislaus, State of California, more particularly described 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 $89^{\circ} 22' 05''$ 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.

SECTION 4. That the City Clerk of the City of Modesto is hereby authorized and directed to file with, and submit to the Local Agency Formation Commission of the County of Stanislaus, State of California, on behalf of the Council of the City of Modesto, and in accordance with, and for a report thereon by said Commission in accordance with the provisions of Sections 35002 and 54797.1 of the Government Code of the State of California, the said proposal of the Council of the City of Modesto to initiate on its own motion said proceedings to annex the hereinabove described uninhabited territory to the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of November, 1969, 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. Hayward
Public Works Department

Rid
11-19-69

A RESOLUTION ACCEPTING THE BID OF PACIFIC PIPE TOOL COMPANY TO FURNISH
A COMPLETE CLOSED CIRCUIT TELEVISION SYSTEM FOR SEWER LINE INSPECTION

WHEREAS, Resolution No. 69-983 adopted by the Council of the City of Modesto on October 20, 1969 approved the plans and specifications for the furnishing of one complete closed circuit television system for sewer line inspection, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one complete closed circuit television system for sewer line inspection were opened at 2:00 P.M. on November 10, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of Pacific Pipe Tool Company in the amount of \$15,939.23

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 Pipe Tool Company in the amount of \$15,939.23 to furnish a complete closed circuit television system for sewer line inspection be accepted and the execution of a contract for the completion of the project by the City's 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 December, 1969, 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1099

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$7,060 TO PROVIDE NECESSARY ADDITIONAL FUNDS FOR CLOSED CIRCUIT TELEVISION SYSTEM FOR SEWER LINE INSPECTION

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: General Reserve (60)	\$7,060.00
TO: Public Works - TV Sewer Inspection Equipment (6587)	\$7,060.00

(To provide necessary additional funds for closed circuit television system for sewer line inspection as explained in memorandum to the City Manager dated November 24, 1969, from Director of Finance; subject: Closed Circuit Television.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

A RESOLUTION ACCEPTING THE BID OF J. M. LIFT TRUCKS, INC., MODESTO, CALIFORNIA, TO FURNISH TWO (2) THREE-WHEELED PARKING ENFORCEMENT VEHICLES FOR POLICE USE

WHEREAS, Resolution No. 69-1033 adopted by the Council of the City of Modesto on November 3, 1969 approved the ~~specifications~~ specifications for the furnishing of two (2) three-wheeled parking enforcement vehicles for Police use, and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of two (2) three-wheeled parking enforcement vehicles for Police use were opened at 2:00 P.M. on November 18, 1969 and later tabulated by the Finance Department for the consideration of the Council, and

WHEREAS, the Director of Finance has recommended that the bid of J. M. Lift Trucks, Inc., Modesto, California, in the amount of \$3,237.70 (after allowance for two (2) trade ins) 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., for furnishing two (2) three-wheeled parking enforcement vehicles for Police use in the amount of \$3,237.70 (after allowance for two (2) trade ins) be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

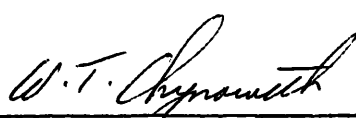
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, by Councilman Smith, who moved its adoption, which motion being duly seconded by Councilman Dixon, was upon roll call carried and the resolution adopted by the following vote:

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

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1101

A RESOLUTION AUTHORIZING THE PURCHASING OFFICER TO NEGOTIATE FOR THE PURCHASE OF A NEW BACKHOE-LOADER WITH A TILT BED TRANSPORT TRAILER AND AUTHORIZING WAIVER OF FORMAL BID PROCEDURE

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

1. Formal bid procedure required by Section 8-3.06 of the Modesto Municipal Code for the purchase of one new backhoe-loader with a tilt bed transport trailer is hereby waived.

2. Purchase of one new backhoe-loader with a tilt bed transport trailer by negotiation is hereby approved.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1102

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-COFFEE 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 October 20, 1969, duly adopted Resolution No. 69-993 (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. 45 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 1, 1969, 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.

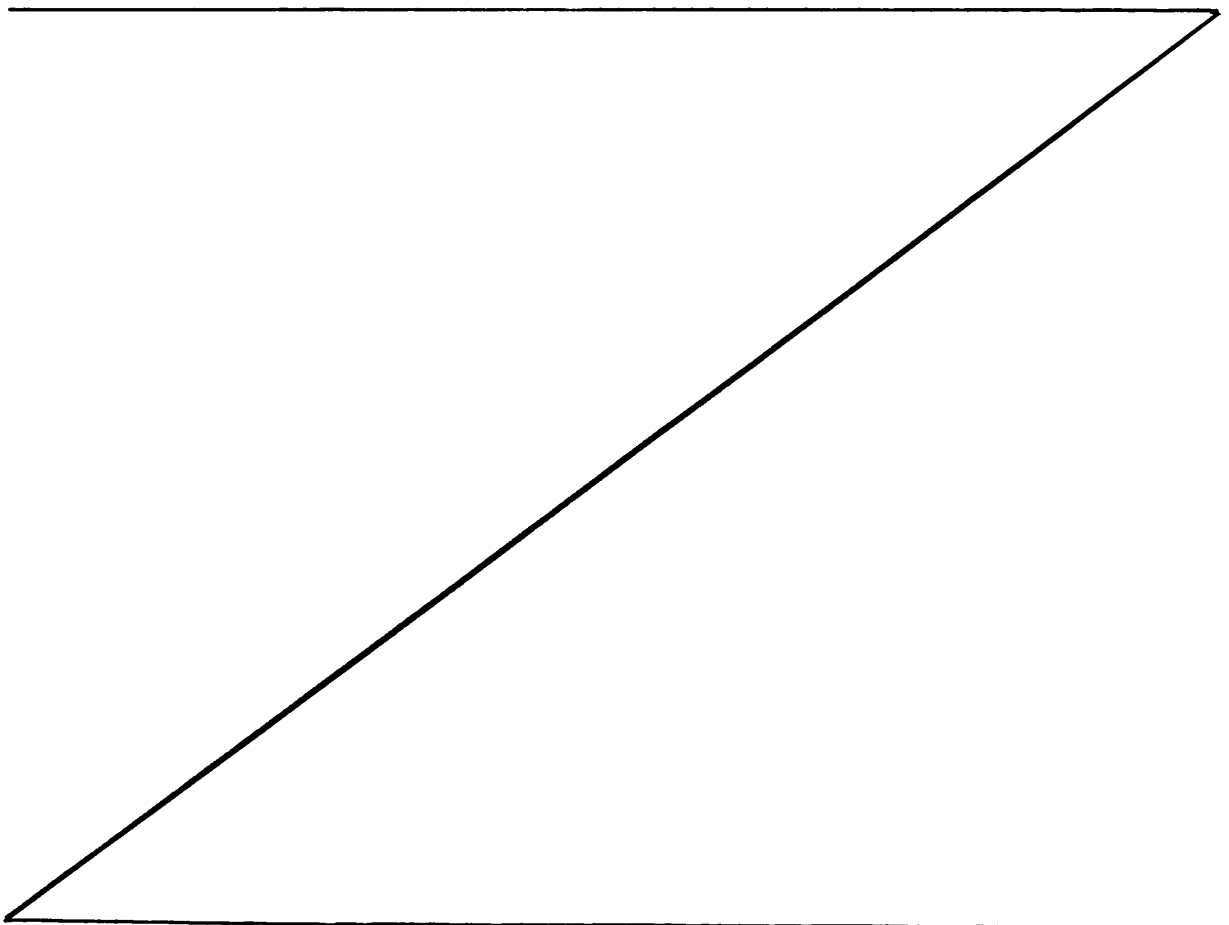
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 45 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. 45 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. 45, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



May 6, 1969

SYLVAN-COFFEE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 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. 45, 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 1st day of December, 1969, 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
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. Hasegard
Public Works Department

PHM
10-21-69

MODESTO CITY COUNCIL
RESOLUTION NO.69-1103

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.(MCHENRY 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 20, 1969, duly adopted Resolution No. 69-994 (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. 46 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 1, 1969, 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:

Second Church of Christ, Scientist, Modesto
3224 McHenry Avenue
Modesto, California

In a written communication, they stated they did not want to be included in the annexation.

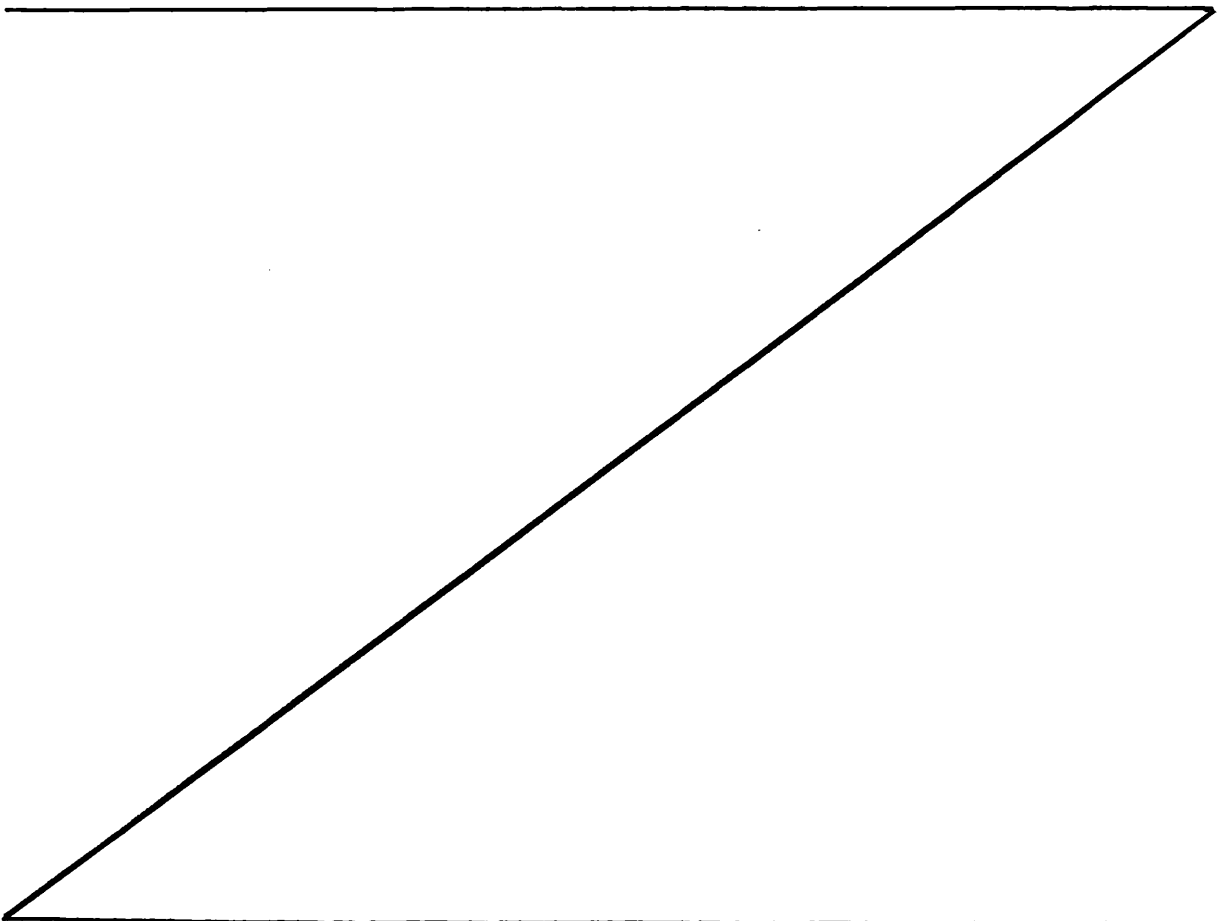
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 46 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. 46 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. 46, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



McHENRY 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 the Southeast quarter of Section 8, and a portion of the North half of the Southwest quarter of the Southwest quarter of Section 9, 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 most Easterly Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968 as Instrument 25254, Stanislaus County Records, said corner being North $89^{\circ} 02' 30''$ West, 435.29 feet along the center line of 60 foot Woodrow Avenue from the Northeast corner of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, South $89^{\circ} 02' 30''$ East, 130.29 feet to the Northerly extension of the Western line of Parcel 1 of the map filed December 23, 1966 in Volume 2 of Parcel Maps, Page 117, Stanislaus County Records; thence along said Western line, South $0^{\circ} 53' 30''$ East, 145.00 feet; thence along the Southern line of Parcel 1 and the Northern line of Parcel 2 of said Parcel Map and its Easterly extension, South $89^{\circ} 02' 30''$ East, 305.00 feet to a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along said center line and section line, North $0^{\circ} 53' 30''$ West, 145.00 feet to its intersection with the center line of Woodrow Avenue and the North line of the Southeast quarter of the Southeast quarter of Section 8; thence along the center line of 60 foot Robin Hood Drive, South $89^{\circ} 29' 20''$ East, 61.11 feet; thence continuing along the center line of Robin Hood Drive along a tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet, to its intersection with the Northerly extension of the Western line of a 20 foot alley in Block 12309 of the SHERWOOD FOREST subdivision, as per map filed in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Northerly extension and the Western line of said alley, South $0^{\circ} 53' 30''$ East, 395.50 feet to the Southern line of said subdivision and a point on the existing City Limits on the Northern line of the CROCCO ADDITION (171), as per description filed March 17, 1965 as Instrument 10620, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (171), North $89^{\circ} 29' 20''$ West, 189.72 feet to the Northwestern corner of said Addition (171) and a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along the existing City Limits on the Western line of said Addition (171) and the center line of McHenry Avenue and said section line, South $0^{\circ} 53' 30''$ East, 254.62 feet to the South line of the North half of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, North $89^{\circ} 03' 20''$ West, 454.42 feet to a point on the existing City Limits at the most Easterly Southeastern corner of the Leveland Addition (221); thence along the existing City Limits on the most Eastern line of said Addition (221), North $0^{\circ} 45' 45''$ East, 662.41 feet to the point of beginning, containing 7.514 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. 46, 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 1st day of December, 1969, 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

(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. A. Hayward
10-21-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1104

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON COVENA AVE. AT 1421 HADDON
AVENUE, BLOCK 2089, LOTS 12, 13 and SOUTH 10' OF LOT 11
(Mrs. Darleen M. Beard)

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 Block 2089, Covena Avenue, and

WHEREAS, the Council, did, on November 17, 1969, adopt its Resolution No. 69-1069, 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 1st day of December, 1969, 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. 69-1069, 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. 69-1069 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California; work to be completed by December 1, 1970.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____

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

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1105

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE BURBANK-PARADISE
FIRE PROTECTION DISTRICT IN STANISLAUS
COUNTY.

WHEREAS, a portion of the Burbank-Paradise

Fire Protection District in Stanislaus County was annexed to the
City of Modesto during the year 1969, and officially became
part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFI- CIALLY BECAME PART OF CITY
KAZMIR COURT ADDITION	Ord. 996-C.S.	11/10/69	12/1/69

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 State Board of
Equalization, the governing body of the District, and the County
Assessor of copies of a resolution of the legislative body of the
city, describing the included portion, and declaring such portion
withdrawn, and

WHEREAS, it is to the best interests of the residents in
the area of said Fire Protection District which has been annexed to

KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South 89° 00' West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South 0° 27' East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South 89° 05' East, 644.88 feet, and North 75° 00' East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North 0° 24' West, 657.86 feet, to the point of beginning, containing 20.773 Acres, more or less.

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, be withdrawn from the boundaries of the Burbank-Paradise 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 State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, 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. Haseford
Public Works Department

R. C. Haseford
11-17-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69=1106

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 1969, and officially became
part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFI- CIALLY BECAME PART OF CITY
RIVERSIDE ADDITION	Res. 69-204	3/10/69	3/24/69
EL VISTA SCHOOL ADDITION	Ord. 962-C.S.	5/12/69	6/2/69
RIVERSIDE NO. 2 ADDITION	Res. 69-474	5/26/69	6/12/69
SANTA ROSA ADDITION	Res. 69-636	7/7/69	7/25/69
EL VISTA NO. 3 ADDITION	Res. 69-838	9/2/69	9/25/69

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 State Board of
Equalization, the governing body of the District, and the County
Assessor of copies of a resolution of the legislative body of the
city, describing the included portion, and declaring such portion
withdrawn, and

WHEREAS, it is to the best interests of the residents in
the area of said Fire 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, 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 State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, 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 P. A. Hasegood
Public Works Department

RIVERSIDE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Section 26 and 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 Yosemite Lanes Addition (163), as per description filed May 19, 1964, as Instrument 19735, Stanislaus County Records, said point being at the intersection of the Southern line of Yosemite Boulevard and the Southerly extension of the Western line of Trask Lane, as said streets are shown on the map of Yosemite Villa subdivision, filed in Volume 17 of Maps, Page 1, Stanislaus County Records; thence along the existing City Limits on the Southerly extension of the Western line of Trask Lane, North $0^{\circ} 35' 20''$ West, 83.00 feet, to a point on the Northern line of Yosemite Boulevard; thence leaving the City Limits and along the Northern line of Yosemite Boulevard, said line being parallel with and 50.00 feet, measured at right angles, Northerly from the South line of Section 26, South $89^{\circ} 54' 15''$ East, 886.51 feet, to the Southeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded January 25, 1962, as Instrument 3211, Stanislaus County Records; thence along the Eastern and Northern lines of said Wilson property, North $0^{\circ} 34' 20''$ West, 358.66 feet, and North $89^{\circ} 56' 20''$ West, 100.00 feet, to the Northeastern corner of property conveyed to Dave E. Wilson, et al, by Deed recorded December 28, 1961, as Instrument 43440, Stanislaus County Records; thence along the Northern line of said Wilson property, North $89^{\circ} 56' 20''$ West, 100.00 feet, to the Southeastern corner of the Los Altos Tract, as per map filed in Volume 17 of Maps, Page 45, Stanislaus County Records; thence along the eastern line of said subdivision, North $0^{\circ} 34' 20''$ West, 912.30 feet, to the Northeastern corner of said subdivision and the Southeastern corner of the Lynndale Park Subdivision, as per map filed in Volume 17 of Maps, Page 51, Stanislaus County Records; thence along the Eastern line of said subdivision, North $0^{\circ} 34' 50''$ West, 660.37 feet, to the Northeastern corner of said subdivision; thence along the Easterly extension of the Northern line of said subdivision, said line being the Northern line of property conveyed to Arthur F. Althoff, et ux, by Deed recorded December 24, 1951, as Instrument 29501, Stanislaus County Records, South $89^{\circ} 55' 45''$ East, 657.00 feet, to a point on the Western line of 40 foot North Riverside Drive, said line also being the East line of the West half of Section 26; thence along said Western line of North Riverside Drive and the East line of the West half of Section 26, North $0^{\circ} 33' 30''$ West, 623.27 feet, to a point on the Southern line of the Modesto Irrigation District Lateral Number 2; thence along said Southern line of Lateral Number 2, North $89^{\circ} 58' 05''$ West, 1313.85 feet, to the Northeastern corner of the Yosemite Villa subdivision and the center line of Trask Lane as shown on the map of said subdivision; thence along the center line of Trask Lane, North $0^{\circ} 35'$ West, 75.00 feet across Lateral Number 2 to the Northern line of Lateral Number 2 and the Southeastern corner of the Palo Verde Tract, as per map filed in Volume 17 of Maps, Page 22, Stanislaus County Records; thence along the Eastern line of said tract, North $0^{\circ} 35'$ West, 357.02 feet, to the Southwestern corner of the Edgebrook Manor subdivision, as per map filed in Volume 19 of Maps, Page 16, Stanislaus County Records; thence along the Southern line of said subdivision, South $89^{\circ} 58'$ East, 425.00 feet; thence along the Eastern line of said subdivision, North $0^{\circ} 35' 35''$ West, 265.18 feet, and North $0^{\circ} 51' 55''$ West, 746.09 feet to the Northeastern corner of said subdivision; thence along the Northern line of property conveyed to Arthur J. Wylie, et ux, by Deed recorded November 10, 1967, as Instrument 36770, Stanislaus County Records, the following bearings and distances: South $59^{\circ} 06' 20''$ East, 159.70 feet; North $89^{\circ} 57' 25''$ East, 527.52 feet, to the center line of Dry Creek; and along the center line of Dry Creek, South $56^{\circ} 49' 35''$ East, 299.55 feet, to the Northerly extension of the Eastern line of 40 foot North Riverside Drive; thence along the Eastern line of North Riverside Drive, said line being 20.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South $0^{\circ} 34' 45''$ East, 1123.15 feet, to a point on the Northern line of Lateral Number 2;

thence along the Northern line of Lateral Number 2, South $89^{\circ} 58' 05''$ East, 20.00 feet, to a point on the Northerly extension of the Eastern line of that portion of North Riverside Drive lying South of Lateral Number 2; thence along said Eastern line, said line being 40.00 feet, measured at right angles, Easterly from the East line of the West half of Section 26, South $0^{\circ} 33' 30''$ East, 2712.86 feet, to a point on the Southern line of Yosemite Boulevard; thence along the Southern line of Yosemite Boulevard, said line being parallel with and 33.00 feet, measured at right angles, Southerly from the South line of Section 26, North $89^{\circ} 54' 15''$ West, 1383.02 feet, to the point of beginning, containing 64.805 acres, more or less.

EL VISTA SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 26 and 27, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Northeastern corner of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953, as Instrument 30045, and a Southeastern corner of the MORAN ADDITION (102), as per description filed December 24, 1959, as Instrument 37564, Stanislaus County Records, said point being at the intersection of the Northerly extension of the Eastern line of a 20 foot alley in Block 2258 and the Northern line of a 60 foot public road known as Encina Avenue, said Northern line also being the Southern line of the Modesto Irrigation District Lateral Number 2; thence along the existing City Limits on an Eastern boundary of the Moran Addition (102) and across said Lateral Number 2, North $0^{\circ} 35' 30''$ West, 75.00 feet, to a point on the Northern line of said Lateral Number 2; thence along the existing City Limits on a Southern boundary of the Moran Addition (102) and the Northern line of said Lateral Number 2, South $89^{\circ} 46'$ East, 114.24 feet, to a Southeastern corner of the Moran Addition (102) and a Southwestern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point also being on the Western line of a public road known as El Vista Avenue; thence along the existing City Limits on the Southern boundary of said Addition (197) and the Northern line of Lateral Number 2, South $89^{\circ} 46'$ East, 50.00 feet, to the Southeastern corner of said Addition (197), said point being on the section line common to Sections 26 and 27; thence leaving the existing City Limits and along said section line, said line also being the center line of El Vista Avenue, South $0^{\circ} 36'$ East, 37.50 feet, to the quarter section corner common to Sections 26 and 27, said point also being on the center line of Lateral Number 2; thence along the North line of the Southwest quarter of Section 26 and the center line of said Lateral Number 2, South $89^{\circ} 57' 35''$ East, 656.95 feet, to the Eastern line of the Northwest quarter of the Northwest quarter of the Southwest quarter of Section 26, said line being the center line of a 60 foot public road known as Colfax Avenue; thence along said center line of Colfax Avenue, South $0^{\circ} 35' 25''$ East, 780.96 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North $89^{\circ} 55' 40''$ West, 656.83 feet, to a point on the center line of an 80 foot public road known as El Vista Avenue; thence along said center line of El Vista Avenue, North $0^{\circ} 36'$ West, 110.00 feet, to a point on the center line of a 60 foot public road known as Roble Avenue; thence along said center line of Roble Avenue, North $89^{\circ} 46'$ West, 164.33 feet, to a point on the Southerly extension of the Eastern line of a 20 foot alley in Block 2258 and a point on the Eastern boundary of the La Loma-Yosemite Addition (55); thence along the existing City Limits on the Eastern boundary of said Addition (55), North $0^{\circ} 35' 30''$ West, 633.12 feet, to the point of beginning, containing 14.444 Acres, more or less.

RIVERSIDE NO. 2 ADDITION

All that portion of the East half of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, shown as Parcels 1 and 1-A on the map filed May 16, 1966, in Book 1 of Parcel Maps at Page 134, 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 March 24, 1969 as Instrument 9772, Stanislaus County Records, said point being the intersection of the Southern line of the Modesto Irrigation District Lateral Number 2 and the Eastern line of a 40 foot public road known as North Riverside Drive, said point also being the Northwestern corner of Parcel 1 of said Parcel Map; thence along the existing City limits on the Eastern line of North Riverside Drive, South $0^{\circ} 33' 30''$ East, 363.30 feet to the Southwestern corner of said Parcel 1; thence leaving the existing City limits and along the Southern line of said Parcel 1, North $79^{\circ} 13' 21''$ East, 1627.91 feet to the Southeastern corner of said Parcel 1, said corner being on 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 the Eastern line of said parcel 1, North $0^{\circ} 32' 50''$ West, 91.93 feet to the Southeastern corner of Parcel 1-A of said Parcel Map, said corner being on the East-West quarter section line of said Section 26; thence continuing along the East line of the West half of the West half of the East half of the Southeast quarter of said Section 26 and the Eastern line of said Parcel 1-A, North $0^{\circ} 32' 50''$ West, 549.01 feet; thence along a tangent curve concave to the West having a Central Angle of $20^{\circ} 27' 21''$, a Radius of 500.00 feet, and an Arc Length of 178.51 feet, to the Northeastern corner of said Parcel 1-A, said corner being on the Southern line of Modesto Irrigation District Lateral No. 2; thence along said Southern line and the Northern line of said Parcels 1-A and 1, the following bearings and distances:

South $68^{\circ} 59' 49''$ West, 537.16 feet; thence along a tangent curve concave to the Southeast, having a Central Angle of $18^{\circ} 50' 00''$, a Radius of 423.90 feet, and an Arc Length of 139.34 feet; thence South $50^{\circ} 09' 49''$ West, 656.72 feet; thence along a tangent curve concave to the Northwest, having a Central Angle of $39^{\circ} 52' 38''$, a Radius of 315.30 feet, and an Arc Length of 219.44 feet; thence North $89^{\circ} 57' 33''$ West, 235.85 feet to the point of beginning, containing 20.783 Acres, more or less.

SANTA ROSA ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of the Northeast quarter of Section 33, 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 Southern line of the LA LOMA-YOSEMITE ADDITION (55), as per description filed December 4, 1953 as Instrument 30045, Stanislaus County records, said point being at the intersection of the Western line of 60 foot South Santa Rosa Avenue and the Westerly extension of the Southern line of Lot 15 of Block 2015 as said block is shown on the map of the DEL ESTE SUBDIVISION as Block 3, filed April 14, 1914 in Volume 8 of Maps at Page 12, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (55), East 288.34 feet to the Eastern line of the 20 foot North-South alley in said block; thence along the Eastern line of said alley, South $0^{\circ} 54'$ East, 60.00 feet to its intersection with the Easterly extension of a line which is parallel with and 5.00 feet, measured at right angles, Southerly from the Southern line of Lot 14 of Block 2015; thence along said line and its Westerly extension, West, 288.34 feet to a point on the Western line of South Santa Rosa Avenue and the existing City Limits; thence along the existing City Limits on the Western line of South Santa Rosa Avenue, North $0^{\circ} 54'$ West, 60.00 feet to the point of beginning, containing 0.397 Acres, more or less.

All that real property in the State of California, County of Stanislaus, being a portion of Section 26, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the El Vista School Addition (232), as per description filed June 2, 1969, as Instrument 19184, Stanislaus County Records, said point being the intersection of the center line of a 60.00 foot public road known as Colfax Avenue and the center line of Modesto Irrigation District Lateral Number 2 which is also the East-West quarter line of Section 26; thence along the existing City Limits on the boundary of said Addition (232), North $89^{\circ} 58'$ West, 656.95 feet, to a point on the section line common to Sections 26 and 27, said line being the center line of a public road known as El Vista Avenue; thence along said line, North $00^{\circ} 36'$ West, 37.50 feet to the Southeastern corner of the DRY CREEK ADDITION (197), as per description filed October 26, 1966, as Instrument 37059, Stanislaus County Records, said point being the intersection of the Northern line of Lateral Number 2 and the center line of El Vista Avenue; thence along the existing City Limits on said section line, North $00^{\circ} 36'$ West, 592.38 feet, to the center line of Ada Street in the PALO VERDE TRACT as per map filed May 24, 1951 in Volume 17 of Maps, Page 22, Stanislaus County Records; thence leaving the existing City Limits and along said center line, South $89^{\circ} 58'$ East, 183.50 feet, to the Northerly extension of the Eastern line of the alley in Block 2256 of PALO VERDE TRACT; thence along said extension and Eastern line of said alley, South $00^{\circ} 36'$ East, 592.38 feet, to the Northern line of Lateral Number 2; thence along said Northern line, South $89^{\circ} 58'$ East, 470.50 feet to the center line of Colfax Avenue as per map of Palo Verde Tract; thence South $05^{\circ} 48'$ East, 37.65 feet, to the point of beginning, containing 3.060 Acres more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1107

A RESOLUTION WITHDRAWING CERTAIN
DESCRIBED TERRITORY FROM THE
McHENRY-DRY CREEK
FIRE PROTECTION DISTRICT IN STANISLAUS
COUNTY.

WHEREAS, a portion of the McHenry-Dry Creek

Fire Protection District in Stanislaus County was annexed to the City of Modesto during the year 1969, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY.
STRATHMORE ADDITION	Ord. 950-C.S.	1/27/69	2/14/69
SCENIC NO. 2 ADDITION	Ord. 960-C.S.	4/14/69	5/2/69
EL TERINO ADDITION	Ord. 976-C.S.	7/7/69	7/25/69
ROSE ACRES NO. 3 ADDITION	Res. 69-33	1/13/69	1/24/69
EAST COOLIDGE ADDITION	Ord. 994-C.S.	11/3/69	12/1/69
JOHN SUTTER SCHOOL ADDITION	Ord. 973-C.S.	6/23/69	7/7/69
ROSE ACRES NO. 4 ADDITION	Res. 69-336	4/21/69	5/2/69
McHENRY ADDITION	Ord. 989-C.S.	9/22/69	10/9/69
SYLVAN-COFFEE NO. 1 ADDITION	Ord. 990-C.S.	9/22/69	10/9/69

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 State Board of Equalization, the governing body of the District, and the County Assessor of copies of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire 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 McHenry-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 State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969 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, 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

RH
11-17-69

July 12, 1968

SCENIC NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 28, Township 3 South, Range 9 East, Mount Diablo and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Eastern line of the GRANT ADDITION (32), as per description filed May 18, 1950 as Instrument 11062, Stanislaus County Records, said point being the Southwestern corner of property conveyed to Walter H. Pingle, et ux, by Deed recorded in Volume 849, Page 431, Stanislaus County Records, and also being South 0° 04' East, 69.00 feet from the Northeastern corner of said Grant Addition and the Southern line of a 60 foot public road known as East Morris Avenue; thence along the existing City Limits on the Eastern line of said Grant Addition the following bearings and distances: South 0° 04' East, 75.00 feet; South 8° 45' 40" West, 66.93 feet; South 0° 28' East, 198.00 feet; and South 73° 56' West, 25.41 feet, to the Northwestern corner of property conveyed to Birdie Henderson by Deed recorded in Volume 1269, Page 602, Stanislaus County Records; thence leaving the existing City limits and along the Western line of said Henderson property, South 0° 43' East, 373.05 feet, to a point on the center line of a 50 foot public road known as Scenic Drive; thence along said center of Scenic Drive, North 68° 23' 30" East, 362.25 feet, to a point on the center line of a 90 foot public road known as Coffee Road, said center line being the East line of Section 28; thence along said center line of Coffee Road, North 0° 04' West, 581.74 feet, to a point which is South 0° 04' South, 99.00 feet from the center line of East Morris Avenue, said point being on the Easterly extension of the Southern line of Pingle property; thence along said extension and the Southern line of said Pingle property, North 89° 15' West, 308.00 feet to the point of beginning, containing 4.876 Acres, more or less.

All that real property in the State of California, County of Stanislaus, 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 Northeastern corner of the JOHN MUIR PARK TRACT (10), as per description filed January 20, 1941 as Instrument 886, Stanislaus County Records, said point being at the intersection of the Western line of 40 foot Sunrise Avenue and the Southeastern line of the Modesto Irrigation District Lateral Number 4, and also being on the Southeastern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967 as Instrument 30334, Stanislaus County Records; thence along the existing City Limits on the Southeastern line of said Addition (206) and the Southeastern line of said Lateral Number 4, North $40^{\circ} 48' 52''$ East, 439.22 feet, and North $49^{\circ} 37' 40''$ East, 507.57 feet, to a point on the Western line of the EL VECINO NO. 2 ADDITION (182), as per description filed September 28, 1965 as Instrument 37540, Stanislaus County Records; thence along the existing City Limits on the Western and Southern lines of said Addition (182), South $0^{\circ} 35' 30''$ East, 113.62 feet, and South $89^{\circ} 42'$ East, 680.52 feet, to a point on the Western line of the YORKSHIRE ADDITION (90), as per description filed March 11, 1959 as Instrument 6961, Stanislaus County Records, said point being 20.00 feet Easterly from the center line of El Vecino Avenue; thence along the existing City Limits on the Western line of said Addition (90), South $0^{\circ} 32' 40''$ East, 329.98 feet, to the Northeastern corner of the EL VECINO NO. 3 ADDITION (203), as per description filed July 26, 1967 as Instrument 23306, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (203) the following bearings and distances: North $89^{\circ} 38' 40''$ West, 680.50 feet; South $0^{\circ} 33'$ East, 329.34 feet; and South $89^{\circ} 35' 20''$ East, 680.45 feet to the Southwestern corner of the previously mentioned Addition (90); thence along the existing City Limits on the Southern line of said Addition (90), South $89^{\circ} 59' 11''$ East, 639.71 feet, to the Southwestern corner of the ZLAB ADDITION (69), as per description filed January 18, 1956 as Instrument 1481, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (69) the following bearings and distances: South $89^{\circ} 59' 11''$ East, 305.90 feet; North $0^{\circ} 30'$ West, 66.00 feet; and South $89^{\circ} 59' 11''$ East, 355.00 feet, to a point on a Western line of the DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950 as Instrument 16443, Stanislaus County Records, said point being on the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33) and the center line of Coffee Road, South $0^{\circ} 30'$ East, 417.23 feet, to the Northeastern corner of the WEST DOWNEY ADDITION (57), as per description filed February 2, 1954 as Instrument 2639, Stanislaus County Records; thence along the existing City Limits on the Northern, Western and Southern line of said Addition (57) the following bearings and distances; North $89^{\circ} 54' 39''$ West, 659.80 feet; South $0^{\circ} 30'$ East, 640.04 feet; and South $89^{\circ} 57'$ East, 659.48 feet, to a point on a Western line of the previously mentioned Addition (33) and the center line of Coffee Road; thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 164.74 feet, to the Northeastern corner of the ROBERTS ADDITION (137), as per description filed October 18, 1962 as Instrument 39843, Stanislaus County Records; thence along the existing City Limits on the Northern and Western line of said Addition (137), North $89^{\circ} 57'$ West, 659.46 feet, and South $0^{\circ} 30'$ East, 165.00 feet, to a point on a Western line of the previously mentioned Addition (33); thence along the existing City Limits on a Western line of said Addition (33), South $0^{\circ} 30'$ East, 639.47 feet, and North $89^{\circ} 57'$ West, 164.86 feet, said last mentioned line being along the Northern line of 40 foot Lucern Avenue, to a point on the Eastern line of the PORTION OF RICE COLONY ADDITION (20), as per description filed November 8, 1948 as instrument 22996, Stanislaus County Records, said point being on the center line of El Terino Avenue; thence along the existing City Limits on the Eastern and Northern lines of said Addition (20), North $0^{\circ} 30'$ West, 309.50 feet, and North $89^{\circ} 57'$ West, 164.87 feet, to a point on the Eastern line of the PORTION OF LOT 3 OF RICE COLONY ADDITION (24), as per description filed October 7, 1949 as Instrument 20942, Stanislaus County Records; thence along the existing City Limits on the Eastern

and Northern lines of said Addition (24), North 0° 30' West, 330.82 feet, and North 89° 57' West, 330.47 feet, to a point on the Eastern line of the PORTION OF LOTS 2 AND 7 OF THE RICE COLONY ADDITION (43), as per description filed October 9, 1951 as Instrument 23638, Stanislaus County Records, said point being on the center line of El Vecino Avenue; thence along the existing City Limits on the Eastern line of said Addition (43) and the center line of El Vecino Avenue, North 0° 32' West, 65.00 feet, to the Southeastern corner of the RAMONA NO. 1 ADDITION (194), as per description filed June 24, 1966 as Instrument 22469, Stanislaus County Records; thence along the existing City Limits on the center line of El Vecino Avenue and the Eastern line of said Addition (194), North 0° 32' West, 359.19 feet, and along the Northern line of said Addition (194), North 89° 34' West, 175.00 feet, to a point on the Eastern line of the RAMONA NO. 2 ADDITION (193), as per description filed June 24, 1966 as Instrument 22470, Stanislaus County Records; thence along the existing City Limits on the Eastern and Northern lines of said Addition (193) the following bearings and distances: North 0° 32' West, 70.00 feet; South 89° 34' East, 10.00 feet; North 0° 32' West, 164.81 feet; North 89° 34' West, 9.92 feet; North 0° 32' West, 80.00 feet; South 89° 34' East, 6.92 feet; North 0° 32' West, 73.20 feet; South 89° 34' East, 8.00 feet; North 0° 32' West, 68.00 feet; and North 89° 34' West, 170.00 feet, to a point on the center line of Ramona Avenue and the Eastern line of the BODEM COLONY, TATUM TRACT, AND RICE COLONY ADDITION (38), as per description filed October 27, 1950 as Instrument 24730, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (38) and the center line of Ramona Avenue, North 0° 32' West, 109.19 feet; thence along the Northern line of said Addition (38) and the center line of E. Fairmont Avenue, North 89° 34' West, 1010.14 feet to a point on the Eastern line of previously mentioned John Muir Park Tract Addition (10), said point being on the Western line of 40 foot Sunrise Avenue; thence along the existing City Limits on the Eastern line of said Addition (10), North 0° 35' 50" West, 435.29 feet to the point of beginning, containing 57.141 Acres, more or less.

ROSE ACRES NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 22, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 2 of the BROUGHTON COLONY TRACT, as per map filed March 17, 1904, in Volume 1 of Maps, Page 78, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Northwestern corner of the KIENITZ ADDITION (179), as per description filed July 27, 1965, as Instrument 28973, Stanislaus County Records, said point being on the center line of Rose Avenue; thence along the center line of Rose Avenue, said line also being the Western line of the Northeast quarter of Section 22 and the Western line of Lot 2 of the Broughton Colony Tract, North $0^{\circ} 37'$ West, 643.78 feet to a point on the Northern line of Section 22; thence along said Northern line of Section 22, North $89^{\circ} 50' 35''$ East, 1311.54 feet to the Northeastern corner of Lot 2; thence along the Eastern line of said Lot 2, South $0^{\circ} 41' 30''$ East, 644.62 feet to the Northeastern corner of the Kienetz Addition (179); thence along the existing City Limits on the Northern line of said Addition (179), South $89^{\circ} 52' 45''$ West, 1312.39 feet to the point of beginning, containing 19.402 Acres, more or less.

EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North 0° 10' West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North 89° 00' West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North 0° 10' West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North 89° 00' West, 123.00 feet; South 0° 10' East, 20.00 feet; North 89° 00' West, 141.00 feet; South 0° 10' East, 160.00 feet; and North 89° 00' West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North 89° 00' West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North 0° 10' West, 140.00 feet, to a point on the Northern line of Drake Avenue; South 89° 00' East, 115.00 feet, along said Northern line; North 0° 10' West, 85.00 feet; North 89° 00' West, 95.00 feet; and North 0° 10' West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the McHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South 89° 00' East, 64.00 feet; North 0° 10' West, 310.00 feet; and South 89° 00' East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South 89° 00' East, 315.00 feet; South 0° 10' East, 330.00 feet, to the center line of East Coolidge Avenue; South 89° 00' East, 196.00 feet, along the center line of East Coolidge Avenue; North 0° 10' West, 120.00 feet; South 89° 00' East, 50.00 feet; and North 0° 10' West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South 89° 00' East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South 89° 00' East, 197.00 feet; North 0° 10' West, 310.00 feet; North 89° 00' West, 47.00 feet; and North 0° 10' West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South 89° 00' East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North 0° 15' West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South 69° 57' East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South 0° 03' East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North 89° 00' West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South 0° 03' East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North 89° 00' West, 330.72 feet, and South 0° 03' East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North 89° 00' West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South 0° 03' East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South 89° 03' East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South 0° 02' 30" East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North 89° 03' West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South 0° 02' 30" East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North 89° 03' West, 165.00 feet; North 0° 02' 30" West, 213.44 feet; North 89° 03' West, 32.00 feet; North 0° 02' 30" West, 306.11 feet, to the center line of East Orangeburg Avenue; and North 89° 00' West, 463.66 feet to the point of beginning, containing 59.657 Acres, more or less.

JOHN SUTTER SCHOOL ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the East half 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 Northern boundary of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center lines of Dawn Drive and Sunrise Avenue, said center line of Sunrise Avenue being the West line of the East half of Section 21; thence along the existing City Limits on the boundary of said Addition (206) and said quarter section line, North $0^{\circ} 41'$ West, 140.00 feet; thence leaving the existing City Limits and continuing along said quarter section line, North $0^{\circ} 41'$ West, 39.80 feet, to its intersection with the Westerly extension of the Northern line of a 20 foot East-West alley in Block 1140 as shown on the map of the SUNRISE HOMES subdivision, filed June 25, 1945, in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said Westerly extension and the Northern line of said alley, South $89^{\circ} 41' 30''$ East, 158.00 feet, to the Western line of a 20 foot North-South alley in said block; thence along the Western line of said alley and its Northerly extension, North $0^{\circ} 41'$ West, 480.00 feet, to the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, North $89^{\circ} 41' 30''$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line, North $0^{\circ} 41' 30''$ West, 660.61 feet, to its intersection with the Westerly extension of a Northern line of property conveyed to the Modesto City School District by Deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along said Northern line, South $89^{\circ} 38' 30''$ East, 330.50 feet, to its intersection with a Western line of property conveyed to the Modesto City School District by Deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along said Western line, North $0^{\circ} 41' 30''$ West, 263.60 feet, to its intersection with the Northern line of said property; thence along the Northern line of said property, South $89^{\circ} 38' 30''$ East, 330.72 feet, to its intersection with the Eastern line of said property, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, and the Western line of the GENEVA HEIGHTS subdivision as shown on the map filed June 28, 1955, in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said line, South $0^{\circ} 40' 30''$ East, 923.62 feet, to its intersection with the center line of East Orangeburg Avenue; thence continuing along the East line of the West half of the West half of the Northeast quarter of Section 21, said line also being the center line of Sarah Avenue, South $0^{\circ} 40' 20''$ East, 659.22 feet, to a point on the existing City Limits on a Northern line of the Sunrise Addition (206), said point being the intersection of the center lines of Sarah Avenue and Dawn Drive; thence along the existing City Limits on a Northern line of said Addition (206), North $89^{\circ} 44' 30''$ West, 660.84 feet, to the point of beginning, containing 20.284 Acres, more or less.

February 14, 1969

ROSE ACRES NO. 4 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 at a point on the existing City Limits as established by Northwestern corner of the ROSE ACRES NO. 3 ADDITION (225), as per description filed January 24, 1969, as Instrument 2734, Stanislaus County Records, said point being on the center line of a 40 foot road known as Rose Avenue at the South quarter corner of Section 15; thence leaving the City Limits and along the center line of Rose Avenue, North, 660.37 feet, to the Southwestern corner of the ROSE ACRES ADDITION (181), as per description filed September 27, 1965, as Instrument 37370, Stanislaus County Records; thence along the existing City limits and the Southern line of said Addition (181), South $89^{\circ} 20'$ East, 1311.79 feet, to a point on the East line of the West half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, North $0^{\circ} 01' 06''$ East, 660.64 feet, to a point on the North line of the South half of the Southeast quarter of Section 15; thence along said line and the existing City Limits, South $89^{\circ} 20' 41''$ East, 1311.91 feet, to a point on the East line of Section 15; thence leaving the City Limits and along the East line of Section 15, said line being the center line of a 40 foot road known as Oakdale Road, South $0^{\circ} 01' 26''$ West, 1321.84 feet, to the section corner common to Sections 14, 15, 22 and 23; thence along the South line of Section 15, North $89^{\circ} 19' 15''$ West, 2623.37 feet, to the point of beginning, containing 59.686 Acres, more or less..

McHENRY 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 the Southeast quarter of Section 8, and a portion of the North half of the Southwest quarter of the Southwest quarter of Section 9, 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 most Easterly Northeastern corner of the LEVELAND ADDITION (221), as per description filed August 14, 1968 as Instrument 25254, Stanislaus County Records, said corner being North $89^{\circ} 02' 30''$ West, 435.29 feet along the center line of 60 foot Woodrow Avenue from the Northeast corner of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, South $89^{\circ} 02' 30''$ East, 130.29 feet to the Northerly extension of the Western line of Parcel 1 of the map filed December 23, 1966 in Volume 2 of Parcel Maps, Page 117, Stanislaus County Records; thence along said Western line, South $0^{\circ} 53' 30''$ East, 145.00 feet; thence along the Southern line of Parcel 1 and the Northern line of Parcel 2 of said Parcel Map and its Easterly extension, South $89^{\circ} 02' 30''$ East, 305.00 feet to a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along said center line and section line, North $0^{\circ} 53' 30''$ West, 145.00 feet to its intersection with the center line of Woodrow Avenue and the North line of the Southeast quarter of the Southeast quarter of Section 8; thence along the center line of 60 foot Robin Hood Drive, South $89^{\circ} 29' 20''$ East, 61.11 feet; thence continuing along the center line of Robin Hood Drive along a tangent curve concave to the Southwest, having a Radius of 670.00 feet, a Central Angle of $11^{\circ} 05' 35''$, and an Arc Length of 129.72 feet, to its intersection with the Northerly extension of the Western line of a 20 foot alley in Block 12309 of the SHERWOOD FOREST subdivision, as per map filed in Volume 18 of Maps, Page 56, Stanislaus County Records; thence along said Northerly extension and the Western line of said alley, South $0^{\circ} 53' 30''$ East, 395.50 feet to the Southern line of said subdivision and a point on the existing City Limits on the Northern line of the CROCCO ADDITION (171), as per description filed March 17, 1965 as Instrument 10620, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (171), North $89^{\circ} 29' 20''$ West, 189.72 feet to the Northwestern corner of said Addition (171) and a point on the center line of McHenry Avenue and the section line common to Sections 8 and 9; thence along the existing City Limits on the Western line of said Addition (171) and the center line of McHenry Avenue and said section line, South $0^{\circ} 53' 30''$ East, 254.62 feet to the South line of the North half of the Southeast quarter of the Southeast quarter of Section 8; thence along said line, North $89^{\circ} 03' 20''$ West, 454.42 feet to a point on the existing City Limits at the most Easterly Southeastern corner of the Leveland Addition (221); thence along the existing City Limits on the most Eastern line of said Addition (221), North $0^{\circ} 45' 45''$ East, 662.41 feet to the point of beginning, containing 7.514 Acres, more or less.

A portion of
SYLVAN-COFFEE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 Acres, more or less.

STRATHMORE ADDITION

All that real property in the State of California, County of Stanislaus, Sections 22 and 27, 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 DOWNEY HIGH SCHOOL AND JOHN MUIR SCHOOL ADDITION (33), as per description filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being at the intersection of the center line of Brighton Avenue and the Easterly extension of the Southern line of a 20 foot alley in Block 1031;

Thence along the Eastern line of the Downey High School and John Muir School Addition (33) and the existing City Limits, North $0^{\circ}36'$ West, 330.00 feet, to the Southwestern corner of the WYLIE NO. 3 ADDITION (165), as per description filed August 10, 1964, as Instrument 31071, Stanislaus County Records;

Thence along the Southern line of said Wylie No. 3 Addition (165) and the existing City Limits the following bearings and distances: South $89^{\circ}58'13''$ East, 204.00 feet; thence North $0^{\circ}30'30''$ West, 330.07 feet; thence South $89^{\circ}58'13''$ East, 885.34 feet; thence South $0^{\circ}37'$ East, 2.00 feet; thence South $89^{\circ}58'13''$ East, 228.71 feet; thence along the center line of Rose Avenue, North $0^{\circ}37'$ West, 330.84 feet; thence North $89^{\circ}51'45''$ West, 20.00 feet, to the Southeastern corner of the WYLIE ADDITION (132), as per description filed July 23, 1962, as Instrument 27724, Stanislaus County Records;

Thence along the Eastern line of the Wylie Addition (132) and the existing City Limits, North $0^{\circ}37'$ West, 659.39 feet, to a Southwestern corner of the ROSE AVENUE SCHOOL ADDITION (176), as per description filed March 3, 1965, as Instrument 12390, Stanislaus County Records;

Thence along the Southern and Western line of said Rose Avenue School Addition (176) and the existing City Limits the following bearings and distances: North $89^{\circ}59'$ East, 1336.14 feet; thence South $0^{\circ}40'30''$ East, 963.80 feet; thence South $89^{\circ}59'50''$ East, 607.77 feet; thence South $0^{\circ}38'50''$ East, 991.22 feet, to a point on the center line of Scenic Drive;

Thence leaving the existing City Limits and along the center line of Scenic Drive, South $80^{\circ}15'$ West, 632.75 feet, and South $73^{\circ}47'$ West, 2720.67 feet, to its intersection with the center line of Brighton Avenue; thence along said center line of Brighton Avenue, North $0^{\circ}33'23''$ West, 1173.39 feet, to the point of beginning, containing 131.000 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1108

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 1969, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY.
SYLVAN-COFFEE NO. 1 ADDITION	Ord. 990-C.S.	9/22/69	10/9/69
SYLVAN-COFFEE NO. 2 ADDITION	Res. 69-955	10/6/69	10/22/69

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 State Board of Equalization, the governing body of the District, and the County Assessor of copies of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire 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 State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, 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. Rosegood
Public Works Department

R. A. Rosegood
11-17-69

A portion of
SYLVAN-COFFEE NO. 1 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of the East half of the East half of Section 9 and the West half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Northeastern corner of the WALNUT ACRES ADDITION (157), as per description filed May 14, 1963 as Instrument 18496, Stanislaus County Records, said point being North $89^{\circ} 21'$ West, 20.00 feet from the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road, and North $0^{\circ} 46' 53''$ West, 102.52 feet from the center line of Thorsen Avenue, as shown on the map of COFFEE VILLAGE subdivision, as per map filed in Volume 19 of Maps, Page 34, Stanislaus County Records; thence along the existing City Limits and the Northern line of the Walnut Acres Addition (157), North $89^{\circ} 21'$ West, 278.00 feet to the Southeastern corner of property conveyed to Ila M. High, by Deed recorded June 3, 1954 as Instrument 14119, Stanislaus County Records; thence leaving the existing City Limits and along the Eastern line of said High property, North $0^{\circ} 46' 53''$ West, 1295.00 feet to the South line of the North half of Section 9, said line also being the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 21'$ West, 1021.12 feet to the West line of the Southeast quarter of the Northeast quarter of Section 9; thence along said West line, North $0^{\circ} 49'$ West, 1319.53 feet to the North line of the Southeast quarter of the Northeast quarter of Section 9; thence along said North line, South $89^{\circ} 16'$ East, 1319.55 feet to a point on the section line common to Sections 9 and 10 and the center line of 40 foot Coffee Road; thence along the North line of the Southwest quarter of the Northwest quarter of Section 10, North $89^{\circ} 23' 59''$ East, 1254.55 feet, to a point on a line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter; thence along said parallel line, South $0^{\circ} 52' 20''$ East, 657.72 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence South $41^{\circ} 30' 34''$ West, 130.80 feet; thence South $48^{\circ} 29' 26''$ East, 97.49 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence South $0^{\circ} 52' 20''$ East, 145.31 feet, to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, North $89^{\circ} 26' 27''$ East, 1364.48 feet to the interior quarter corner of Section 10; thence along the East line of the West half of Section 10, and along the Western line of SYLVAN VILLAGE NO. 1 subdivision as per map filed in Volume 19 of Maps at Page 76, and the Western line of SYLVAN VILLAGE NO. 2 subdivision as per map filed in Volume 21 of Maps at Page 26, Stanislaus County Records, South $0^{\circ} 53' 58''$ East, 989.57 feet to the Northeastern corner of the COFFEE VILLAGE NO. 2 subdivision as per map filed in Volume 19 of Maps at Page 44, Stanislaus County Records; thence along the Northern line of said Coffee Village No. 2 subdivision and the Northern line of Coffee Village subdivision, South $89^{\circ} 30' 27''$ West, 2622.73 feet to a point on the section line common to Sections 9 and 10 and the center line of Coffee Road; thence along said section line, South $0^{\circ} 46' 53''$ East, 308.48 feet; thence North $89^{\circ} 21'$ West, 20.00 feet to the point of beginning, containing 145.618 Acres, more or less.

SYLVAN-COFFEE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a point on the Northern line of the SYLVAN-COFFEE NO. 1 ADDITION (241), as per description filed October 9, 1969, as Instrument 33952, Stanislaus County Records, said point being the Southwest corner of the Northwest quarter of the Northwest quarter of Section 10 and the center line of 40 foot Coffee Road; thence along the West line of Section 10 and the center line of Coffee Road, North $0^{\circ} 48'$ West, 1317.60 feet to the section corner common to Sections 3, 4, 9 and 10; thence along the North line of Section 10, North $89^{\circ} 21'$ East, 2616.44 feet to the North quarter corner of Section 10; thence along the North line of Section 10, North $89^{\circ} 21' 30''$ East, 653.92 feet; thence South $0^{\circ} 53' 30''$ East, 2640.32 feet to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, South $89^{\circ} 26' 27''$ West, 653.92 feet to the interior quarter corner of Section 10; thence continuing along the South line of the North half of Section 10 and the center line of Sylvan Avenue, South $89^{\circ} 26' 27''$ West, 1364.48 feet; thence North $0^{\circ} 52' 20''$ West, 145.31 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence along a tangent line, North $48^{\circ} 29' 26''$ West, 97.49 feet; thence North $41^{\circ} 30' 34''$ East, 130.80 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence along a tangent line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter, North $0^{\circ} 52' 20''$ West, 657.72 feet to a point on the South line of the Northwest quarter of the Northwest quarter; thence along said line, South $89^{\circ} 23' 59''$ West, 1254.55 feet to the point of beginning, containing 160.792 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1109

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 1969, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY.
PRESCOTT NO. 2 ADDITION	Ord. 961-C.S.	4/28/69	5/16/69
PRESCOTT NO. 3 ADDITION	Res. 69-164	2/25/69	3/10/69
NORTH 99 NO. 3 ADDITION	Ord. 985-C.S.	8/25/69	9/8/69

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 State Board of Equalization, the governing body of the District, and the County Assessor of copies of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire 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 State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, 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

R. Hill
11-17-69

All that real property in the State of California, County of Stanislaus, being portions of Sections 12 and 13, Township 3 South, Range 8 East, and portions of Sections 7 and 18, 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 VENT ADDITION (120), as per description filed June 27, 1961 as Instrument 20144, Stanislaus County Records, said point being at the intersection of the Southern line of 40 foot Rumble Road and the center line of 40 foot Prescott Road, said point being South 0° 15' East, 185.53 feet along the center line of Prescott Road from the section corner common to Sections 12 and 13, Township 3 South, Range 8 East, and Sections 7 and 18, Township 3 South, Range 9 East; thence along the existing City Limits on the Western line of said Addition (120) and the center line of Prescott Road, South 0° 15' East, 1138.92 feet, to the Northeastern corner of the PRESCOTT ADDITION (190), as per description filed May 16, 1966 as Instrument 17484, Stanislaus County Records; thence along the existing City Limits on the Northern and Western lines of said Addition (190), South 89° 21' 30" West, 1327.43 feet, and South 0° 16' 30" East, 339.27 feet, to the Northeastern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962 as Instrument 27723, Stanislaus County Records; thence along the Northern and Western lines of said Addition (133) the following bearings and distances: South 89° 21' 30" West, 816.06 feet; South 0° 16' 30" East, 323.13 feet; and South 89° 01' West, 471.10 feet, to a point on the Western line of said Addition (133) and the Eastern line of 40 foot Conant Avenue; thence leaving the City Limits and along the Westerly extension of the Northern line of said Addition (133), South 89° 01' West, 20.00 feet, to a point on the center line of 40 foot Conant Avenue; thence along 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, Township 3 South, Range 8 East, North 0° 18' West, 2008.34 feet, to its intersection with the center line of 40 foot Rumble Road; thence along the center line of Rumble Road, said line being 20.00 feet, measured at right angles, Northerly from the Section line common to Sections 12 and 13, Township 3 South, Range 8 East, North 89° 19' 40" East, 1247.86 feet, to a point on the Southerly extension of the Western line of property conveyed to the Stanislaus Union School District by Deed recorded March 3, 1965 as Instrument 8610, Stanislaus County Records; thence along the boundaries of said School District property the following bearings and distances: North 0° 18' 10" West, 1486.38 feet; North 70° 15' 20" East, 63.62 feet; South 0° 18' 10" East, 203.45 feet, to a point on its Northerly boundary, said line being the Northern line of Lot 12 of the MCKINNEY COLONY, as per map recorded November 21, 1903 in Volume 1 of Maps, Page 57, Stanislaus County Records; thence along said Northern line of Lot 12, North 89° 20' 10" East, 1327.48 feet, to the township line common to Section 12, Township 3 South, Range 8 East, and Section 7, Township 3 South, Range 9 East; thence along said township line, South 0° 19' 50" East, 661.62 feet, to a point on the Northern line of the South half of Lot 3 of the KNAPP TRACT, as per map filed November 16, 1904 in Volume 2 of Maps, Page 2, Stanislaus County Records; thence along said Northern line of the South half of Lot 3 and the Northern line of the South half of Lot 4 of said Knapp Tract and its easterly extension, South 88° 30' 05" East, 2656.60 feet, to a point on the Eastern line of 40 foot Carver Road, said point also being on the existing City Limits on the Western line of RENEE MANOR ADDITION (139), as per description filed October 18, 1962 as Instrument 39841, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South 0° 15' 40" East, 660.34 feet, to a point on the section line common to Sections 7 and 18, Township 3 South, Range 9 East; thence continuing along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South 0° 23' East, 185.53 feet, to a point on a Northern line of the CARVER ADDITION (212), as per description filed March 14, 1968 as Instrument 8061, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (212),

North 88° 32' 05" West, 40.02 feet, to the Northwestern corner of said Addition (212) and the Northeastern corner of the Vent Addition (120), said point also being the intersection of the Western line of Carver Road and the Southern line of Rumble Road; thence along the existing City Limits on the Northern line of said Addition (120) and the Southern line of Rumble Road, North 88° 32' 05" West, 2616.15 feet to the point of beginning, containing 188.536 Acres, more or less.

PRESCOTT NO. 3 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 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, and also being all of the property conveyed to Prescott Road Joint Venture, as per deed recorded March 17, 1967, as Instrument 8189, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary of the PARK MANOR ADDITION (109), as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being South 89° 21' 30" West, 20.00 feet from the Northeast corner of the Northeast quarter of the Southeast quarter of Section 13 and the center line of Prescott Road; thence along the existing City Limits on a Southern line of said Addition (109), South 89° 21' 30" West, 1306.67 feet to the Northwest corner of the Northeast quarter of the Southeast quarter of Section 13, said point being the Southeastern corner of the GISH ADDITION (123), as per description filed August 3, 1961, as Instrument 24553, and the Northeastern corner of the SCOTT MANOR ADDITION (130), as per description filed May 29, 1962, as Instrument 20605, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Scott Manor Addition (130) and the Western line of the Northeast quarter of Southeast quarter of Section 13, South 0° 16' 30" East, 396.00 feet, to the Southeastern corner of said Addition (130); thence leaving the City Limits and along the Southern and Eastern lines of the Prescott Road Joint Venture property the following bearings and distances: North 89° 21' 30" East, 962.31 feet; North 0° 38' 30" West, 192.00 feet; and North 89° 21' 30" East, 345.51 feet, to a point on a line which is 20.00 feet Westerly from the center line of Prescott Road, said point also being on the existing City Limits on a Western line of the Park Manor Addition (109); thence along the existing City Limits on the Western line of said Addition (109), North 0° 15' West, 204.00 feet to the point of beginning, containing 10.358 Acres, more or less.

**A portion of
NORTH 99 NO. 3 ADDITION**

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemaker Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~34.807~~ 34.807 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1110

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 1969, and officially became part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY BECAME PART OF CITY.
PRESCOTT NO. 2 ADDITION	Ord. 961-C.S.	4/28/69	5/16/69
CARPENTER ADDITION	Ord. 972-C.S.	6/23/69	7/7/69
MONTCLAIR ADDITION	Res. 69-406	5/12/69	6/2/69
NORTH 99 NO. 3 ADDITION	Ord. 985-C.S.	8/25/69	9/8/69

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 State Board of Equalization, the governing body of the District, and the County Assessor of copies of a resolution of the legislative body of the city, describing the included portion, and declaring such portion withdrawn, and

WHEREAS, it is to the best interests of the residents in the area of said Fire 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 State Board of Equalization, the governing body of said Fire Protection District, and the Assessor of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, 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

RAM
11-17-69

A portion of
PRESCOTT NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being portions of Sections 12 and 13, Township 3 South, Range 8 East, and portions of Sections 7 and 18, 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 VENT ADDITION (120), as per description filed June 27, 1961 as Instrument 20144, Stanislaus County Records, said point being at the intersection of the Southern line of 40 foot Rumble Road and the center line of 40 foot Prescott Road, said point being South $0^{\circ} 15'$ East, 185.53 feet along the center line of Prescott Road from the section corner common to Sections 12 and 13, Township 3 South, Range 8 East, and Sections 7 and 18, Township 3 South, Range 9 East; thence along the existing City Limits on the Western line of said Addition (120) and the center line of Prescott Road, South $0^{\circ} 15'$ East, 1138.92 feet, to the Northeastern corner of the PRESCOTT ADDITION (190), as per description filed May 16, 1966 as Instrument 17484, Stanislaus County Records; thence along the existing City Limits on the Northern and Western lines of said Addition (190), South $89^{\circ} 21' 30''$ West, 1327.43 feet, and South $0^{\circ} 16' 30''$ East, 339.27 feet, to the Northeastern corner of the KLEMM ADDITION (133), as per description filed July 23, 1962 as Instrument 27723, Stanislaus County Records; thence along the Northern and Western lines of said Addition (133) the following bearings and distances: South $89^{\circ} 21' 30''$ West, 816.06 feet; South $0^{\circ} 16' 30''$ East, 323.13 feet; and South $89^{\circ} 01'$ West, 471.10 feet, to a point on the Western line of said Addition (133) and the Eastern line of 40 foot Conant Avenue; thence leaving the City Limits and along the Westerly extension of the Northern line of said Addition (133), South $89^{\circ} 01'$ West, 20.00 feet, to a point on the center line of 40 foot Conant Avenue; thence along 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, Township 3 South, Range 8 East, North $0^{\circ} 18'$ West, 2008.34 feet, to its intersection with the center line of 40 foot Rumble Road; thence along the center line of Rumble Road, said line being 20.00 feet, measured at right angles, Northerly from the Section line common to Sections 12 and 13, Township 3 South, Range 8 East, North $89^{\circ} 19' 40''$ East, 1247.86 feet, to a point on the Southerly extension of the Western line of property conveyed to the Stanislaus Union School District by Deed recorded March 3, 1965 as Instrument 8610, Stanislaus County Records; thence along the boundaries of said School District property the following bearings and distances: North $0^{\circ} 18' 10''$ West, 1486.38 feet; North $70^{\circ} 15' 20''$ East, 63.62 feet; South $0^{\circ} 18' 10''$ East, 203.45 feet, to a point on its Northerly boundary, said line being the Northern line of Lot 12 of the MCKINNEY COLONY, as per map recorded November 21, 1903 in Volume 1 of Maps, Page 57, Stanislaus County Records; thence along said Northern line of Lot 12, North $89^{\circ} 20' 10''$ East, 1327.48 feet, to the township line common to Section 12, Township 3 South, Range 8 East, and Section 7, Township 3 South, Range 9 East; thence along said township line, South $0^{\circ} 19' 50''$ East, 661.62 feet, to a point on the Northern line of the South half of Lot 3 of the KNAPP TRACT, as per map filed November 16, 1904 in Volume 2 of Maps, Page 2, Stanislaus County Records; thence along said Northern line of the South half of Lot 3 and the Northern line of the South half of Lot 4 of said Knapp Tract and its easterly extension, South $88^{\circ} 30' 05''$ East, 2656.60 feet, to a point on the Eastern line of 40 foot Carver Road, said point also being on the existing City Limits on the Western line of RENEE MANOR ADDITION (139), as per description filed October 18, 1962 as Instrument 39841, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South $0^{\circ} 15' 40''$ East, 660.34 feet, to a point on the section line common to Sections 7 and 18, Township 3 South, Range 9 East; thence continuing along the existing City Limits on the Western line of said Addition (139) and the Eastern line of Carver Road, South $0^{\circ} 23'$ East, 185.53 feet, to a point on a Northern line of the CARVER ADDITION (212), as per description filed March 14, 1968 as Instrument 8061, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (212),

North 88° 32' 05" West, 40.02 feet, to the Northwestern corner of said Addition (212) and the Northeastern corner of the Vent Addition (120), said point also being the intersection of the Western line of Carver Road and the Southern line of Rumble Road; thence along the existing City Limits on the Northern line of said Addition (120) and the Southern line of Rumble Road, North 88° 32' 05" West, 2616.15 feet to the point of beginning, containing 188.536 Acres, more or less.

CARPENTER ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 24, Township 3 South, Range 8 East, and a portion of the Southwest quarter of Section 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, and also being all of Lots 1, 2, 3, 4, 5, 8, 9 and 10, and a portion of Lots 11 and 12 of the CARMICHAEL COLONY, as per map filed December 16, 1912, in Volume 7 of Maps, Page 20, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the most Southeasterly line of the NORTH 99 ADDITION (195), as per description filed June 28, 1966, as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Western line of the State Freeway 99 right of way and the North-eastern line of North Ninth Street; thence along the existing City Limits on the Southeastern line of said Addition (195), South $46^{\circ} 30' 30''$ West, 110.00 feet, to a point on the Southwestern line of North Ninth Street, said line also being the Northeastern line of Southern Pacific Railroad right of way; thence along the existing City Limits on the line common to North Ninth Street and said Railroad right of way, North $43^{\circ} 29' 30''$ West, 166.50 feet, to its intersection with the center line of Blue Gum Avenue; thence leaving the existing City Limits and along said center line of Blue Gum Avenue and across said Railroad right of way, South $46^{\circ} 30' 30''$ West, 100.00 feet, to the Southwestern line of said right of way, said point being on the Northern line of the Southwest quarter of Section 19; thence along said Northern line, said line also being the center line of Blue Gum Avenue and the Northern line of Lots 1 and 2 of the Carmichael Colony, North $89^{\circ} 35' 30''$ West, 1065.90 feet, to the quarter corner common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the Northern line of the Southeast quarter of Section 24 and the Northern line of Lots 3, 4 and 5 of the Carmichael Colony, South $88^{\circ} 59'$ West, 1990.79 feet, to the Western line of Lot 5; thence along the Western line of Lots 5 and 8 of the Carmichael Colony, South $0^{\circ} 32'$ East, 1322.72 feet, to the Southern line of Lot 8; thence along the Southern line of Lots 8, 9 and 10 of the Carmichael Colony, North $89^{\circ} 09'$ East, 1991.19 feet, to a point on the section line common to Sections 24 and 19; thence along the Southern line of Lot 11 of the Carmichael Colony, North $89^{\circ} 59'$ East, 667.86 feet, to the Eastern line of Lot 11; thence along the Eastern line of Lot 11, North $0^{\circ} 28'$ West, 380.00 feet, to the line common to Parcels 1 and 2 as shown on the parcel map filed March 24, 1966, in Volume 1 of Parcel Maps, Page 79, Stanislaus County Records; thence along said line, South $89^{\circ} 59'$ West, 668.41 feet, to a point on the section line common to Sections 19 and 24; thence along said section line, North $0^{\circ} 33'$ West, 284.39 feet, to the Southern line of Lot 2 of the Carmichael Colony; thence along the Southern line of Lot 2, North $89^{\circ} 55' 12''$ East, 668.80 feet, to the Southeastern corner of Lot 2; thence along the Southern line of property conveyed to Robert M. Shurtz, et ux, by Deeds recorded August 26, 1959 as Instrument 24471, and September 11, 1959 as Instrument 26502, Stanislaus County Records, North $89^{\circ} 58'$ East, 334.29 feet, to the Western line of the East half of Lot 1; thence along said Western line, said line also being the Western line of property conveyed to William L. Shimmon, et ux, by Deed recorded August 14, 1951 as Instrument 18588, Stanislaus County Records, South $0^{\circ} 28'$ East, 10.00 feet; thence along the Southern line of said Shimmon property, North $89^{\circ} 58'$ East, 334.29 feet, to the Eastern line of Lot 1 of the Carmichael Colony, said line also being the Western line of State Freeway 99 right of way; thence along said line, North $0^{\circ} 24'$ West, 374.86 feet, to its intersection with the Southwestern line of the right of way of the Southern Pacific Railroad; thence along the Northerly extension of the Western line of State Freeway 99 across said Railroad right of way and North Ninth Street, North $1^{\circ} 32' 34''$ West, 314.14 feet, to the point of beginning, containing 86.880 Acres, more or less.

MONTCLAIR 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 Northwestern corner of the RENEE MANOR ADDITION (139), as per description filed October 18, 1962, as Instrument 39841, Stanislaus County Records, said point being on the South line of the North half of the South half of Section 7 and South $89^{\circ} 11' 45''$ East, 20.01 feet from the center line of a public road known as Carver Road; thence along said South line of the North half of the South half of Section 7, North $89^{\circ} 11' 45''$ West, 20.01 feet to the center line of Carver Road; thence along said center line of Carver Road, North $0^{\circ} 52'$ West, 378.32 feet to the Northwestern corner of property conveyed to THE PROTESTANT EPISCOPAL BISHOP OF SAN JOAQUIN, as per Deed recorded August 22, 1963, as Instrument 32023, Stanislaus County Records; thence along the Northern line of said property and the Northern line of property conveyed to JOHN KLEMM, et al, by Deed recorded August 22, 1963, as Instrument 32021, Stanislaus County Records, South $89^{\circ} 09' 44''$ East, 1546.10 feet to the East line of the Northwest quarter of the Southeast quarter of Section 7 and the Western line of the FRANCEK ADDITION (150) as per description filed February 8, 1963 as Instrument 5121, Stanislaus County Records; thence along the existing City Limits on the Western line of said Addition (150), South $1^{\circ} 02' 40''$ East, 377.45 feet to the Southeast corner of the Northwest quarter of the Southeast quarter of Section 7, said point being on the existing City Limits on the Northern line of the Renee Manor Addition (139); thence along the existing City Limits on the Northern line of said Addition (139), North $89^{\circ} 11' 45''$ West, 1527.23 feet to the point of beginning, containing 13.411 Acres, more or less.

NORTH 99 NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a Western corner of the NORTH 99 ADDITION (195), as per description filed June 28, 1966 as Instrument 23028, Stanislaus County Records, said point being at the intersection of the Southwestern line of North Ninth Street and the Westerly extension of the center line of Clayton Avenue; thence along the existing City Limits on the boundary of said Addition (195) and the center line of Clayton Avenue, North $89^{\circ} 07'$ East, 560.73 feet to a point on the Western line of the California State Freeway, U. S. 99; thence along the existing City Limits of said Addition (195) on said Western line, North $32^{\circ} 02' 43''$ West, 242.89 feet to the most Southerly corner of the NORTH 99 NO. 2 ADDITION (199), as per description filed May 12, 1967 as Instrument 14764, Stanislaus County Records; thence along the existing City Limits on the Western boundary of said Addition (199) and the Western line of said Freeway the following bearings and distances: North $32^{\circ} 02' 43''$ West, 156.09 feet; thence North $42^{\circ} 06' 46''$ West, 324.15 feet; thence North $43^{\circ} 21'$ West, 300.00 feet; thence South $46^{\circ} 35' 42''$ West, 48.01 feet; thence along a Radial line, South $79^{\circ} 39' 39''$ West, 84.00 feet; thence along a curve concave to the Southwest, the center of which bears South $79^{\circ} 39' 39''$ West, having a Radius of 552.00 feet, a Central Angle of $28^{\circ} 13' 51''$ and an Arc Length of 271.98 feet; thence on a non-tangent line, North $38^{\circ} 31' 39''$ West, 229.08 feet; thence North $44^{\circ} 47' 32''$ West, 95.51 feet; thence North $48^{\circ} 41' 21''$ West, 151.77 feet to a point on the section line common to Section 19, Township 3 South, Range 9 East, and Section 24, Township 3 South, Range 8 East; thence along the existing City Limits on the Western line of Addition (199) and said section line, North $0^{\circ} 25'$ West, 677.05 feet to the Northwestern corner of said Addition (199) and the most Westerly Southwestern corner of the North 99 Addition (195); thence along the existing City Limits on the most Western line of said Addition (195), North $0^{\circ} 25'$ West, 10.69 feet to the corner common to Sections 13 and 24, Township 3 South, Range 8 East, and Sections 18 and 19, Township 3 South, Range 9 East; thence along the existing City Limits on the most Western line of said Addition (195) and said section line, North $0^{\circ} 39'$ West, 490.82 feet to the Northeasterly extension of the Northwestern right of way line of Modesto Irrigation District Lateral Number 3; thence leaving the existing City Limits and along said right of way line, South $31^{\circ} 01' 22''$ West, 410.44 feet; thence continuing along said right of way line on a tangent curve concave to the Northwest, having a Radius of 353.80 feet, a Central Angle of $47^{\circ} 30' 23''$ and an Arc Length of 293.35 feet to a point on the Northerly line of Dale Road, also known as Prescott Frontage Road; thence along said Northerly line of Dale Road on a non-tangent curve concave to the Northeast, having a Radius of 773.00 feet, a Central Angle of $20^{\circ} 40' 14''$, a Chord bearing of North $73^{\circ} 48' 55''$ West, and an Arc Length of 278.88 feet; thence continuing along said Northerly line of Dale Road on a tangent line, North $63^{\circ} 28' 48''$ West, 91.87 feet to the Easterly extension of the Northerly line of Shoemaker Avenue; thence along said Easterly extension, South $87^{\circ} 38' 38''$ West, 558.98 feet to a point on the Southwestern line of North Ninth Street; thence along said Southwestern line of North Ninth Street, South $43^{\circ} 21'$ East, 2898.05 feet to the point of beginning, containing ~~24.807~~ 34.807 Acres, more or less.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1111

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ORRICK, HERRINGTON, ROWLEY AND SUTCLIFFE TO SERVE AS BOND COUNSEL FOR ASSESSMENT PROCEEDINGS, IMPROVEMENT DISTRICT NO. 15

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Orrick, Herrington, Rowley and Sutcliffe to serve as bond counsel for ~~for~~ the City of Modesto in connection with Improvement District No. 15 be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December , 1969 , 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1112

A RESOLUTION AMENDING RESOLUTION NO. 69-729 CONFIRMING THE REPORT OF SUPERINTENDENT OF STREETS, ASSESSING THE COST OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, PERMITTING INSTALLMENT COSTS OVER A TEN-YEAR PERIOD. (AT 921 WOODROW AVENUE, A PORTION OF BLOCK 13124 - Lucille M. Rife)

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-729 on August 11, 1969 confirming the report of the Superintendent of Streets concerning the construction of sidewalk, curb and gutter at 921 Woodrow Avenue, a portion of Block 13124, and assessing the cost of construction against the parcel of real property fronting upon the improvement in the amount of \$980.72; and

WHEREAS, Lucille M. Rife has requested permission to pay costs of the installation of sidewalk, curb and gutter (\$980.72) on the installment basis.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto as follows: Resolution No. 69-729 is hereby amended to read:

SECTION 1: That the cost of the aforesaid work, being in the amount of \$980.72, be assessed in ten annual installments, as a lien against the parcel of property fronting upon the work so constructed.

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. 69-729, dated August 11, 1969.

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 December, 1969, 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, 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. 69-1113

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
PAUL HOWARD FOR SEWER SERVICE TO PROPERTY AT 1529 MORENE WAY

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Paul Howard
for sewer service to property at 1529 Morene Way
~~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 1st day of
December , 19 69, 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, 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. 69-1114

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND HAWKE FLYING SERVICE FOR LEASE OF AN AREA 35' x 164' FOR STORAGE OF AIRCRAFT AT MODESTO CITY-COUNTY AIRPORT (Tie-down area)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Hawke Flying Service for lease of an area 35' x 164' in the tie-down area at Modesto City-County Airport for storage of aircraft (on a year-to-year basis with the rental amount of \$20.00 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 1st day of December , 19 69, 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, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1115

A RESOLUTION APPROVING, AND AUTHORIZING CITY MANAGER TO SIGN AGREEMENT WITH THE STATE DEPARTMENT OF FINANCE TO ESTIMATE THE POPULATION OF THE CITY OF MODESTO EFFECTIVE JANUARY 1, 1970 AT A COST OF \$415

WHEREAS, on October 20, 1969, the Council of the City of Modesto authorized the City staff to contact the State Department of Finance and arrange for a population estimate; and

WHEREAS, an agreement has been received from the State Department of Finance to perform the work for the sum of \$415.

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and the State Department of Finance for estimate of population of the City of Modesto effective January 1, 1970, be, and it is hereby approved.

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 1st day of December, 1969, 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1116

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$415 FOR STATE DEPARTMENT OF FINANCE ESTIMATE OF POPULATION OF THE CITY OF MODESTO (Effective January 1, 1970)

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)	\$415.00
TO: Misc. Unclassified - Special Surveys (421-65)	\$415.00

(To appropriate funds for a population estimate by the State Department of Finance.)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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, 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. 69-1117

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MRS. VIRGINIA GAYLE FOR LEASE OF A HOUSE AT 1359 SARAH AVENUE, LOCATED ON SUTTER PARK SITE (MONTH-TO-MONTH TENANCY COMMENCING OCTOBER 3, 1969, AT \$65.00 PER MONTH)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Mrs. Virginia Gayle for lease of a house at 1359 Sarah Avenue, located on Sutter Park Site on a month-to-month basis at \$65.00 per month, effective October 3, 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 1st day of December , 1969 , 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:


W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1118

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND SHERWOOD MORTGAGE COMPANY FOR THE INSTALLATION OF WATER LINES IN CARVER TERRACE NO. 4 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Sherwood Mortgage Company for the installation of water lines in Carver Terrace No. 4 Subdivision, be, and it is hereby approved.

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December , 1969 , 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1119

A RESOLUTION APPROVING RIGHT OF WAY CONTRACT BETWEEN EDWIN J. AND LAURA ALTA WYATT AND THE CITY OF MODESTO FOR DONATION OF PROPERTY TO THE CITY FOR THE WIDENING OF NEEDHAM STREET, PROJECT NO. 56-10; AND ACCEPTING GRANT DEED FOR SUBJECT PROPERTY FROM EDWIN J. AND LAURA ALTA WYATT

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

1. The right of way contract between Edwin J. and Laura Alta Wyatt and the City of Modesto for acquisition of right of way for widening Needham Street, Project No. 56-10, is approved.

2. The grant deed for subject property from Edwin J. and Laura Alta Wyatt is hereby accepted by the City of Modesto.

3. The City Manager and City Clerk of the City of Modesto are hereby authorized and directed to execute said right of way contract on behalf of the City of Modesto.

4. The City Clerk is 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 1st day of December, 1969, 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, Robinson, Simon, Smith,
Mayor Davies

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST:



W. T. CHYNOWETH, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1120

A RESOLUTION APPOINTING MRS. SARAH JACKSON AND HOWARD M. SHAW, AND REAPPOINTING LEO DUGAN, AS MEMBERS OF THE PERSONNEL COMMISSION (Terms ending January 1, 1973; January 1, 1974; and January 1, 1974, respectively)

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 Personnel Commission for the respective terms as indicated:

MRS. SARAH JACKSON	for a term ending January 1, 1973
MR. HOWARD M. SHAW	for a term ending January 1, 1974

SECTION 2. The following person is hereby reappointed to the Personnel Commission for the respective term as indicated:

MR. LEO DUGAN	for a term ending January 1, 1974
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The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of December, 1969, 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. 69-1121

A RESOLUTION SETTING TIME AND PLACE FOR HEARING APPEAL OF MR. LUCCHESI AND MR. PIOLI FROM DECISION OF PLANNING COMMISSION IN DENYING P-D REZONING AT COFFEE ROAD AND FAIRMONT AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 22, 1969 , at 8:10 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 appeal of Mr. Lucchesi and Mr. Pioli from decision of the Planning Commission in denying P-D rezoning at Coffee Road and Fairmont Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969 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. 69-1122

A RESOLUTION AMENDING RESOLUTION NO. 69-501 CONFIRMING THE REPORT OF SUPERINTENDENT OF STREETS, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, PERMITTING INSTALLMENT COSTS OVER A SEVEN-YEAR PERIOD (Lots 23, 24 and 25, Block 312 - Charles E. Erickson - \$337.54)

WHEREAS, the Council of the City of Modesto adopted Resolution No. 69-501 confirming the report of the Superintendent of Streets concerning the construction of curb and gutter, Lots 23, 24 and 25, Block 312, and assessing the cost of construction against the parcel of real property fronting upon the improvement in the amount of \$337.54; and,

WHEREAS, Mr. Charles E. Erickson has requested permission to pay costs of the installation of curb and gutter (\$337.54) in as many installments as possible.

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

Section 1 of Resolution No. 69-501 is hereby amended to read as follows:

SECTION 1: That the cost of the aforesaid work, being the amount of \$337.54, be assessed in seven annual installments, as a lien against the parcel of property fronting upon the work so constructed.

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. 69-501, dated June 2, 1969.

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 8th day of December, 1969, 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. 69-1123

A RESOLUTION ACCEPTING THE CONSTRUCTION OF OUTFALL SEWER, PROJECT UNIT NO. 2 OF THE SEWERAGE WORKS IMPROVEMENT PROGRAM, FROM CONTRACTOR, FRONTIER CONTRACTORS, INC.

WHEREAS, a report has been filed by the Director of Public Works that the construction of Outfall Sewer, Project Unit No. 2 of the Sewerage Works Improvement Program, has been completed by Frontier Contractors, Inc., of South Lake Tahoe, California, in accordance with the contract agreement dated September 23, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of Outfall Sewer, Project Unit No. 2 of the Sewerage Works Improvement Program, be accepted from said contractor, Frontier Contractors, Inc.,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$1,486,017.65 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 December, 1969, 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. 69-1124

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR INSTALLATION OF WATER LINES IN CARVER TERRACE NO. 4 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 Carver Terrace No. 4 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 December 23, 1969 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 December 19 69, 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.69-1125

A RESOLUTION ACCEPTING THE CONSTRUCTION OF WATER LINES IN HAGSTROM
PARK NO. 1 SUBDIVISION

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Hagstrom Park
No. 1 Subdivision ~~is~~
has been completed by Valley Construction Company

in accordance with the contract agreement dated October 6, 1969;

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines
in Hagstrom Park No. 1 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 \$3,239.25
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 December,
1969 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. 69-1126

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS FOR DEMOLITION OF SMITH FURNITURE BUILDING ON WEST SIDE OF 11TH STREET, AND CONSTRUCTION OF PARKING LOT

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

SECTION 1. The plans and specifications for demolition of the Smith Furniture building on the west side of 11th Street between I and J Streets, and construction of a parking lot, copies of which are on file, are hereby accepted and approved.

SECTION 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on January 13, 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.

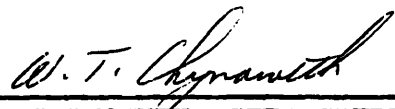
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December 1969, by Councilman Robinson, who moved its adoption, which motion being duly seconded by Councilman ^{Mitchell,} ~~Robinson,~~ was upon roll call carried and the resolution 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. 69-1127

A RESOLUTION ACCEPTING THE BID OF R. K. LOWE IN THE AMOUNT OF \$51.59 FOR BUILDING LOCATED AT 813 16TH STREET

WHEREAS, Resolution No. 69-1055 adopted by the Council of the City of Modesto on November 10, 1969 approved the plans and specifications for the sale of buildings located at 813 - 16th Street; 815 - 16th Street; 815½ - 16th Street; 817 - 16th Street; and 825 - 16th Street, and authorized the calling for bids; and

WHEREAS, the bids received for the sale of the buildings were opened at 2:00 P.M. december 8, 1969 and later tabulated by the Finance Director for the consideration of the Council; and

WHEREAS, oral bids were considered by the Council December 8, 1969 at 7:45 P.M.; and


WHEREAS, the only bid received (both oral and written) was submitted by R. K. Lowe in the amount of \$51.59 for the building located at 813 - 16th Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of R. K. Lowe in the amount of \$51.59 for the purchase of the city-owned building located at 813 - 16th Street is hereby 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 8th day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1128

A RESOLUTION ACCEPTING THE BID OF R. K. LOWE IN THE AMOUNT OF \$51.59 FOR BUILDING LOCATED AT 815½ - 16TH STREET

WHEREAS, Resolution No. 69-1055 adopted by the Council of the City of Modesto on November 10, 1969 approved the plans and specifications for the sale of buildings located at 813 - 16th Street; 815 - 16th Street; 815½ - 16th Street; 817 - 16th Street; and 825 - 16th Street, and authorized the calling for bids; and

WHEREAS, bids received for the sale of the buildings were opened at 2:00 P.M. December 8, 1969 and later tabulated by the Finance Director for consideration of the Council; and

WHEREAS, oral bids were considered by the Council December 8, 1969 at 7:45 P.M.; and

WHEREAS, the only bid received (both oral and written) was submitted by R. K. Lowe in the amount of \$51.59 for the building located at 815½ - 16th Street.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of R. K. Lowe in the amount of \$51.59 for the purchase of the city-owned building located at 815½- 16th 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 8th day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1129

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. (AFRICAN METHODIST EPISCOPAL ZION CHURCH) (Lots 26, 27, and 28, Block 18, 4th St.)

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 WAIVED, 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, 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 8, 1969, 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 \$272.50.

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 8th day of December 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO 69-1130

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 31 and 32, Block 326, (Lawrence Vancil)

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 WAIVED BY PROPERTY OWNER, 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 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 8, 19 69, 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 \$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 in three annual installments, as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Lots 31 and 32, Block 326 of the City of Modesto, County of Stanislaus, State of California, 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 Sections 5893 and 5895 of the California Streets and Highways Code, it is hereby ordered that the notice of each annual installment of said lien be delivered to the Stanislaus County Auditor, who shall enter the amount thereof on the County Assessment Book opposite the description of the particular property and the amount shall be collected together with all other taxes thereon against the property. The Director of Finance shall annually deliver said notice of lien to the County Auditor before the date fixed by law for the delivery of the Assessment Book to the County Board of Equalization. The lien shall be collected in accordance with the procedure prescribed in Section 5894 of the California 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 December, 1969, 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

APPROVED AS TO DESCRIPTION:

Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO.69-1131

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. (PORTIONS OF LOTS 16 and 17, BLOCK 6713, O. E. HEIERSON)

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 July 7, 1969, adopt its Resolution No. 69-618, 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, December 8, 1969, 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 \$120.00.

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 \$120.00 Dollars, be assessed as a lien against the parcel(s) of property fronting upon the work so constructed, to wit,

Parcel Number 002-07-59-19-11-001 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 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 December 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1132

A RESOLUTION GRANTING DRIVEWAY VARIANCE TO CITY OF MODESTO FOR PARKING LOT LOCATED ON 9TH STREET BETWEEN J & K STREETS (Parking Lot No. 29)

WHEREAS, the Director of Parking and Traffic has requested a variance to the provisions of the Modesto Municipal Code to permit construction of two curb cuts each 30-feet in width; and

WHEREAS, Section 7-1-401(b) of the Modesto Municipal Code provides that the minimum distance between driveways serving the same lot or parcel of land shall not be less than 20 feet as measured at the top of the curbing; and

WHEREAS, the distance between the driveways requested by the Director of Parking and Traffic is approximately ten feet; and

WHEREAS, the Public Works Department has recommended that the wider driveway be approved.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the Director of Parking and Traffic for a variance to Section 7-1-401(b) to permit installation of two 30-foot driveways on the 9th Street frontage of Parking Lot No. 29, with a distance of approximately ten feet between the curb cuts, is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969 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. 69-1133

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$475 TO INSTALL WIDER DRIVEWAY ON PARKING LOT NO. 29, 9TH STREET FRONTAGE

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 (60)1	\$ 475.00
To: Parking Lot 29	475.00

(Installation of wider driveway at Parking Lot No. 29)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1134

A RESOLUTION GRANTING PERMISSION TO COUNCILMAN
LAWRENCE ROBINSON, JR., TO LEAVE COUNTRY

BE IT RESOLVED by the Council of the City of Modesto that permission is hereby granted Councilman Lawrence Robinson, Jr., to leave the country during the period December 13 through December 18, 1969.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969, 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. 69-1135

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND UNITED AIRLINES FOR SPACE IN AIRLINE TERMINAL BUILDING, 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 United Airlines

for lease of space in airline terminal building, Modesto City-County Airport, for a term of five years with an annual rental of \$13,516.80

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 December , 1969 , 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. 69-1136

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GOLDEN PACIFIC AIRLINES FOR SPACE IN AIRLINE TERMINAL BUILDING, 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 Golden Pacific Airlines for space in the Airline Terminal Building, Modesto City-~~for~~ County Airport for a term of five years at an annual rental of \$1,696.20,

be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 December , 19 69, 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

A RESOLUTION ACCEPTING THE BID OF BROWN SHEET METAL AND MECHANICAL, INC., FOR CONSTRUCTION OF AIRLINE TERMINAL EXPANSION AT MODESTO CITY-COUNTY AIRPORT

WHEREAS, Resolution No. 69-889 adopted by the Council of the City of Modesto on September 22, 1969 approved the plans and specifications for the construction of airline terminal expansion at Modesto City-county Airport; ~~and~~

and authorized the calling for bids, and

WHEREAS, the bids received for the airline terminal expansion were opened at 2:00 P.M. December 8, 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 Brown Sheet Metal and Mechanical Inc., in the amount of \$41,789

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Brown Sheet Metal and Mechanical Inc. in the amount of \$41,789

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


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969 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. 69-1138

A RESOLUTION ACCEPTING IMPROVEMENTS IN ROSE TERRACE NO. 2 SUBDIVISION
AND AUTHORIZING RELEASE OF PERFORMANCE BOND UPON EXPIRATION OF STATUTORY
LIEN PERIOD

WHEREAS, Robert P. and Muriel F. Bomberger, subdividers of Rose Terrace No. 2 Subdivision, have filed an instrument of credit in the amount of \$52,800 to guarantee improvements in Rose Terrace No. 2 Subdivision; and

WHEREAS, the Assistant Director of Public Works in a memorandum dated December 3, 1969 has indicated that all work required by the subdivision agreement for Rose Terrace No. 2 Subdivision has been completed to the satisfaction of the Public Works Department; and

WHEREAS, the Assistant Director of Public Works has indicated that it would be in order for the Council to accept the work as complete and authorize the City Clerk to file a notice of completion and release the instrument of credit in the amount of \$52,800 upon expiration of the statutory lien period.

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

1. The improvements in Rose Terrace No. 2 Subdivision are hereby accepted.
2. The City Clerk is hereby authorized to file a notice of completion covering the improvements of Rose Terrace No. 2 Subdivision.
3. The City Clerk is hereby authorized to release the instrument of credit in amount of \$52,800 filed by Robert P. and Muriel F. Bomberger to guarantee improvements in Rose Terrace 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 8th day of December, 1969, 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. 69-1139

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ALICE K. HARTLETT FOR SEWER SERVICE AT 1335 COFFEE ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Alice K. Hartlett
for sewer service to property at 1335 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 8th day of
December , 1969 , 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. 69-1140

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
GEORGE E. AND DOLORES WALLACE FOR SEWER SERVICE AT 3429 POLARIS
STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and George E. Wallace
and Dolores Wallace
for sewer service at 3429 Polaris 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 8th day of
December , 1969 , 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. 69-1141

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 801 W. GRANGER AVE.,
LOT 15, BLOCK 6182 - Mrs. William R. Porter)

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
Block 6182, W. Granger 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:

Parcel Number 002-01-118-04-15-001 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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, by Councilman Robinson,
who moved its adoption, which motion being duly seconded by
Councilman Mitchell
~~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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1142

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. (AT 1933 EVERGREEN AVE.,
PORTION OF BLOCK 6515 - Mr. Richard W. Fiscus)

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
Block 6515, Evergreen 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:

Parcel Number 002-12-46-29-03-001 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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1143

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (BLOCK 2098,
LOTS 22 AND 23, at 144 Covena Avenue - Roland E. Wray)

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
Block 2098, Covena 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:

Parcel Number 002-01-108-16-38-001 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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1144

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 112 ROWLAND AVE.,
PORTION OF BLOCK 2087 - Mr. Ernest E. Walene)

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
Block 2087, Rowland 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:

Parcel Number 002-01-108-16-24-001 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 22nd day of December, 19 69, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1145

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 591,
LOTS 21 AND 22, 305 BODEM STREET - Mrs. Mike Rasheff)

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 construc-
tion has been guaranteed, in front of the properties constituting
more than fifty percent (50%) of the street frontage of
Block 591, Bodem 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:

Parcel Number 002-01-111-03-69-001 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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1146

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON W. BRIGGSMORE AVE.
AT 1800 ELMHURST DRIVE, LOT 1, BLOCK 6713 - Mr. Gerald C. Smith)

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
Block 6713, W. Briggsmore 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:

Parcel Number 002-07-59-20-01-001 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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1147

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 415,
LOTS 7 AND 8, AT 315 MAPLE STREET - 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 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
Block 415, Maple 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 7 and 8 of Block 415 in the CITY OF MODESTO as
per map filed December 21, 1942 in Volume 15 of Maps,
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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1148

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. (AT 305 MAPLE ST.,
LOTS 11 & 12, BLOCK 415 - 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 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
Block 415, Maple 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 11 and 12 of Block 415 in the CITY OF MODESTO as
per map filed December 21, 1942 in Volume 15 of Maps,
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 22nd day of December, 19 69, at
8:00 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 8th
day of December, 19 69, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1149

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. (AT 309 MAPLE ST.,
LOTS 9 & 10, BLOCK 415 - 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 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
Block 415, Maple 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 of Block 415 in the CITY OF MODESTO as
per map filed December 21, 1942 in Volume 15 of Maps,
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 22nd day of December, 19 69, at
8:00 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 8th
day of December, 1969, 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:

ABSENT: Councilmen:

ATTEST:

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

(SEAL)

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1150

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 349 ROWLAND AVE.,
LOT 1, BLOCK 2060 - Mrs. Adeline Mello)

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
Block 2060, Rowland 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:

Parcel Number 002-01-108-10-01-001 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 22nd day of December 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1151

A RESOLUTION INSTRUCTING THE SUPERINTENDENT OF
STREETS TO GIVE NOTICE REQUIRING CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON JOAQUIN STREET AT
2101 REGENT COURT, PARCEL Q, BLOCK 6802 - Mr. Sherman Drake)

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
Block 6802, Joaquin 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:

Parcel Number 002-07-59-17-32-001 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 22nd day of December, 1969, at
8:00 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 8th
day of December, 1969, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1152

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 1201 WOODMAN WAY,
LOT 1, BLOCK 6181-A - Mrs. Diane D. Morton)

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
Block 6181-A, Woodman 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:

Parcel Number 002-01-118-01-08-001 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 22nd day of December, 19 69, at
8:00 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 8th
day of December, 19 69, 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 DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1153

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK ON ENSLEN AVENUE AT 519 CORONADO WAY,
LOT 18, BLOCK 6064 (\$269.00 - Mr. Richard C. Smith)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that December 22, 1969 , 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 cost of installation of sidewalk on Enslen
Avenue at 519 Coronado Way, Lot 18, Block 6064 (\$269.00 -
Mr. Richard C. Smith).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
8th day of December, 1969, 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. 69-1154

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK AT 1610 TONILANE, LOT 12, BLOCK 3086
(\$190.00 - Mr. Eldon S. DeLay)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that December 22, 1969 , 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 cost of installation of sidewalk at
1610 Tonilane, Lot 12, Block 3086 (\$190.00 - Mr. Eldon S. DeLay).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
8th day of December, 1969, 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. 69-1155

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK AT 800 BOWEN AVENUE, LOT 31,
BLOCK 6718 (\$137.80 - Mrs. Lorena Runyan)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that December 22, 1969 , 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 cost of installation of sidewalk at
800 Bowen Avenue, Lot 31, Block 6718 (\$137.80 - Mrs. Lorena
Runyan).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
8th day of December, 1969, 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. 69-1156

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF
INSTALLATION OF SIDEWALK ON PHELPS AVENUE AT 2016 WILDWOOD AVE.,
LOT 18, BLOCK 6715 (\$154.00 - Mrs. Dorothy Nomann)

BE IT HEREBY RESOLVED by the Council of the City of
Modesto that December 22, 1969 , 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 cost of installation of sidewalk on Phelps
Avenue at 2016 Wildwood Ave., Lot 18, Block 6715 (\$154.00 -
Mrs. Dorothy Nomann).

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
8th day of December, 1969, 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. 69-1157

A RESOLUTION SETTING TIME AND PLACE FOR HEARING RE COST OF INSTALLATION OF CURB AND GUTTER ALONG ROSINA AVE. AT 1623 YOSEMITE BLVD., LOTS 10, 11 AND A PORTION OF LOT 9, BLOCK 2125 (\$941.26 - Atlantic Richfield Corporation)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that December 22, 1969 , 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 cost of installation of curb and gutter along Rosina Ave. at 1623 Yosemite Blvd., Lots 10, 11 and a portion of Lot 9, Block 2125 (\$941.26 - Atlantic Richfield Corporation).

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969 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. 69-1158

A RESOLUTION SETTING TIME AND PLACE FOR HEARING PROPOSED
AMENDMENT TO P-D 34 (Sanders, Pellegrini and Hansen)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 5, 1969, 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 proposed amendment to P-D 34 to allow a 194-bed "Type L-Long term facility" medical institution primarily for admission of chronic mentally ill, mentally disordered, or other incompetent persons, on property located on the south side of Celeste Drive opposite the intersection of Celeste and Vera Cruz Drives.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of December, 1969 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. 69-1159

A RESOLUTION ESTABLISHING CONDITIONS FOR PAYMENT
IN INSTALLMENTS OF SEWER CONNECTION CHARGES
AND SUBTRUNK EXTENSION CHARGES FOR SINGLE-
FAMILY RESIDENTIAL DWELLINGS, CHURCHES AND
OTHER SIMILAR RELIGIOUS INSTITUTIONS.

WHEREAS, Sections 5-6.05 (a) and 5-6.07 of the Modesto Municipal Code provide that this Council may establish conditions under which sewer connection charges and subtrunk sewer extension charges required to be paid by Sections 5-6.04 (a) and 5-6.06 of the Modesto Municipal Code respectively, may be paid in installments, and

WHEREAS, periodically this Council receives requests from owners of single-family residential dwellings and from churches and other similar religious institutions for permission to pay sewer connection charges and subtrunk sewer extension charges in installments,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby establishes the following conditions under which sewer connection charges and subtrunk extension charges (hereinafter called "charges") for single-family residential dwellings, churches and other similar religious institutions required to be paid by Sections 5-6.04 (a) and 5-6.06 of the Modesto Municipal Code respectively, may be paid in installments:

1. A written request must be made by the property owners, churches and other similar religious institutions for the payment of charges in installments. Said request must be made on or before the date on which the charges are payable.

2. A fee of Twelve and no/100ths (\$12.00) Dollars shall be paid at the time the request is made to cover the cost of processing the spreading of the charges and interest, including the cost of recording the notice that the charges and interest have been paid.

3. Charges may be spread up to a maximum of two (2) years.

4. All or part of the Charges that are due and payable may be spread.

5. Deferred charges shall bear interest on the unpaid balance at the rate of six (6%) percent per annum.

6. Deferred charges and interest shall be added to the sewer service charges established by Section 5-6.02 of the Modesto Municipal Code in as nearly equal installments as possible and shall be payable in accordance with the provisions of Section 5-6.11 of the Modesto Municipal Code, except that they shall not be entitled to a discount for advance payment.

7. There shall be recorded in the office of the County Recorder of Stanislaus County, a notice of the charges and interest which are spread and the time period over which they are spread.

8. After all charges and interest have been paid in full, a notice of such payment shall be recorded in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969, 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. 69-1160

A RESOLUTION ACCEPTING THE CONSTRUCTION OF VALLEY CONSTRUCTION COMPANY'S
CONTRACT FOR THE INSTALLATION OF WATER LINES IN PRESCOTT ESTATES

WHEREAS, a report has been filed by the Director of Public Works
that the construction of water lines in Prescott Estates

has been completed by Valley Construction Company

in accordance with the contract agreement dated September 22, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of water lines
in Prescott Estates

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 \$6,268.57
as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of
the Council of the City of Modesto held on the 15th day of December,
1969, 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. 69-1161

A RESOLUTION AUTHORIZING SALE AND REMOVAL OF BUILDINGS LOCATED ON PROPOSED NEW LIBRARY SITE AT 1519 AND 1521 - H STREET, AND AT *412 VINE STREET; APPROVING SPECIFICATIONS AND AUTHORIZING CALL FOR BIDS (SALE NO. 3)

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

SECTION 1. The sale and removal of city owned buildings located on the new library site at 1519 and 1521 - H Street, and at 412 Vine Street, (*located on site of King-Kennedy Center parking lot) is hereby approved.

SECTION 2. The specifications for sale and removal of the buildings, copies of which are on file, are hereby accepted and approved.

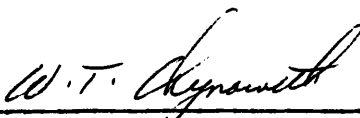
SECTION 3. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, Modesto, California, on January 5, 1970 at 2:00 P.M., and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form, and manner provided by law.

SECTION 4. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting to be held January 5, 1970 at 4:10 P.M., and oral bids will be accepted at that time. The first oral bid must be 5% more than the highest written bid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969, 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. 69-1162

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RESTROOM BUILDING, BLEACHERS, BACKSTOP AND CONCRETE PAVING AT DAVIS PARK AS COMPLETE FROM CONTRACTOR, BROUWER BROTHERS

WHEREAS, a report has been filed by the Director of Public Works that the construction of Restroom Building, Bleachers, Backstop and concrete paving at Davis Park has been completed by Brouwer Brothers

in accordance with the contract agreement dated July 28, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of Restroom Building, Bleachers, Backstop and concrete paving at Davis Park be accepted from said contractor, Brouwer Brothers,

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due in the amount of \$53,565.00 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 15th day of December, 1969, 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. 69-1163

A RESOLUTION OFFERING ASSISTANCE OF CITY OF MODESTO STAFF TO ASSIST STANISLAUS COUNTY IN OBTAINING FOOD FOR HUNGRY PEOPLE IN THIS COUNTY

WHEREAS, there are large numbers of people in Stanislaus County who are not able to provide sufficient food for their families, and

WHEREAS, the local office of the Community Action Commission has been assisting these people, and

WHEREAS, it appears that the Community Action Commission will run out of funds for this purpose in the immediate future.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the City of Modesto staff be, and hereby is, requested and authorized to work with Stanislaus County in an effort to obtain assistance for the hungry in this county.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969, 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:

ABSENT: Councilmen: Robinson

ATTEST: _____

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

A RESOLUTION OF APPRECIATION AND COMMENDATION TO ARCHIE MOORE
AND YOSEMITE AREA COUNCIL, BOY SCOUTS OF AMERICA

WHEREAS, the Yosemite Area Council, Boy Scouts of America has performed in an outstanding manner in its work with boys in the disadvantaged areas of Modesto, and

WHEREAS, Archie Moore has been one of our Country's leaders in this field, and

WHEREAS, the Boy Scouts of America National Council has assisted the Yosemite Area Council in obtaining the services of said Archie Moore for appearances in the City of Modesto, and

WHEREAS, the Modesto City School District is assisting in the effort to have Archie Moore meet with boys in the disadvantaged areas of our City.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it does hereby express its appreciation to the Yosemite Area Council, Boy Scouts of America for the outstanding work which it is doing with boys from the disadvantaged areas, and


BE IT FURTHER RESOLVED that Archie Moore is commended for his appearance in Modesto on December 17, 1969 and for the fine work he is doing in helping to make scouting more available to youths who do not usually have an opportunity to participate in this type of activity, and

BE IT FURTHER RESOLVED that the Boy Scouts of America National Council and the Modesto City School District are hereby commended for their assistance in this matter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969, 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. 69-1165

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIS KLEINENBROICH, DBA MODESTO MOTOR BUS SERVICE, FOR OPERATION OF A PASSENGER BUS SERVICE IN THE CITY OF MODESTO (FOR A PERIOD OF TWO YEARS COMMENCING JANUARY 1, 1970 AND ENDING DECEMBER 31, 1971)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Willis Kleinenbroich, dba Modesto Motor Bus Service, for operation of a passenger bus service in the City of Modesto (for a period of two years commencing January 1, 1970 and ending December 31, 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 15th day of December , 19 69, 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1166

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND THE ESTATE OF GERTRUDE M. RUDDY FOR ACQUISITION OF RIGHT OF WAY FOR PROJECT NO. 69-17, McHENRY AVENUE AT LEVELAND LANE ; AND ACCEPTING GRANT DEED FOR SUBJECT PROPERTY FROM THE ESTATE OF GERTRUDE M. RUDDY

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

1. The right of way agreement between the City of Modesto and the estate of Gertrude M. Ruddy for acquisition of right of way for Project No. 69-17, McHenry Avenue at Leveland Lane, is approved.

2. The grant deed for subject property from the estate of Gertrude M. Ruddy is hereby accepted by the City of Modesto.

3. The City Manager and City Clerk of the City of Modesto are hereby authorized and directed to execute said right of way contract on behalf of the City of Modesto.

4. The City Clerk is 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 15th day of December, 1969, by Councilman Dixon , who moved its adoption, which motion being duly sceonded 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. 69-1167

A RESOLUTION REFERRING THE PROPOSED ALLEY ABANDONMENT IN BLOCK 121 TO THE PLANNING COMMISSION FOR REPORT AND RECOMMENDATION.

BE IT RESOLVED by the Council of the City of Modesto that the proposed abandonment of a 20-foot alley in Block 121, site of the proposed new library, 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 15th day of December, 1969 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. 69-1168

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
STANLEY WOLDEN FOR SEWER SERVICE TO PROPERTY AT 3313 FREMONT AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Stanley Wolden
for sewer service to property at 3313 Fremont 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 15th day of
December , 1969 , 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. 69-1169

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
ROLAND HANEY FOR SEWER SERVICE TO PROPERTY AT 3413 FREMONT STREET

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Roland Haney
for sewer service to property at 3413 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 15th day of
December , 1969 , 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1170

A RESOLUTION APPROVING REQUEST OF MODESTO GARBAGE COMPANY, INC., TO CLOSE MUNICIPAL DISPOSAL AREA ON SATURDAY, DECEMBER 27, 1969 AND JANUARY 3, 1970

WHEREAS, Resolution No. 62-2, as amended by Resolution No. 63-340 and Resolution No. 69-469, provides for the operation of the Municipal Disposal Area by Modesto Garbage Co., Inc.; and

WHEREAS, residents of the City of Modesto under authority of Resolution No. 65-38 adopted by the Modesto City Council on January 25, 1965 are permitted to dump at the Municipal Disposal Area on Saturdays only; and


WHEREAS, Modesto Garbage Co., Inc. has requested permission to close the Municipal Disposal Area to residents of the City on Saturday, December 27, 1969 and Saturday, January 3, 1970;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Modesto Garbage Company, Inc., to close the Municipal Disposal Area to residents of the City of Modesto on Saturday, December 27, 1969 and Saturday, January 3, 1970 is hereby approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969 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:

YEES: 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. 69-1171

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALICE LOADES FOR SEWER SERVICE TO PROPERTY OUTSIDE THE CITY OF MODESTO AT 166 SOUTH SANTA ANA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Alice Loades for sewer service to property outside the City of Modesto at 166 South Santa Ana be, and it is hereby approved.

BE IT FURTHER RESOLVED that the execution of said agreement by the designated 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 December , 1969 , 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. 69-1172

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PEARL ENGLAND FOR SEWER SERVICE AT 188 SOUTH SANTA ANA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Pearl England for sewer service at 188 South Santa Ana 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 15th day of December , 1969 , 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. 69-1173

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LAUDER E. WICK FOR SEWER SERVICE AT 144 SOUTH SANTA ANA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Lauder E. Wick

for sewer service to property at 144 South Santa Ana Avenue

be, and it is hereby approved.

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

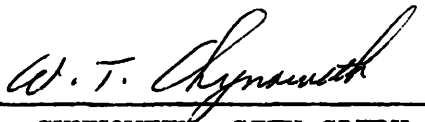
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December , 1969 , by Councilman Dixon , who moved its adoption, which motion being duly seconded by Councilman Smith, was upon roll call carried and the resolution adopted by the 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. 69-1174

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ANGELA HANSON FOR SEWER SERVICE TO PROPERTY AT 178 SOUTH SANTA ANA AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Angela Hanson for sewer service to property at 178 South Santa Ana 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 15th day of December , 19 69, 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. 69-1175

A RESOLUTION RELEASING SUBDIVISION BOND IN THE AMOUNT OF \$41,400 AND ACCEPTING BOND IN THE AMOUNT OF \$1,100 TO GUARANTEE REMAINING IMPROVEMENTS IN GREENBRIER NO. 3 SUBDIVISION (Bond to be released upon expiration of 65-day statutory lien period)

WHEREAS, ALFRED L. FLORY AND GERTRUDE E. FLORY, subdividers of Greenbrier No. 3 Subdivision, posted a performance bond with the City of Modesto to guarantee improvements in Greenbrier No. 3 Subdivision; and

WHEREAS, the Department of Public Works has reported that all work in the subdivision has been completed to the satisfaction of the department with the exception of the construction of a redwood and pilaster fence on Lot 5 of the subdivision; and

WHEREAS, the Director of Public Works has recommended that the subdivision improvement bond (Instrument of Credit in amount of \$41,400) be released upon receipt from the developer of a \$1,100 cash deposit or savings and loan certificate; and


WHEREAS, the developer has caused a savings and loan certificate in the amount of \$1,100 to be posted with the City Clerk to guarantee the installation of the redwood and pilaster fence.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the performance bond filed by Alfred L. Flory and Gertrude Flory (Instrument of Credit in amount of \$41,400) is hereby released/and savings and loan certificate in the amount of \$1,100 to guarantee construction of the fence 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 December, 1969 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:


W. T. CHYNOWETH
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1176

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND PHILLIP C. SCHURMAN AND MARGARET ANNE SCHURMAN FOR PURCHASE OF PROPERTY FOR EXTENSION OF BRIGHTON AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Phillip C. Schurman and Margaret Anne Schurman for purchase of property in amount of \$11,500 to be used for extension of Brighton 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 ^{15th} ~~15~~ day of December , 1969 , 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. 69-1177

A RESOLUTION AMENDING SECTION 7.8 OF THE PERSONNEL RULES RELATING TO RESIDENCE REQUIREMENT, AND RESCINDING RESOLUTION NO. 65-500.

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 Section 7.8 of the Personnel Rules be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendment to the Personnel Rules as recommended by the Personnel Commission, and has made a recommendation thereon, and

WHEREAS, the City Council has reviewed said amendment to the Personnel Rules as recommended by the Personnel Commission and finds that said amendment promotes the purposes and objectives of the Personnel System,

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

SECTION 1. That Section 7.8 of the Personnel Rules be amended to read as follows:

7.8 Residence Requirements

All Fire Department and Police Department personnel working in classifications for which safety membership in the Public Employees' Retirement System is required shall reside within Stanislaus County and within a radius of ten (10) miles from the main fire or police station, whichever is lesser.

- (a) All personnel appointed after the effective date of this rule shall become bona fide residents within the above described limits within one year from the date of their appointment.
- (b) The City Manager is authorized to grant exceptions to the above requirements, as to either distance or time, if in his judgment there are extenuating circumstances which warrant such exceptions.

SECTION 2. Resolution No. 65-500 adopted by the Council on September 7, 1965, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969, 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*
W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1178

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ELLEN C. WATSON FOR ACQUISITION OF RIGHT OF WAY NEEDED FOR THE BODEM-SUNRISE REALIGNMENT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ellen C. Watson for acquisition of right of way needed for the Bodem-Sunrise realignment at an estimated cost of \$13,000 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 15th day of December , 1969 , 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. 69-1179

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$3,100 TO COMPLETE
OUTFITTING OF AIRCRAFT CRASH TRUCK

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 Fund, General Reserve (101-60)	\$3,100
TO:	Aircraft Crash Truck (5413-21)	\$3,100

(To complete outfitting of aircraft crash truck)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 15th day of December, 1969
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. 69-1180

A RESOLUTION APPOINTING MEMBER OF THE CRIME STUDY COMMITTEE
FOR A TERM ENDING APRIL 30, 1971 - (MRS. LAUREL C. RICHARDSON)

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:

The following person is hereby appointed to the Crime Study
Committee for the respective term as indicated:

MRS. LAUREL C. RICHARDSON for a term ending April 30, 1971

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 15th day of
December, 1969, 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. 69-1181

A RESOLUTION APPOINTING MAYOR LEE H. DAVIES AS A MEMBER OF
THE TUOLUMNE RIVER REGIONAL PARK COMMITTEE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Mayor Lee H. Davies is hereby appointed as a member of the Tuolumne River Regional Park Committee.


The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of December, 1969, 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. 69-1182

A RESOLUTION ACCEPTING WITH REGRET THE RESIGNATION OF
KAREN JOHNSON FROM THE MAYOR'S COUNCIL ON YOUTH OPPORTUNITY

WHEREAS, Karen Johnson was appointed a member of the
Mayor's Council on Youth Opportunity on November 12, 1968,
and

WHEREAS, Miss Johnson has tendered her resignation from
the Mayor's Council on Youth Opportunity, and

WHEREAS, Miss Johnson 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
Karen Johnson 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
Karen Johnson 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
22nd day of December, 1969, 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. 69-1183

A RESOLUTION ACCEPTING THE CONSTRUCTION OF GEORGE REED, INC., CONTRACT FOR THE IMPROVEMENT OF COFFEE ROAD FROM CHEHALEM AVENUE TO E. ORANGEBURG AVENUE

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvement of Coffee Road from Chehalem Avenue to E. Orangeburg Avenue has been completed by George Reed, Inc.,

in accordance with the contract agreement dated September 2, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of the improvement of Coffee Road from Chehalem Avenue to E. Orangeburg Avenue 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 \$41,984.32 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 22nd day of December, 1969, 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. 69-1184

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RUNWAY 29R LIGHTING SYSTEMS, MODESTO CITY-COUNTY AIRPORT, FROM CONTRACTOR AS COMPLETE (FERRERO ELECTRIC COMPANY)

WHEREAS, a report has been filed by the Director of Public Works that the construction of Runway 29R Lighting Systems, Modesto City-County Airport, has been completed by Ferrero Electric Company

in accordance with the contract agreement dated October 7, 1968.

NOW, THEREFORE, BE IT RESOLVED that the construction of Runway 29R Lighting Systems, Modesto City-County Airport, 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 \$81,201.00 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 22nd day of December, 1969, 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. 69-1185

A RESOLUTION ACCEPTING THE CONSTRUCTION OF FLASHING LIGHT BEACONS AT 8TH AND H STREETS, BODEM STREET AND MORRIS AVENUE, SYCAMORE AND ROSEBURG AVENUES, COLLEGE AND BOWEN AVENUES, CARVER ROAD AND ORANGEBURG AVENUE, AND CARVER RD. AND BRIGGSMORE AVENUE IN THE CITY OF MODESTO

WHEREAS, a report has been filed by the Director of Parking & Traffic

that the construction of flashing light beacons at six intersections (as shown above)

has been completed by Rolly L. White, dba White's Electric Service

in accordance with the contract agreement dated May 12, 1969.

NOW, THEREFORE, BE IT RESOLVED that the construction of flashing light beacons at six intersections (as shown above)

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 \$6,965.21 as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969, 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. 69-1186

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-COFFEE 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 November 3, 1969, duly adopted Resolution No. 69-1039 (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. 47 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 22, 1969, 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.

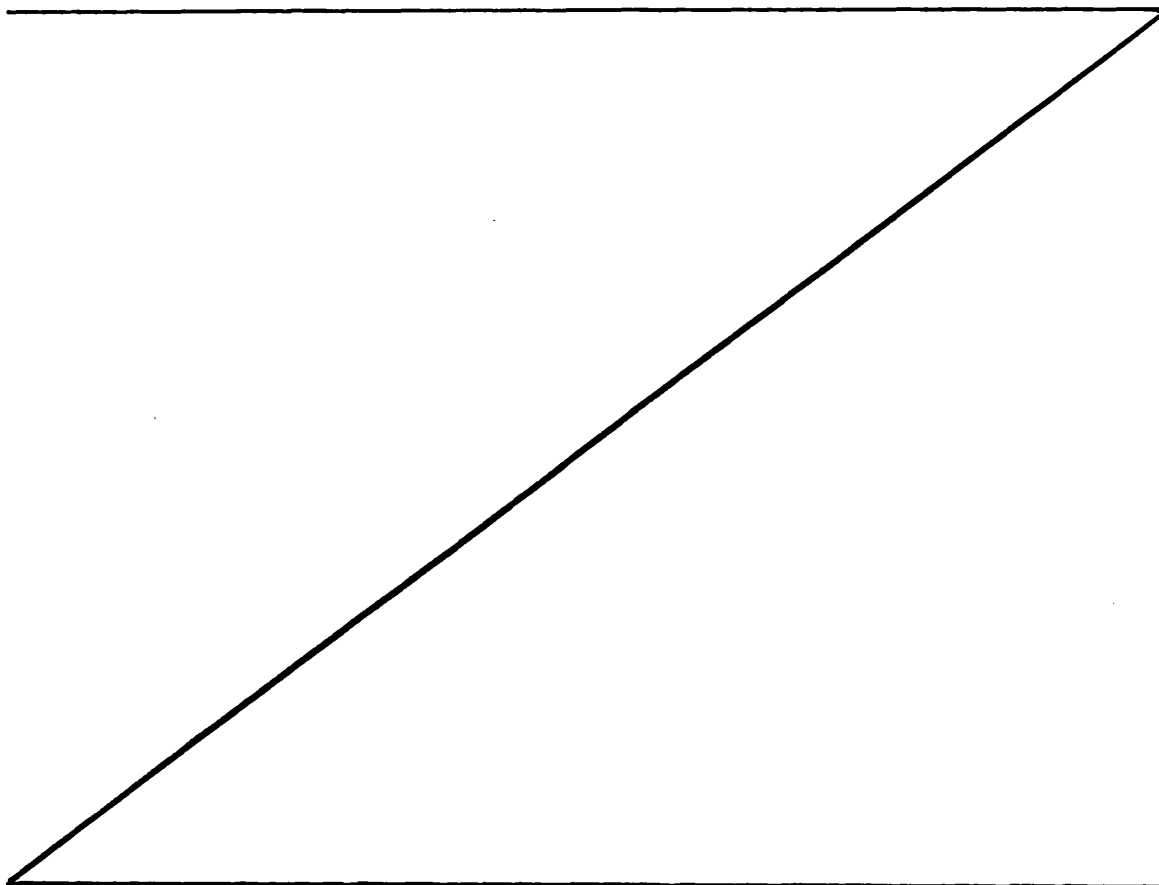
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 47 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. 47 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. 47, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



SYLVAN-COFFEE NO. 2 ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the North half of Section 10, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by a point on the Northern line of the SYLVAN-COFFEE NO. 1 ADDITION (241), as per description filed October 9, 1969, as Instrument 33952, Stanislaus County Records, said point being the Southwest corner of the Northwest quarter of the Northwest quarter of Section 10 and the center line of 40 foot Coffee Road; thence along the West line of Section 10 and the center line of Coffee Road, North $0^{\circ} 48'$ West, 1317.60 feet to the section corner common to Sections 3, 4, 9 and 10; thence along the North line of Section 10, North $89^{\circ} 21'$ East, 2616.44 feet to the North quarter corner of Section 10; thence along the North line of Section 10, North $89^{\circ} 21' 30''$ East, 653.92 feet; thence South $0^{\circ} 53' 30''$ East, 2640.32 feet to a point on the South line of the North half of Section 10 and the center line of 40 foot Sylvan Avenue; thence along said line, South $89^{\circ} 26' 27''$ West, 653.92 feet to the interior quarter corner of Section 10; thence continuing along the South line of the North half of Section 10 and the center line of Sylvan Avenue, South $89^{\circ} 26' 27''$ West, 1364.48 feet; thence North $0^{\circ} 52' 20''$ West, 145.31 feet; thence along a tangent curve concave to the Southwest, having a Radius of 250.00 feet, a Central Angle of $47^{\circ} 37' 06''$, and an Arc Length of 207.77 feet; thence along a tangent line, North $48^{\circ} 29' 26''$ West, 97.49 feet; thence North $41^{\circ} 30' 34''$ East, 130.80 feet; thence along a tangent curve concave to the Northwest, having a Radius of 250.00 feet, a Central Angle of $42^{\circ} 22' 54''$, and an Arc Length of 184.93 feet; thence along a tangent line which is parallel with and 54.13 feet Westerly from the East line of the Southwest quarter of the Northwest quarter, North $0^{\circ} 52' 20''$ West, 657.72 feet to a point on the South line of the Northwest quarter of the Northwest quarter; thence along said line, South $89^{\circ} 23' 59''$ West, 1254.55 feet to the point of beginning, containing 160.792 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. 47, 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 December, 1969, 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: Robinson, Dixon, Mitchell, Newton, 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. Harwood
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1187

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. (EAST COOLIDGE 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 November 3, 1969, duly adopted Resolution No. 69-1040 (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. 48 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 22, 1969, 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:

Mr. C. A. Meyer
4124 Cheeney
Santa Clara, California 95054

Owns property at 163 - 165 Drake Avenue, Modesto, California.

In a written communication dated December 15, 1969, he stated he did not want to be included in the annexation.

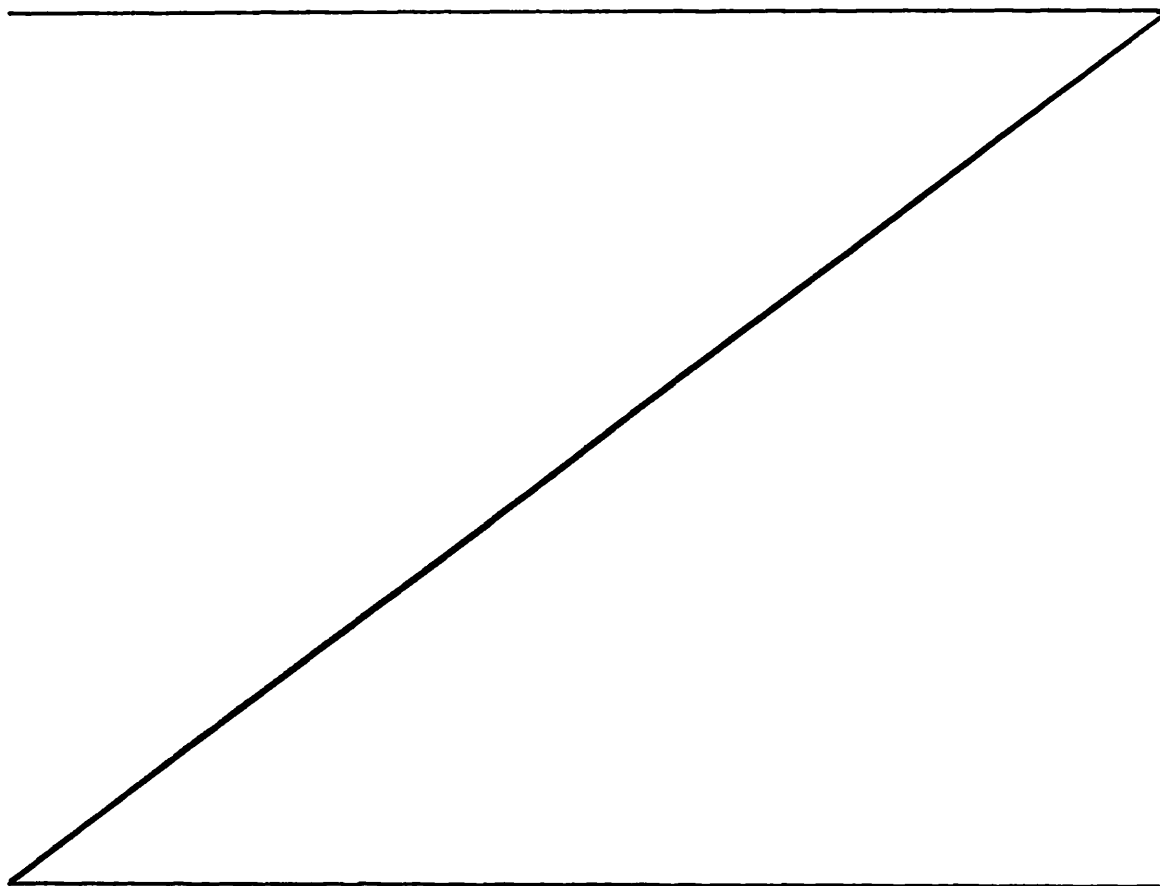
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 48 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. 48 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. 48, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



EAST COOLIDGE ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Southeast quarter of Section 16 and a portion of the North half 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 Southeastern corner of the EAST ORANGEBURG NO. 3 ADDITION (220), as per description filed July 30, 1968, as Instrument 23318, and a point on the Northern line of the SUNRISE ADDITION (206), as per description filed September 25, 1967, as Instrument 30334, Stanislaus County Records, said point being at the intersection of the center line of East Orangeburg Avenue and the Eastern line of Lot 12 of the COOLIDGE COLONY, as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (220) and the Eastern line of said Lot 12, North $0^{\circ} 10'$ West, 330.00 feet; thence along the existing City Limits on the Northern line of said Addition (220), North $89^{\circ} 00'$ West, 330.00 feet, to a point on the Eastern line of the EAST ORANGEBURG NO. 2 ADDITION (219), as per description filed July 30, 1968, as Instrument 23319, Stanislaus County Records; thence along the existing City Limits on said Eastern line of Addition (219) and the Eastern line of Lot 11 of said Coolidge Colony, North $0^{\circ} 10'$ West, 180.00 feet; thence along the existing City Limits on the Northern line of said Addition (219) the following bearings and distances: North $89^{\circ} 00'$ West, 123.00 feet; South $0^{\circ} 10'$ East, 20.00 feet; North $89^{\circ} 00'$ West, 141.00 feet; South $0^{\circ} 10'$ East, 160.00 feet; and North $89^{\circ} 00'$ West, 726.00 feet to the Northeastern corner of the EAST ORANGEBURG ADDITION (112), as per description filed June 29, 1960, as Instrument 18295, Stanislaus County Records; thence along the existing City Limits on the Northern line of said Addition (112), North $89^{\circ} 00'$ West, 215.04 feet, to the Southeastern corner of the DRAKE ADDITION (129), as per description filed May 4, 1962, as Instrument 17325, Stanislaus County Records; thence along the existing City Limits on the Eastern line of said Addition (129) the following bearings and distances: North $0^{\circ} 10'$ West, 140.00 feet, to a point on the Northern line of Drake Avenue; South $89^{\circ} 00'$ East, 115.00 feet, along said Northern line; North $0^{\circ} 10'$ West, 85.00 feet; North $89^{\circ} 00'$ West, 95.00 feet; and North $0^{\circ} 10'$ West, 125.00 feet, to a point on the Northern line of East Coolidge Avenue and the Southern line of the McHENRY VILLAGE ADDITION (60), as per description filed May 11, 1954, as Instrument 11745, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (60) the following bearings and distances: South $89^{\circ} 00'$ East, 64.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; and South $89^{\circ} 00'$ East, 132.00 feet to a Southwestern corner of the EAST GRANGER ADDITION (196), as per description filed June 28, 1966, as Instrument 23029, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (196) the following bearings and distances: South $89^{\circ} 00'$ East, 315.00 feet; South $0^{\circ} 10'$ East, 330.00 feet, to the center line of East Coolidge Avenue; South $89^{\circ} 00'$ East, 196.00 feet, along the center line of East Coolidge Avenue; North $0^{\circ} 10'$ West, 120.00 feet; South $89^{\circ} 00'$ East, 50.00 feet; and North $0^{\circ} 10'$ West, 210.00 feet, to a point on the Southern line of the HOYLE ADDITION (172), as per description filed March 17, 1965, as Instrument 10619, Stanislaus County Records; thence along the existing City Limits on the Southern line of said Addition (172), South $89^{\circ} 00'$ East, 99.00 feet, to the Southwestern corner of the GLENN ADDITION (125), as per description filed January 9, 1962, as Instrument 995, Stanislaus County Records; thence along the existing City Limits on the Southern and Eastern lines of said Addition (125) the following bearings and distances: South $89^{\circ} 00'$ East, 197.00 feet; North $0^{\circ} 10'$ West, 310.00 feet; North $89^{\circ} 00'$ West, 47.00 feet; and North $0^{\circ} 10'$ West, 20.00 feet, to a point on the center line of East Granger Avenue, said line also being the section line common to Sections 16 and 21; thence leaving the existing City Limits and along said section line and the center line of East Granger Avenue, South $89^{\circ} 00'$ East, 1172.72 feet, to the quarter corner common to Sections 16 and 21; thence along the West line of the Southeast quarter of Section 16 and the center line of

Sunrise Avenue, North $0^{\circ} 15'$ West, 371.01 feet, to a point on the Northern line of Northern Boulevard and the Southern line of the Modesto Irrigation District Lateral Number 3; thence along said line, South $69^{\circ} 57'$ East, 1057.38 feet, to a point on the Northerly extension of the Eastern line of the GENEVA HEIGHTS subdivision, as shown on the map filed in Volume 18 of Maps, Page 29, Stanislaus County Records; thence along said extension, South $0^{\circ} 03'$ East, 25.82 feet, to a point on the section line common to Sections 16 and 21, said point also being the Northeast corner of the West half of the East half of the Northwest quarter of the Northeast quarter of Section 21, and the Northeastern corner of said subdivision; thence along the Northern line of said subdivision, North $89^{\circ} 00'$ West, 330.94 feet, to the Northwestern corner of said subdivision; thence along the Western line of said subdivision and the Eastern line of the MEADOW GLENN subdivision, as per map filed in Volume 20 of Maps, Page 69, Stanislaus County Records, and its Southerly extension, said line being the East line of the West half of the West half of the Northeast quarter of Section 21, South $0^{\circ} 03'$ East, 395.73 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded January 16, 1948, as Instrument 1120, Stanislaus County Records; thence along the Northern and Western lines of said school property, North $89^{\circ} 00'$ West, 330.72 feet, and South $0^{\circ} 03'$ East, 263.60 feet, to the Northeastern corner of property conveyed to the Modesto City School District by deed recorded February 26, 1948, as Instrument 4385, Stanislaus County Records; thence along the Northern line of said property and its Westerly extension, North $89^{\circ} 00'$ West, 330.50 feet, to a point on the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said quarter section line and the center line of Sunrise Avenue, South $0^{\circ} 03'$ East, 660.61 feet, to its intersection with the center line of East Orangeburg Avenue; thence along the center line of East Orangeburg Avenue, South $89^{\circ} 03'$ East, 158.00 feet, to its intersection with the Northerly extension of the Western line of a 20 foot North-South alley in Block 1140, as shown on the map of the SUNRISE HOMES subdivision, filed in Volume 14 of Maps, Page 36, Stanislaus County Records; thence along said extension and the Western line of said alley, South $0^{\circ} 02' 30''$ East, 480.00 feet, to the Northern line of a 20 foot East-West alley in said Block 1140; thence along said Northern line and its Westerly extension, North $89^{\circ} 03'$ West, 158.00 feet, to its intersection with the center line of Sunrise Avenue and the West line of the East half of Section 21; thence along said line, South $0^{\circ} 02' 30''$ East, 39.38 feet, to a point on the Northern boundary of the Sunrise Addition (206); thence along the existing City Limits on said Northern boundary the following bearings and distances: North $89^{\circ} 03'$ West, 165.00 feet; North $0^{\circ} 02' 30''$ West, 213.44 feet; North $89^{\circ} 03'$ West, 32.00 feet; North $0^{\circ} 02' 30''$ West, 306.11 feet, to the center line of East Orangeburg Avenue; and North $89^{\circ} 00'$ West, 463.66 feet to the point of beginning, containing 59.657 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. 48, 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 ____ day of _____, 19____, 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

(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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1188

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. (KAZMIR COURT 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 November 10, 1969, duly adopted Resolution No. 69-1060 (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. 49 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 22, 1969, 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.

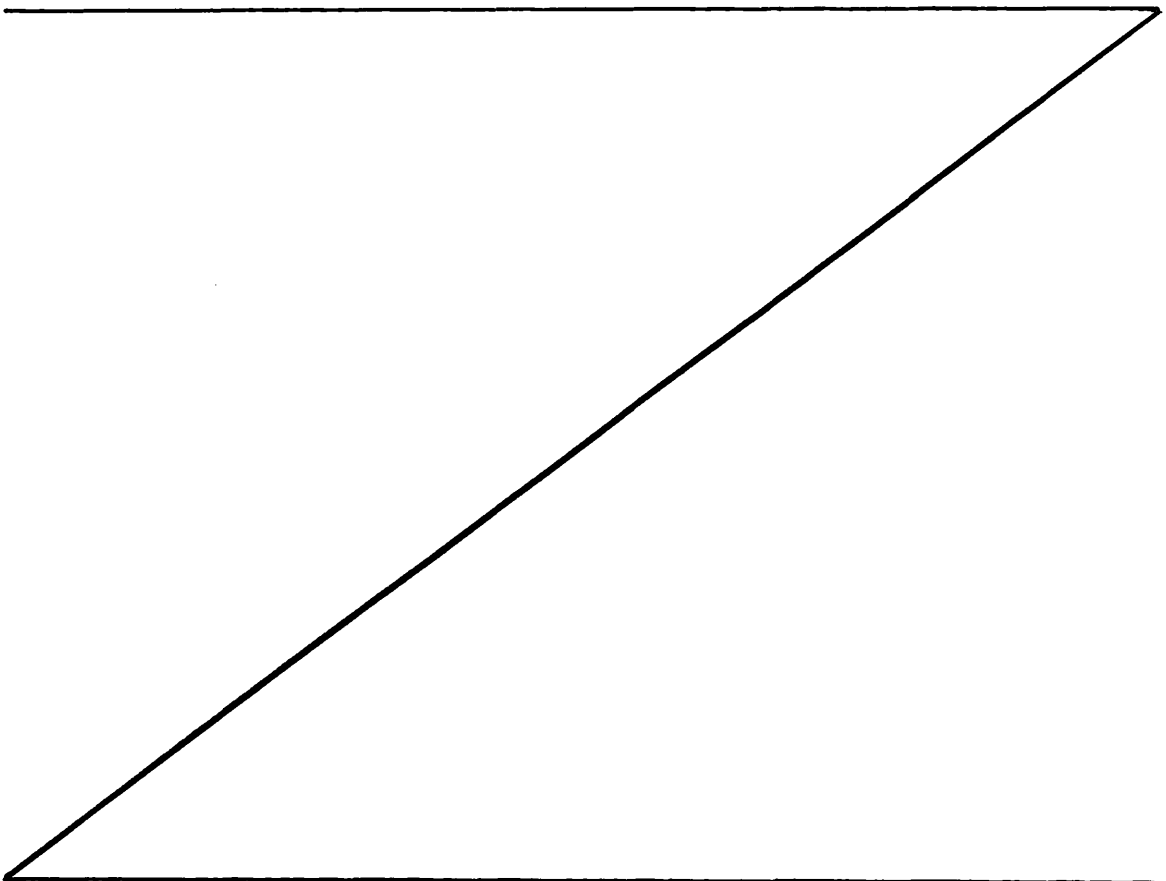
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, as follows:

SECTION 1. Any and all objections to the annexation of the territory designated as Modesto Municipal Sewer District No. 1 Annexation No. 49 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. 49 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. 49, which is hereby annexed to the Modesto Municipal Sewer District No. 1, are hereby established, fixed and finally determined to be as follows:



KAZMIR COURT ADDITION

All that real property in the State of California, County of Stanislaus, being a portion of the Northeast quarter of Section 6, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the most Northerly Northwestern corner of the MINENI MANOR ADDITION (63), as per description filed July 26, 1955, as Instrument 21227, and the Southern line of the HUDSON-UCCELLO ADDITION (51), as per description filed August 28, 1953, as Instrument 21233, Stanislaus County Records, said point being at the intersection of the Eastern line of a 20 foot alley in Block 3071 of SUNSET MANOR subdivision, as per map filed in Volume 16 of Maps, Page 50, and the Northern line of a 60 foot street known as Rouse Avenue as shown on the map of the HUDSON PARK subdivision, filed in Volume 17 of Maps, Page 57, Stanislaus County Records; thence along the existing City Limits on the Northern line of Rouse Avenue, and the Southern line of said Addition (51), said line being parallel with and 15.00 feet, measured at right angles, Northerly from the North line of the South half of the Northeast quarter of Section 6, South 89° 00' West, 1194.55 feet, to a point on the Northerly extension of the Western line of the Sunset Manor subdivision; thence leaving the City Limits and along said Western line of the Sunset Manor subdivision, South 0° 27' East, 773.56 feet, to a point on the existing City Limits as established by the most Westerly Northwestern corner of the Mineni Manor Addition (63); thence along the existing City Limits on a Northern boundary of said Addition (63), said line also being the Southern line of the Sunset Manor subdivision, South 89° 05' East, 644.88 feet, and North 75° 00' East, 567.42 feet, to the Southerly extension of the Eastern line of the 20 foot alley in Block 3071; thence along the existing City Limits on a Western line of Addition (63) and said Eastern line of alley, North 0° 24' West, 657.86 feet, to the point of beginning, containing 20.773 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. 49, 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 December, 1969, 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

(SEAL)

APPROVED AS TO FORM:

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

APPROVED AS TO DESCRIPTION:

By P. A. Hayward
Public Works Department

R.H.H.
11-13-69

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1189

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 801 W. GRANGER AVE.,
LOT 15, BLOCK 6182 - Mrs. William R. Porter)

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 Block 6182, W. Granger Ave.

, and
WHEREAS, the Council, did, on December 8, 19 69, adopt its Resolution No. 69-1141, 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 22nd day of December, 19 69, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1141, 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; and the request for an encroachment permit to permit planter to remain in the sidewalk area is hereby denied.

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 69-1141 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 22nd day of December, 1969, 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. 69-1190

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1933 EVERGREEN AVE.,
PORTION OF BLOCK 6515 - Mr. Richard W. Fiscus)

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 Block 6515, Evergreen Ave.

_____, 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 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 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1142, 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. 69-1142 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 22nd day of December, 1969, 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. 69-1191

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (BLOCK 2098,
Lots 22 AND 23, BLOCK 2098 - Mr. Roland E. Wray)
LOCATION: 144 Covena Avenue on Miller Ave.

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 Block 2098, Covena Avenue, and

WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1143, 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 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1143, 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. 69-1143 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 22nd day of December, 1969, 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)

SECTION 2. The Superintendent of Streets is hereby directed to proceed with the project in accordance with the provisions of Resolution No. 69-1145 and Chapter 27, Park 3, of Division 7 of the Streets and Highways Code of the State of California.

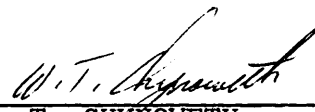
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Robinson, was upon roll call carried and the resolution adopted by 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)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON W. BRIGGSMORE AVE.
AT 1800 ELMHURST DRIVE, LOT 1, BLOCK 6713 - Mr. Gerald C. Smith)

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 Block 6713, W. Briggsmore Ave.

_____, and
WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1146, 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 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1146, 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. 69-1146 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 22nd day of December, 1969, 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)

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (BLOCK 415, LOTS 7 AND 8,
AT 315 MAPLE STREET - Silas W. Green)

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 Block 415, Maple Street, 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 Council did by said resolution, set the 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1147, 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. 69-1147 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 22nd day of December, 1969, 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. 69-1195

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 305 MAPLE ST.,
LOTS 11 & 12, BLOCK 415 - Mr. Silas W. Green)

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 Block 415, Maple Street

_____, and
WHEREAS, the Council, did, on December 8, 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 Council did by said resolution, set the 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1148, 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. 69-1148 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 22nd day of December, 1969, 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

(SEAL)

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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1196

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK, CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 309 MAPLE ST.,
LOTS 9 & 10, BLOCK 415 - Mr. Carl Christiansen)

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 Block 415, Maple Street

_____, and
WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1149, 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 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1149, 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. 69-1149 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 22nd day of December, 1969, 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. 69-1197

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
SIDEWALK ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (ON JOAQUIN STREET AT
2101 REGENT COURT, PARCEL Q, BLOCK 6802 - Mr. Sherman Drake)

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 Block 6802, Joaquin Street, and

WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1151, 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 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1151, 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. 69-1151 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 22nd day of December, 1969, 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

(SEAL)

ATTEST:



W. T. CHYNOWETH,
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1198

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF
CURB AND GUTTER ALONG CERTAIN
STREETS IN THE CITY OF MODESTO. (AT 1201 WOODMAN WAY,
LOT 1, BLOCK 6181-A - Mrs. Diane D. Morton)

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 Block 6181-A, Woodman Way, and

WHEREAS, the Council, did, on December 8, 1969, adopt its Resolution No. 69-1152, 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 22nd day of December, 1969, at 8:00 o'clock P.M., in the Council Chambers, as the time and place for a hearing for the purpose of passing upon objections or protests, if any, which may be raised by the property owners or other interested persons relating to the proposed work, and

WHEREAS, the Superintendent of Streets has caused notice to be given as directed by said Resolution No. 69-1152, 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. 69-1152 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 22nd day of December, 1969, 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. 69-1199

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. (ON ENSLEN AVE., AT 519 CORONADO WAY, LOT 18, BLOCK 6064 (\$269.00 - Richard C. Smith - New Owner: Mohammad Hossein Zahraie)
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 June 23, 1969, adopt its Resolution No. 69-590, 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, December 22, 1969, at 8:05 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 ^{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 \$269.00

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 \$269.00 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:

Parcel Number 002-01-119-24-64-001 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 22nd day of December 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1200

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. (AT 800 BOWEN AVE., LOT 31, BLOCK 6718 - \$137.80 - Mrs. Lorena Runyan)

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 August 11, 1969, adopt its Resolution No. 69-736, 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, December 22, 1969, at 8:05 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 ^{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 \$137.80.

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 \$137.80 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 002-07-59-21-31-001 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 22nd day of December 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1201

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. (ON PHELPS AVENUE AT 2016 WILDEWOOD AVE., LOT 18, BLOCK 6715 - \$154.00 - Mrs. Dorothy Nomann)
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 August 11, 1969, adopt its Resolution No. 69-739, 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, December 22, 1969, at 8:05 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 ^{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 \$154.00.

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 \$154.00 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:

Parcel Number 02-07-59-24-18-001 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 22nd day of December 1969, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1202

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 ROSINA AVE. AT 1623 YOSEMITE BLVD., LOTS 10 AND 11, AND 40 FEET OF LOT 9, BLOCK 2125 - \$941.26 - Atlantic Richfield Corp.) 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 April 2⁷, 1969, adopt its Resolution No. 69-285, 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, December 22, 1969, at 8:05 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 ^{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 \$941.26.

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 \$941.26 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 002-01-502-37-58-003 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 22nd day of December 19 69, 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

APPROVED AS TO DESCRIPTION:

By _____
Public Works Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1203

A RESOLUTION DENYING THE APPEAL OF RICHARD D. KROEGER, ON BEHALF OF HIS CLIENTS, VASCO J. LUCCHESI AND LOUIS J. PIOLI, TO THE DECISION OF THE PLANNING COMMISSION DENYING AN APPLICATION FOR AN AMENDMENT TO SECTION 21-3-9 OF THE ZONING MAP (BLOCK 1048) IN THE CITY OF MODESTO AND THE DECISION OF THE PLANNING COMMISSION BE AFFIRMED.

WHEREAS, the Council of the City of Modesto held a public hearing in the Council Chambers located at 801 - 11th Street, Modesto, California, December 22, 1969, at 8:10 P. M., for the purpose of considering an appeal filed by Richard D. Kroeger, on behalf of his clients, Vasco J. Lucchesi and Louis J. Pioli, on December 3, 1969, to the decision of the Modesto City Planning Commission on November 18, 1969, denying their request for the rezoning from Neighborhood Commercial Zone, C-1, and Two Family Residential Zone, R-2, to Planned Development Zone, P-D, to accomodate a thirty- (30) unit, two- (2) story apartment building complex and an eight thousand (8,000) square foot new commercial development at the southwest corner of Coffee Road and Fairmont Avenue, the following described property:

R-2 to P-D

Commencing at the point of intersection of the centerline of Fairmont Avenue with the centerline of Coffee Road; thence westerly along the centerline of Fairmont Avenue 175 feet to the true point of beginning; thence from said point of beginning continuing westerly along said centerline of Fairmont Avenue 181 feet, more or less, to the northerly extension of the east line of the north-south 20-foot alley in Block 1048, City of Modesto; thence Southerly along said east line of said alley 349.98 feet, more or less, to the north line of the east-west 20-foot alley in said Block 1048; thence easterly along said north line of said alley 181 feet to a point which is 175 feet west of the centerline of said Coffee Road; thence northerly along a line which is parallel with the centerline of Coffee Road 349.98 feet, more or less, to a point on the centerline of Fairmont Avenue, being the true point of beginning. EXCEPTING THEREFROM the southerly 20 feet of Fairmont Avenue, adjacent to the above described property.

C-1 to P-D

Commencing at the point of intersection of the centerline of Fairmont Avenue with the centerline of Coffee Road; thence westerly along the centerline of Fairmont 45 feet to the true point of beginning; thence from said point of beginning continuing

westerly along said centerline of Fairmont Avenue, 130 feet; thence southerly parallel to the centerline of Coffee Road 349.98 feet, more or less, to the north line of the East-west 20-foot alley in Block 1048 of the City of Modesto; thence easterly along said North line of said alley 130 feet to a point which is 45 feet west of the centerline of said Coffee Road; thence northerly along a line which is parallel with the centerline of Coffee Road 349.40 feet, more or less, to a point on the centerline of Fairmont Avenue, being the true point of beginning. EXCEPTING THEREFROM the southerly 20 feet of Fairmont Avenue, adjacent to the above described property.

Including also, the westerly 45 feet of Coffee Road adjacent to the above described property,

and

WHEREAS, said Council, after hearing evidence both oral and documentary, found and determined as follows:

1. The proposed Planned Development request for thirty (30) apartment units would be detrimental to the adjacent single-family neighborhood in that the proposed use is proposed for a location not oriented to the major street and not adequately buffered from the adjacent one-family residential area.
2. The proposed development would allow commercial service trucks and all the residential traffic to enter or exist on the adjacent alleys creating a nuisance to the neighborhood by virtue of the excessive traffic movement in the alley.
3. The applicants do not propose a six (6') foot solid masonry wall to screen out night lights and noise from the adjacent single-family residences to the south and the west of the subject property.
4. The proposed thirty (30) apartments constitute a much greater density than existing R-2 zoning allows since a Conditional Use Permit clouds the use of the southerly one-third (1/3) of the R-2 property.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Richard D. Kroeger, on behalf of his clients, Vasco J. Lucchesi and Louis J. Pioli, to the decision of the Commission on the rezoning of the above-described area, be denied and the recommendation of the Planning Commission be affirmed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969, 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

NOES: Councilmen: Mayor Davies

ABSENT: Councilmen: None

ATTEST:

W. T. CHYNOWETH, City Clerk

(SEAL)

APPROVED AS TO FORM:

By 
ELWYN L. JOHNSON, City Attorney

APPROVED AS TO DESCRIPTION:

By 
Planning Department

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1204

A RESOLUTION AMENDING RESOLUTION NO. 68-1018 CONFIRMING THE REPORT OF SUPERINTENDENT OF STREETS, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY FRONTING UPON THE IMPROVEMENT, PERMITTING INSTALLMENT COSTS OVER A TEN-YEAR PERIOD (LOTS 47 and 48, Block 354, on Western Way at 402 Leon Ave. - Harry S. Paul)

WHEREAS, the Council of the City of Modesto adopted Resolution No. 68-1018 confirming the report of the Superintendent of Streets concerning the construction of sidewalk, curb and gutter at 402 Leon Avenue, Lots 47 and 48, Block 354, and assessing the cost of construction against the parcel of real property fronting upon the improvement in the amount of \$654.21; and

WHEREAS, Mr. Harry S. Paul has requested permission to pay costs of installation of the sidewalk, curb and gutter (\$654.21) over a ten-year period.

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

The following sections of Resolution No. 68-1018 are hereby amended to read as follows:

SECTION 1: That the cost of the aforesaid work, being the amount of \$654.21, be assessed in ten annual installments, as a lien against the parcel of property fronting upon the work so constructed.

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. 68-1018, said resolution being adopted November 4, 1968.

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 22nd day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1205

A RESOLUTION AMENDING RESOLUTION NO. 69-376 TO PROVIDE THAT THE ASSESSMENT FOR THE COST OF CONSTRUCTION OF SIDEWALK, CURB AND GUTTER BE ASSESSED IN FIVE ANNUAL INSTALLMENTS. (LOT 16 AND PORTIONS OF LOTS 15 AND 17, BLOCK 723, AT 911 SYCAMORE AVENUE - Louise Long)

WHEREAS, on May 5, 1969 the Modesto City Council adopted Resolution No. 69-376, 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. (Lot 16 and Portions of Lots 15 and 17, Block 723, at 911 Sycamore Avenue - Louise Long), and

WHEREAS, Louise Long has requested that the cost of the aforesaid work be assessed in five (5) annual installments.

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

Section 1 of Resolution No. 69-376 be, and hereby is, amended to read as follows:

SECTION 1. That the cost of the aforesaid work, being the amount of \$262.81 Dollars, be ^{assessed} ~~assessed~~ in five (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 15 feet of Lot 15, Lot 16 and the north 10 feet of Lot 17 of Block 723 of the M AND G - OLIVEWOOD TRACT as per map filed October 15, 1928 in Volume 11 of Maps, Page 8, Stanislaus County Records.

BE IT FURTHER RESOLVED that Section 3 of Resolution No. 69-376 be, and hereby is, amended to read as follows:

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 22nd day of December, 1969, 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

A RESOLUTION ANNEXING UNINHABITED TERRITORY
KNOWN AS CELESTE NO. 2
ADDITION TO THE CITY OF MODESTO. (COUNCIL
INITIATED)

WHEREAS, on the 24th day of November, 1969,
pursuant to the provisions of the Annexation of Uninhabited Ter-
ritory Act of 1939, as amended, the Council of the City of Modesto
adopted Resolution No. 69-1097 declaring its intention to
initiate on its own motion proceedings to annex certain uninhabited
territory, hereinafter described and designated as CELESTE NO. 2
ADDITION to the City of Modesto, and
authorizing and directing the City Clerk to file such proposal
with, and submit such proposal to the Local Agency Formation Com-
mission of the County of Stanislaus, , State of California, for a
report thereon as required by law, and

WHEREAS, the Local Agency Formation Commission did on
December 19, 1969, authorize the annexation of said unin-
habited territory to the City of Modesto, without notice and hearing
by the Legislative Body, pursuant to the Government Code, and

WHEREAS, said territory so proposed to be annexed to the
City of Modesto is designated as CELESTE 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 desig-
nated as CELESTE NO. 2 ADDITION and
hereinafter mentioned and described, be and the same is hereby
approved 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 22nd day of December, 1969, 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

APPROVED AS TO DESCRIPTION:

^{27c}
12-22-69 By R. A. Hesebold
Public Works Department

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.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1207

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED
TERRITORY FROM THE McHENRY 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 1969, and will officially become part of the City, as hereinafter set forth:

NAME OF ANNEXATION	ADOPTED BY	DATE ADOPTED	DATE OFFICIALLY WILL BECOME PART OF CITY
CELESTE NO. 2 ADDITION	Res. No. 69-1206	12/22/69	12/26/69

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 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.

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 McHenry-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 22nd day of December, 1969, 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

APPROVED AS TO DESCRIPTION:

^{gxc}
12-22-69
By R. A. Hazard
Public Works Department

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.

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1208

A RESOLUTION APPROVING SALE OF CITY-OWNED HOUSE LOCATED AT
815 - 16TH STREET TO DEAN CROOK

WHEREAS, Resolution No. 69-1055 adopted by the Council of
the City of Modesto on November 10, 1969 approved the plans and
specifications for the sale of the building located at 815 16th
Street, and authorized the calling for bids; and

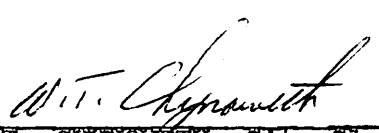
WHEREAS, The Director of Finance was authorized by the
Council at its December 8, 1969 meeting to negotiate for the
sale or removal of the building located at 815 - 16th Street;
and

WHEREAS, the high bid of \$31.25 was received from Dean
Crook, 704 Annabelle, Modesto, to move the house from the
premises.

NOW, THEREFORE, BE IT RESOLVED by the Council of the
City of Modesto that the bid of Dean Crook in the amount of
\$31.25 to remove the house from 815 - 16th Street, is hereby
accepted and execution of necessary documents by the City's
designated officials to effect the sale is hereby authorized.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the 22nd
day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1209

A RESOLUTION APPROVING SALE OF CITY-OWNED HOUSE LOCATED AT
817 - 16TH STREET TO BENSON FOGLE

WHEREAS, Resolution No. 69-1055 adopted by the Council of the City of Modesto on November 10, 1969 approved the specifications for the sale and removal of a building located at 817 16th Street, and authorized the calling for bids; and

WHEREAS, the Director of Finance was authorized by the Council at its December 8, 1969 meeting to negotiate for the sale and removal of the building located at 817 - 16th Street; and

WHEREAS, the high bid of \$30.00 for the purchase and removal of the building was submitted by Benson Fogle, 1612 Atlantic Drive, Modesto, California;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Benson Fogle in the amount of \$30 to purchase and remove the house from 817 - 16th Street is hereby accepted and execution of the necessary documents by the City's designated officials to effect the sale is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1210

A RESOLUTION APPROVING SALE OF CITY-OWNED HOUSE LOCATED AT
825 - 16th STREET

WHEREAS, Resolution No. 69-1055 adopted by the Council of the City of Modesto on November 10, 1969 approved the specifications for the sale and removal of a building located at 825 - 16th Street, and authorized the calling for bids; and

WHEREAS, the Director of Finance was authorized by the Council at its December 8, 1969 meeting to negotiate for the sale and removal of the building located at 825 16th Street; and

WHEREAS, the high bid for purchase and removal of the building was submitted by K. C. Ward, 713 Paradise Road, Modesto, California in the amount of \$14.50.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of K. C. Ward in the amount of \$14.50 is hereby accepted, and execution of the necessary documents by the City's designated officials to effect the sale is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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

MODESTO CITY COUNCIL
RESOLUTION NO. 69-1211

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ALFRED G. AND BESSIE TERRY FOR PURCHASE OF LAND FOR SANITARY LANDFILL SITE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Alfred G. and Bessie Terry for purchase of approximately 180 acres of land for sanitary landfill site at \$2,750 per acre be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December , 19 69, 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. 69-1212

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$180,000.00 FOR
ACQUISITION OF SANITARY LANDFILL SITE

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

SPECIAL FUND FOR CAPITAL OUTLAY (³²¹~~301~~)

FROM:	General Reserve (60)	\$35,000.00
	Contingency Reserve (61)	145,000.00
TO:	Sanitary Landfill (6536-41)	\$180,000.00

(Acquisition of sanitary landfill site)


The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 22nd day of December, 1969
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. 69-1212

A RESOLUTION AUTHORIZING APPLICATION TO STANISLAUS COUNTY
PLANNING COMMISSION FOR LAND USE PERMIT FOR SANITARY LANDFILL

WHEREAS, the City of Modesto is in the process of acquiring a parcel of land from Alfred G. and Bessie Terry of approximately 180 acres; and

WHEREAS, it is proposed to use said land for sanitary landfill purposes; and

WHEREAS, a land use permit from the Stanislaus County Planning Commission is required before said land may be used for sanitary landfill purposes.

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

1. Application for a land use permit from the Stanislaus County Planning Commission to permit a parcel of land of approximately 180 acres (located on the south side of the Tuolumne River, west of the Santa Fe Railroad bridge, at the north end of Parks Road which connects to Hatch Road at a point about 1 3/4 miles east of Mitchell Road) to be used for a sanitary landfill, is hereby approved.

2. The City Manager is hereby authorized to sign all documents connected with the making of the application and the processing thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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. 69-1214

A RESOLUTION AUTHORIZING APPLICATION TO THE REGIONAL WATER
QUALITY CONTROL BOARD FOR A SANITARY LANDFILL PERMIT

WHEREAS, the City of Modesto is in the process of acquiring
a 180-acre parcel of land to be used for sanitary landfill
purposes; and

WHEREAS, said land is located on the south side of the
Tuolumne River, west of the Santa Fe Railroad bridge, at the
north end of Parks Road which connects to Hatch Road at a
point about 1 3/4 miles east of Mitchell Road; and

WHEREAS, it is necessary that a sanitary landfill permit
be obtained from the Regional Water Quality Control Board.


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

1. Application to the Regional Water Quality Control Board,
Sacramento, California for a sanitary landfill permit is here-
by authorized.
2. The City Manager is hereby authorized to sign all documents
connected with the making of the application and the processing
thereof.

The foregoing resolution was introduced at a regular
meeting of the Council of the City of Modesto held on the
22nd day of December, 1969 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. 69-1215

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES STEWART FOR SEWER SERVICE TO PROPERTY LOCATED AT 1417 GARDEN AVENUE BETWEEN SUTTER AND COLORADO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and James Stewart for sewer service to property at 1417 Garden Avenue between Sutter and Colorado be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December , 19 69, 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. 69-1216

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
LEE VON HARLOW FOR SEWER SERVICE TO PROPERTY AT 708 STANDIFORD Ave.

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Lee Von Harlow
for sewer service at 708 Standiford Avenue between Polaris and
Tidewater Southern Railroad
be, and it is hereby approved.

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

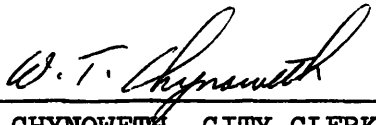
The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
December , 1969 , by Councilman Robinson , who moved
its adoption, which motion being duly seconded by Councilman Smith,
was upon roll call carried and the resolution adopted by 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. 69-1217

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF INSTALLATION OF CURB AND GUTTER AT 2047 BELLAMY STREET (Gordon Lee Ahart)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 5, 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 cost of construction of curb and gutter at 2047 Bellamy Street, Lot 13, Block 2229 (\$214.30)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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. 69-1218

A RESOLUTION SETTING TIME AND PLACE FOR HEARING REPORT OF SUPERINTENDENT OF STREETS ON COST OF CONSTRUCTION OF CURB AND GUTTER AT 326 YOSEMITE AVE., LOTS 37 and 38, BLOCK 351 (Warren A. Marquis, Jr.)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that January 5, 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 cost of construction of curb and gutter at 326 Yosemite Ave., (\$228.88)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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. 69-1219

AMENDED LETTER

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND
MODESTO AIRPORT TRAFFIC CONTROL TOWER AND EMPIRE FIRE DISTRICT
RELATIVE TO OPERATION OF CRASH TRUCK

BE IT HEREBY RESOLVED by the Council of the City of Modesto
amended letter
that the/agreement between the City of Modesto and Modesto Airport
Traffic Control Tower and Empire Fire District
for operation of crash truck

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
December , 19 69, 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. 69-1220

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
EMILIO GARETTO FOR SEWER SERVICE AT 3401 FREMONT AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and Emilio
Garetto
for sewer service to 3401 Fremont Avenue

be, and it is hereby approved.

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

The foregoing resolution was introduced at a regular meeting
of the Council of the City of Modesto held on the 22nd day of
December , 1969 , 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. 69-1221

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND
E. M. AZEVEDO FOR SEWER SERVICE TO-~~2~~ 520 GREENWICH LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto
that the agreement between the City of Modesto and E. M. AZEVEDO
for sewer service to property located at 520 GREENWICH 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 22nd day of
December , 19 69, 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. 69-1222

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RONALD STONE FOR SEWER SERVICE TO PROPERTY LOCATED AT 3300 LANCASHIRE LANE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the City of Modesto and Ronald Stone

for sewer service to property located at 300 Lancashire 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 22nd day of December , 1969, 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. 69-1223

A RESOLUTION ESTABLISHING CONDITIONS FOR PAYMENT IN
INSTALLMENTS OF SEWER CONNECTION CHARGES AND
SUBTRUNK EXTENSION CHARGES IN THE SANTA ANA ADDITION.

WHEREAS, Sections 5-6.05(a) and 5-6.07 of the Modesto Municipal Code provide that this Council may establish conditions under which sewer connection charges and subtrunk sewer extension charges required to be paid by Sections 5-6.04(a) and 5-6.06 of the Modesto Municipal Code respectively, may be paid in installments, and

WHEREAS, the Santa Ana Addition is in the process of being annexed to the City of Modesto, and

WHEREAS, at such time as the Santa Ana Addition is annexed to the City of Modesto, it is the desire of the residents in the area to obtain sewer service,

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Modesto hereby establishes the following conditions under which sewer connection charges and subtrunk extension charges (hereinafter called "charges") in the Santa Ana Addition required to be paid by Sections 5-6.04(a) and 5-6.06 of the Modesto Municipal Code respectively, may be paid in installments:

1. A written request must be made by the property owners for the payment of charges in installments. Said request must be made on or before the date on which the charges are payable.

2. A fee of Twelve and no/100ths (\$12.00) Dollars shall be paid at the time the request is made to cover the cost of processing the spreading of the charges and interest, including the cost of recording the notice that the charges and interest have been paid.

3. Charges may be spread up to a maximum of two (2) years.

4. All or part of the charges that are due and payable may be spread.

5. Deferred charges shall bear interest on the unpaid balance at the rate of six (6%) percent per annum.

6. Deferred charges and interest shall be added to the sewer service charges established by Section 5-6.02 of the Modesto Municipal Code in as nearly equal installments as possible and shall be payable in accordance with the provisions of Section 5-6.11 of the Modesto Municipal Code, except that they shall not be entitled to a discount for advance payment.

7. There shall be recorded in the office of the County Recorder of Stanislaus County, a notice of the charges and interest which are spread and the

time period over which they are spread.

8. After all charges and interest have been paid in full, a notice of such payment shall be recorded in the office of the County Recorder of Stanislaus County.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969, 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. 69-1224

A RESOLUTION APPROVING SALE OF TRANSFORMER TO TURLOCK IRRIGATION DISTRICT

WHEREAS, the Purchasing Officer in a memorandum dated December 18, 1969 has declared a 3KVA transformer surplus to the needs of the City of Modesto; and

WHEREAS, the Turlock Irrigation District has offered to purchase the transformer at fifty per cent of replacement cost; and

WHEREAS, the Director of Finance has recommended acceptance of the offer and has requested authorization to sell the transformer to Turlock Irrigation District;


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

1. One used Westinghouse constant current transformer, output 3KVA, type CPH, 6.6 amp, style 1803629, rated primary 2400/4160, is declared surplus to the needs of the City of Modesto.
2. Sale of the transformer to Turlock Irrigation District for \$200 plus sales tax is approved.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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. 69-1225

A RESOLUTION NAMING THE 60-FOOT STREET TO BE EXTENDED EASTERLY FROM McHENRY AVENUE, 425 FEET SOUTH OF FLOYD AVENUE AS SHEILA COURT.

WHEREAS, by Board of Zoning Adjustment Resolution No. 347 adopted on October 23, 1969, an H-1 Use Permit was granted to McMahan Furniture Company to allow construction of a retail store and accessory parking area on property located on the east side of McHenry Avenue, 300 feet south of Floyd Avenue, and

WHEREAS, a condition of said H-1 Use Permit required that a 60-foot street be dedicated and improved to collector street standards to provide access to the development and the remainder of the ownership, and

WHEREAS, it is desirable that the proposed 60-foot 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 owners have proposed "Sheila Court" as the name of said 60-foot street, and

WHEREAS, the Planning Commission has recommended by Resolution No. 69-143, adopted December 16, 1969, that said 60-foot street to be extended easterly from McHenry Avenue, 425 feet South of Floyd Avenue be officially named "Sheila Court".

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

1. That the 60-foot street to be extended easterly from McHenry Avenue, 425 feet South of Floyd Avenue be officially named "Sheila Court".
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 December, 1969, 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. 69-1226

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$16,280 FOR MATERIALS FOR STRENGTHENING THE WATER SYSTEM

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)	\$16,280
TO:	Strengthen System, Various Locations (6828-50)	\$16,280

(For city-furnished materials - strengthening water system)

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of December, 1969 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. 69-1227

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF \$5,000 FOR
MISCELLANEOUS STORM DRAINS

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)1	\$5,000
TO:	Misc. Storm Drains (5304-51)	\$5,000

(To be used for installation of new dry wells,
inverted syphons and drainage connections at
key intersections to the sanitary sewer)

The foregoing resolution was introduced at a regular meeting of the
Council of the City of Modesto held on the 22nd day of December, 1969
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