MODESTO CITY COUNCIL
RESOLUTION NO. 61-1

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE EXTENSION OF WATER MAINS TO SERVE AULSTON MANOR SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 60-463, on December 21, 19 60, approving the plans and specifications for extension of water mains to serve Aulston Manor Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 3rd day of January, 19 61, 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

WEREAS, 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 George Reed, in the sum of $8,149.10, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $5,487.20, thus effecting a savings to the taxpayers of approximately $2,661.90, 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 4th day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Knoles, Martin, Spaulding, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Adams

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-2

A RESOLUTION AMENDING RESOLUTION NO. 60-27 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 that Section 7 of Resolution No. 60-27 entitled "A Resolution Establishing Salary Schedules and Fixing The Compensation For Positions In The City Service" be amended to read as follows:

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 approved for Police Sergeant. The City Manager is further authorized, subject to budgetary limitations, to approve salaries for male parking enforcement officers taking fire fighting training and responding to fire calls in the salary range approved for firemen.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of January, 1961, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, Spaulding, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-3

A RESOLUTION ESTABLISHING THE REASONABLE RENTAL VALUE OF THE RESIDENCE OWNED BY THE CITY LOCATED AT 1415 SUTTER AVENUE, MODESTO, AND AUTHORIZING FLOYD HUSS, A CITY EMPLOYEE, TO OCCUPY THE PREMISES FOR RESIDENCE PURPOSES AS A PART OF HIS COMPENSATION IN CONNECTION WITH HIS EMPLOYMENT AT THE CITY SEWAGE TREATMENT PLANT.

WHEREAS, the house located at 1415 Sutter, on the east side of Sutter and adjacent to the northern boundary of the City Sewage Plant property is a city-owned house, and

WHEREAS, it is advantageous to the City and convenient for emergency or stand-by purposes to have a responsible sewage treatment plant employee occupy said house, and

WHEREAS, Floyd Huss, a City Sewage Plant employee, has expressed a desire to occupy the house for this purpose,

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

SECTION 1. The reasonable rental value of the above described premises is hereby established in the amount of Forty and no/100ths ($40.00) Dollars per month lawful money of the United States of America.

SECTION 2. Floyd Huss, a City employee, employed at the City's Sewage Plant, is hereby authorized to occupy said premises commencing on the 1st day of January, 1961, and continuing thereafter until terminated as herein provided, on the basis that said reasonable rental payment in the sum of Forty and no/100ths ($40.00) Dollars shall constitute a part of said employee's salary and be withheld from said employee's salary on the 5th day of each month for the ensuing month.

SECTION 3. Said occupancy by said employee is authorized on the following conditions:

(a) The premises shall not be used by the employee during his occupancy thereof other than for residential purposes.

(b) Any repairs and improvements to the premises shall be the sole responsibility of the said employee and shall be done at the sole cost of said employee.

(c) No buildings or other structures shall be erected upon the premises unless the consent of the City is first obtained in writing.

(d) No credit shall be allowed said employee for the cost of any repair work performed or ordered done by him.

(e) Employee shall be responsible for paying all utility bills, including bills for water and sewer services, and shall pay the same promptly when due, holding the City harmless therefrom.

(f) Employee shall be responsible for paying any and all property taxes, if any, assessed during his occupancy of the premises pursuant to Sections 107 and 107.1 of the Revenue and Taxation Code against employee's possessory interest in the premises.

(g) The Director of Finance is hereby empowered to terminate the occupancy of said premises by said employee on behalf of the City by giving thirty (30) days' prior written notice to said employee. Employee may vacate said premises after giving thirty (30) days' written notice of his desire to terminate said occupancy to the Director of Finance. In the event of said termination, either by the City or by employee, of his occupancy, the value of the use thereof shall be prorated if proration is in order, provided, however, that said employee shall remain financially responsible for any costs or expenses chargeable to him under the above conditions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, Spaulding, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-4

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TITLE INSURANCE AND TRUST COMPANY FOR LEASE OF TWELFTH AND I STREET PARKING LOT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Title Insurance and Trust Company, a corporation,

for rental of 12th and I Street parking lot

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4 day of January, 1961, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, Spaulding, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-5

A RESOLUTION ACCEPTING THE BID OF $20,600 FROM VIKING SUPPLY CORPORATION FOR FURNISHING PIPE

WHEREAS, Resolution No. 60-464, adopted by the Council of the City of Modesto on December 21, 19 60, approved the plans and specifications for the furnishing water pipe

and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of water pipe

were opened at 2:00 P.M. January 9, 1961 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 Viking Supply Corporation in the sum of $20,600

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Viking Supply Corporation in the sum of $20,600
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of January, 19 61, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-6

A RESOLUTION TERMINATING LEASE AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN C. AND WINNIE L. STITES FOR LEASE OF PREMISES AT 909½ EYE STREET IN THE CITY OF MODESTO (RIGGS BUILDING)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the lease agreement entered into between the City of Modesto and John C. Stites and Winnie L. Stites, husband and wife, dated March 18, 1959, for the leasing of premises located at 909 1/2 Eye Street (Riggs Building) in the City of Modesto, County of Stanislaus, State of California, be terminated in accordance with the request received from the Lessees.

Termination of said lease agreement shall be effective as of February 28, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of January, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-7

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR REMOVAL OF RIGGS BUILDING (9th Street lot)

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

Section 1. The plans and specifications for the demolishing and removal of the Riggs Building (9th Street 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 February 7, 1961 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 11 day of January, 1961, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Martin

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-8

A RESOLUTION APPOINTING PAULINE P. STANLEY ACTING CITY CLERK AND AUDITOR OF THE CITY OF MODESTO DURING THE ABSENCE OR DISABILITY OF THE CITY CLERK AND AUDITOR

BE IT HEREBY RESOLVED that Pauline P. Stanley be appointed Acting City Clerk and Auditor during the absence or disability of the City Clerk and Auditor 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 11 day of January, 1961, by Councilman Spaulding, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-9

A RESOLUTION APPROVING TEMPORARY STREET DETOUR ARRANGEMENTS AND TEMPORARY STREET CLOSINGS IN CONNECTION WITH THE CONSTRUCTION OF U.S. 99 FREEWAY THROUGH THE CITY OF MODESTO.

WHEREAS, the Division of Highways, Department of Public Works, State of California, has submitted a proposed development program of the U.S. 99 freeway through the City of Modesto, by letter dated December 20, 1960, with attached drawings setting forth the schedule of work, and

WHEREAS, the Division of Highways has requested the City's approval of the temporary detours and street closings necessary to construct said freeway through the City of Modesto, as shown on the drawings attached to said letter,

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

SECTION 1. The detour arrangements and temporary street closings required for the construction of U.S. 99 freeway through the City of Modesto as shown on the drawings mentioned above are hereby approved and the Division of Highways is authorized to establish said detours and temporary closings as necessitated by the progress of the work of construction after obtaining the prior approval of the Director of Parking and Traffic.

SECTION 2. The Division of Highways is authorized to use and maintain said detours and temporary street closings so long as it is necessary to complete the construction of U.S. 99 freeway through the City of Modesto, working in cooperation with the Director of Parking and Traffic.

SECTION 3. A copy of this resolution shall be furnished by the City Clerk to the Division of Highways, District 10, Department of Public Works, State of California.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-10

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS DEETER ADDITION AND GIVING NOTICE OF TIME AND PLACE FOR HEARING PROTESTS THERETO.

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

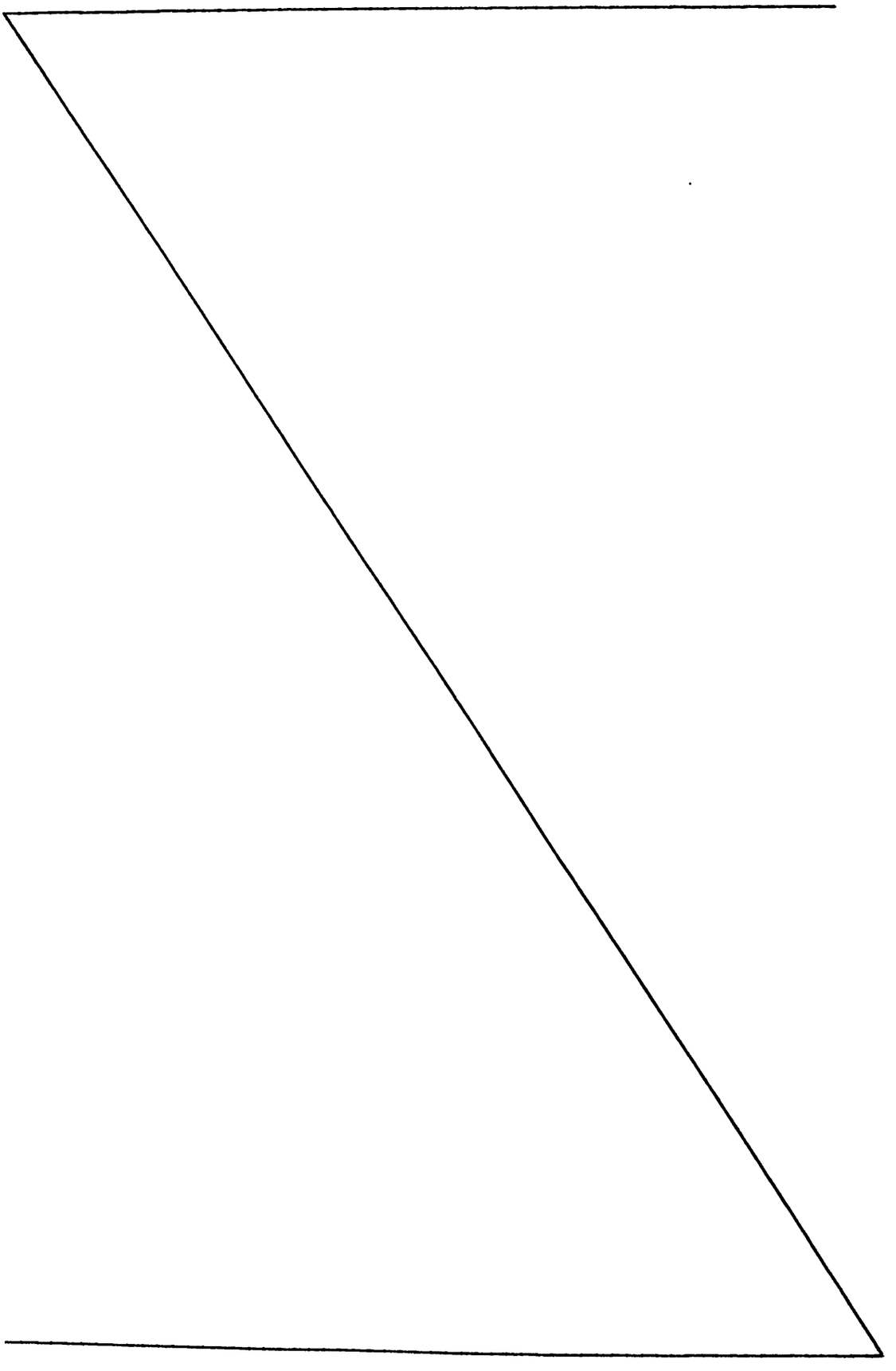
1. That, pursuant to the provisions of the Annexation of Uninhabited Territory Act of 1939, a petition signed by owners of not less than one fourth of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, was filed with the Council of the City of Modesto on December 16, 19 60, 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 DEETER ADDITION, and described as follows:

All that real property in the State of California, County of Stanislaus, Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being portions of Lots 3, 4, 5, 6, 9, 10, 11, 15, 16, 17, and 18 of the COFFEE COLONY as per map filed January 13, 1906 in Volume 2 of Maps, Page 22, Stanislaus County Records, described as follows:

Beginning at a point on the existing corporate city limits, said point being the Southeastern corner of the Y.M.C.A. Addition as per description filed March 29, 1960 as Instrument 9056, Stanislaus County Records, said point being on the Northern line of the Northeast Addition as per description filed January 31, 1958 as Instrument 2427, Stanislaus County Records, said point also being on the southern line of a 40 foot public road known as Floyd Avenue; thence along the existing city limits and the Eastern line of said Y.M.C.A. Addition, North 00° 38' West, 680.00 feet to the Southern line of a 40 foot public road known as Kavanagh Avenue as shown on the map of the Harte Tract as filed June 15, 1950 in Volume 17 of Maps, Page 4, Stanislaus County Records; thence along the Southern line of said Kavanagh Avenue and the Southern line of said Harte Tract, South 89° 26' East, 1584.00 feet to the Southeastern corner of said Harte Tract; thence along the Eastern line of said Harte Tract, North 00° 38' West, 44.01 feet to the Southwestern corner of Norton Gardens subdivision as filed August 12,

1958 in Volume 19 of Maps, Page 5, Stanislaus County Records; thence along the Southern line of said Norton Gardens, South 89° 26' East, 151.00 feet to a point on the existing Corporate City Limits as established by the Sherwood Manor Addition as per description filed July 15, 1959 as Instrument 20526, Stanislaus County Records; thence along the Western line of said Sherwood Manor Addition the following bearings and distances: South 1° 54' 40" East, 358.71 feet; South 89° 26' East, 6.00 feet; South 0° 38' East, 365.00 feet, to the Southern line of said Floyd Avenue and the existing Corporate City Limits as established by said Northeast Addition; thence along said Southern line of Floyd Avenue and the existing City Limits, North 89° 26' West, 1749.00 feet to the point of beginning, containing 27.355 acres, more or less.



3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on November 22, 19 60, consider the proposed annexation boundaries of said DEETER ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City.

5. NOTICE IS HEREBY GIVEN that the 1st day of March, 19 61, at the hour of 4:30 o'clock p.m. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 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.

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 11 day of January, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-11

A RESOLUTION ESTABLISHING THE POLICY OF THE CITY IN THE ADMINISTRATION AND OPERATION OF CITY-OWNED GOLF COURSES WITH RESPECT TO DISCRIMINATION AGAINST CITIZENS BECAUSE OF RACE, CREED, COLOR OR NATIONAL ORIGIN AND ESTABLISHING RULES IN CONNECTION THEREWITH.

WHEREAS, the Office of the Attorney General of the State of California has issued an unnumbered opinion dated June 1, 1960, indicating that discrimination exists in connection with the administration of some golf courses by virtue of the fact that the Professional Golfers Association has a racial membership restriction in its constitution, and

WHEREAS, the City desires to conduct and operate its public golf courses in such a manner that there shall be no discrimination against citizens because of race, creed, color or national origin,

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

SECTION 1. It is hereby declared to be the policy of the City that in the administration and operation of its public golf course facilities that they will be conducted in such a manner that there shall be no discrimination against citizens because of race, creed, color or national origin.

SECTION 2. In implementation of the policy set forth in Section 1 of this Resolution, the Director of Parks and Recreation and the Golf Course Professional shall adhere to and comply with the aforementioned opinion of the Office of the Attorney General of the State of California.

SECTION 3. The following rules shall apply to the operation and administration of the City-owned municipal golf courses:

a. The selection of personnel for employment at the City's golf courses shall not be limited to persons who are members of any organization which contains a racial membership restriction in its constitution.

b. No discrimination against citizens by reason of race, creed, color or religion shall be made in extending free playing privileges as authorized by Resolution No. 60-168.

c. Where tournaments are co-sponsored by the Professional Golfers Association at any City golf course, qualified players, regardless of PGA membership, shall be allowed to compete. The City shall not sponsor tournaments with any association unless all qualified players are allowed to participate.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of January, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Spaulding, was upon roll call carried and the resolution adopted by the following vote:

AYES Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-12

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $750 FROM GENERAL FUND, GENERAL RESERVE (101-600) TO MISCELLANEOUS UNCLASSIFIED, HOLIDAY PAY LITIGATION (65-234) TO PROVIDE ADDITIONAL FUNDS FOR AUDIT OF HOLIDAY PAY CLAIMS

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

GENERAL FUND 101

FROM:	General Reserve - 600	$750
TO:	Miscellaneous Unclassified - 65 Holiday Pay Litigation - 234	750

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11 day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Spaulding, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-13

A RESOLUTION ACCEPTING THE BID OF WILLEY PRINTING COMPANY IN THE SUM OF $10.82 PER PAGE FOR THE PRINTING OF REVISED PAGES OF THE MODESTO MUNICIPAL CODE

WHEREAS, Resolution No. 60-462, adopted by the Council of the City of Modesto on December 21, 19 60, approved the plans and specifications for the printing of revised or supplemental pages of the Modesto Municipal Code

and authorized the calling for bids, and

WHEREAS, the bids received for the printing of revised or supplemental pages of the Modesto Municipal Code

were opened at 2:00 P.M. January 10, 1961 and later tabulated by the ~~Public Works Department~~ City Clerk for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~ City Clerk has recommended that the bid of Willey Printing Company in the sum of $10.82 per page

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Willey Printing Company in the sum of $10.82 per page
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of January, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Martin, Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION 61-14

A RESOLUTION APPROVING THE PURCHASE OF CHRYSLER NEWPORT FOUR DOOR SEDAN AT A COST OF $2,873.16

BE IT HEREBY RESOLVED that the purchase of a Chrysler Newport 4-door Sedan from Dean Jones, Inc., in the sum of $2,873.16 be and it is hereby authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of January, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-15

A RESOLUTION AMENDING MODESTO INDUSTRIAL PARK GENERAL DEVELOPMENT PLAN.

WHEREAS, the Tidewater Southern Railroad Company and the City of Modesto have executed an agreement concerning the development of the Modesto Industrial Park Site, and

WHEREAS, the Tidewater Southern Railroad Company proposes to sell additional land adjacent to the present site of California Vegetable Concentrates Company to said company, and

WHEREAS, such property proposed for sale extends approximately 1,300 feet east of the Tidewater Southern Railroad tracks to a proposed north-south road and north approximately 1,300 feet from Whitmore Avenue to a proposed east-west road and includes a proposed frontage road along Whitmore Avenue, and

WHEREAS, all three of these proposed roads adjacent to or a part of the property for sale are determined to be unneeded at this time and possibly to be unnecessary in future development of the area, and

WHEREAS, Tidewater Southern Railroad Company has requested approval of the City to eliminate all three of these roads as part of the sale of the property to California Vegetable Concentrates Company on the basis that California Vegetable Concentrates Company will agree with the City of Modesto as to the number and location of entrances to its property along Whitmore Avenue and the Tidewater Southern Railroad Company finds the north-south road unnecessary and agrees to develop the full east-west road in the future on its own land, if and when such road becomes necessary.

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

SECTION 1. That the Council of the City of Modesto approves the elimination of these three roads as part of the sale of property to California Vegetable Concentrates Company.

SECTION 2. That the General Development Plan for the development of the Modesto Industrial Park is hereby amended in accordance with the provisions of this resolution.

SECTION 3. That the City Clerk is hereby directed to cause a copy of this resolution to be transmitted to the Tidewater Southern Railroad Company and to the California Vegetable Concentrates Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Spaulding

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-16

A RESOLUTION AUTHORIZING THE RELEASE OF THE GREAT AMERICAN INSURANCE COMPANY CONTRACT BOND FILED TO GUARANTEE IMPROVEMENTS IN PARK MANOR NO. 2A SUBDIVISION

WHEREAS, Lance E. and Carol L. Ellis, Subdividers of Park Manor No. 2A Subdivision, have filed with the City of Modesto a contract bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the contract bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Great American Insurance Company Contract Bond No. 8042405 in the sum of $21,000 filed by Lance E. and Carol L. Ellis to guarantee the improvements in Park Manor No. 2A Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of January, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-17

A RESOLUTION AUTHORIZING THE RELEASE OF THE GREAT AMERICAN INSURANCE COMPANY CONTRACT BOND FILED TO GUARANTEE IMPROVEMENTS IN PARK MANOR NO. 1 SUBDIVISION

WHEREAS, Lance E. and Carol L. Ellis, Subdividers of Park Manor No. 1 Subdivision, have filed with the City of Modesto a contract bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the contract bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Great American Insurance Company Contract Bond No. 8014895 in the sum of $78,000 filed by Lance E. and Carol L. Ellis to guarantee the improvements in Park Manor No. 1 Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: COUNCILMEN: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-18

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (EL VECINO ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 426 -C.S., adopted on December 14, 1960, and

WHEREAS, said territory officially became a part of the City on December 19, 1960, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District:

All that certain real property in the State of California, County of Stanislaus, Section 21, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 31, of the MENSINGER COLONY as per map filed May 18, 1909, in Volume 4 of Maps, Page 25, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits, said point being the Northeastern corner of the Yorkshire Addition to the City of Modesto, as per description filed March 11, 1959 as instrument 6961, Stanislaus County Records, said point also being the Southeastern corner of the property

conveyed to the Wolverine Building Service Incorporated, et al, by deed recorded July 5, 1960, as instrument 18811, in Volume 1621, Page 574, Stanislaus County Records; thence along the existing City Limits, North 89° 35' 30" West, 529.90 feet, to the Western line of said Wolverine property; thence along said Western line, North 00° 39' 30" West, 198.00 feet, to the Southern line of the El Vecino Gardens Subdivision as per map filed May 8, 1951, in Volume 17 of Maps, Page 21, Stanislaus County Records; thence along the Southern line of the El Vecino Gardens Subdivision, South 89° 35' 30" East, 529.87 feet to the Eastern line of said Wolverine property; thence along said Eastern line, South 0° 40' East, 198.00 feet, to the point of beginning, containing 2.41 acres, more or less.

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 18th day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Spaulding

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-19

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE WOODLAND FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (CORNWELL ADDITION)

WHEREAS, a portion of the Woodland Fire Protection District was annexed to the City of Modesto by Ordinance No. 425 -C.S., adopted on December 14, 1960, and

WHEREAS, said territory officially became a part of the City on December 19, 1960, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the Woodland Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being the South half of Lot 7 and all of Lot 8 of the Knapp Tract as per map filed November 16, 1904, in Volume 2 of Maps, Page 2, Stanislaus County Records, also the East 20.00 feet of the South half of the Southeast quarter of the Northeast quarter of Section 13, Township 4 South, Range 9 East, Mount Diablo Base and Meridian, more particularly described as follows:

Beginning at a point on the existing City Limits as established by the Park Manor Addition as per

description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being the intersection of the Western line of a 40 foot Public Road known as Carver Road and the Northern line of said Park Manor Addition; thence along the Northern line of said Park Manor Addition, North 89° West, 2660.00 feet to a point on the Western line of a 40 foot Public Road known as Prescott Road; thence continuing along the City Limits and the Western line of Prescott Road, North 0° 15' West, 660.00 feet to a point on the Westerly extension of the Northern line of the property conveyed to Winnie Kidd and Irma Dooley as per deed recorded April 17, 1936, as Instrument 4832, Stanislaus County Records; thence along the Northern line and its Westerly extension of said Winnie Kidd and Irma Dooley property, South 89° East, 1340.00 feet, to a point on the Western line of the property conveyed to A. A. Cornwell, et ux, as per deeds recorded September 14, 1929, as Instrument 11770 and 11774, Stanislaus County Records; thence along the Western line of said Cornwell property, North 0° 15' West, 660.00 feet, to the Northwestern corner of said Cornwell property; thence along the Northern line of said Cornwell property, South 89° East, 1320.00 feet to the Northeastern corner of said Cornwell property and the Western line of Carver Road; thence along the Eastern line of said Cornwell property and the Western line of Carver Road, South 0° 15' East, 1320.00 feet, to the point of beginning, containing 60.30 acres, more or less.

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 18 day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Spaulding

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-20

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT BIENVENU FOR RENDERING OF LEGAL SERVICES TO THE CITY ON A HALF-TIME BASIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Robert Bienvenu

for rendering of legal services to the City on a half-time basis

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 January, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-21

A RESOLUTION APPROVING APPROPRIATION TRANSFERS TO ACCOMMODATE EMPLOYMENT OF A PART TIME CITY ATTORNEY AND A FULL TIME SECRETARY

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

SPECIAL CAPITAL OUTLAY- 321

From:	General Reserve (600)	$2625
To:	City Hall & Parking Garage (502)	2625

GENERAL - 101

From:	General Reserve (600)	$2,995
To:	Salaries & Wages - Regular (110)	1,745
	Services, Professional and Others (235)	1,250

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-22

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ROBERT P. BOMBERGER FOR PERIMETER STREET LIGHTS IN SHERWOOD MANOR 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

for City sharing in cost of perimeter street lights in Sherwood Manor Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-23

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $625 FROM SPECIAL CAPITAL OUTLAY FUND, GENERAL RESERVE (600-321) TO SPECIAL CAPITAL OUTLAY, PERIMETER STREET LIGHTS (503-321) FOR PERIMETER STREET LIGHTS IN SHERWOOD MANOR SUBDIVISION

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

SPECIAL CAPITAL OUTLAY FUND - 321

FROM:	General Reserve (600)	$625.
TO:	Perimeter Street Lights (503)	625.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18 day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-24

A RESOLUTION COMMENDING DR. THOMAS M. SPAULDING FOR OUTSTANDING SERVICES RENDERED TO THE CITY OF MODESTO

WHEREAS, Dr. Thomas M. Spaulding was appointed a member of the Modesto City Planning Commission on March 13, 1957, and

WHEREAS, Dr. Spaulding was appointed a member of the Board of Zoning Adjustment on June 26, 1957, and

WHEREAS, Dr. Spaulding served on both the Planning Commission and the Board of Zoning Adjustment until May 21, 1958, when he was appointed a member of the Modesto City Council, and was thereafter elected to the post on April 14, 1959, receiving the greatest number of votes cast for the several candidates, and

WHEREAS, Dr. Spaulding has served this community in an outstanding manner, and has been a devoted and sincere public servant for approximately four years,

NOW, THEREFORE, BE IT RESOLVED that this Council, on its own behalf, and on behalf of the citizens of this City, hereby express its sincere appreciation to Dr. Thomas M. Spaulding for his outstanding service to the community.

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this Resolution to Dr. Spaulding in recognition of his outstanding service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of January, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Councilmen: Spaulding

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 25

A RESOLUTION APPOINTING JOHN C. KEEFE CITY MANAGER PRO TEMPORE DURING ABSENCE OR DISABILITY OF THE CITY MANAGER AND APPOINTING ALLEN GRIMES CITY MANAGER PRO TEMPORE DURING THE ABSENCE OR DISABILITY OF BOTH THE CITY MANAGER AND DEPUTY CITY MANAGER.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that John C. Keefe, Deputy City Manager, be and he is hereby appointed City Manager Pro Tempore during the absence or disability of the City Manager.

BE IT FURTHER RESOLVED that Allen Grimes, City Attorney, be and he is hereby appointed City Manager Pro Tempore during the absence or disability of both the City Manager and Deputy City Manager.

BE IT FURTHER RESOLVED that Resolution No. 55-65 adopted by the Council on February 23, 1955, entitled "A Resolution Appointing City Attorney Allen Grimes as Acting City Manager" and Resolution No. 58-31 adopted by the Council on January 22, 1958, entitled "A Resolution Appointing C. W. Masonheimer City Manager Pro Tempore During the Absence or Disability of the City Manager", 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 18 day of January, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Martin, Spaulding

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-26

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING VARIOUS TYPES OF TRUCKS AND PASSENGER VEHICLES

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

Section 1. The plans and specifications for furnishing various types of trucks and passenger vehicles

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 14, 1961 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 25 day of January, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: R. E. Crocker
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-27

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND FRED M. CAVAGNARO FOR LEASE OF PROPERTY 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 Fred M. Cavagnaro

for leasing 18 acres of land for a term beginning January 25, 1961, and expiring June 30, 1961, for the purpose of raising oats at a compensation to city of $2.50 per ton for oat hay harvested on the leased premises

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of January, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

RESOLUTION NO. 61-28

A RESOLUTION APPROVING THE FINAL MAP OF THE BROOKDALE PARK NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, ROBERT P. BOMBERGER, MURIEL F. BOMBERGER, JOHN E. HIRLEMAN JR. and LIBERTY DEVELOPMENT COMPANY /are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 14.89 acres, known as the BROOKDALE PARK NO. 1 SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 8th day of January, 19$60,

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 BROOKDALE PARK NO. 1 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the BROOKDALE 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 Seven Thousand Three Hundred Eighty-One and 81/100ths ($7,381.81) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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-Five Thousand and no/100ths ($55,000.00) 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 25 day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-29

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 21 OF THE ZONING MAP (JEAP COMPANY)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 17, 1961, in the Council Chamber for the purpose of considering an amendment to Section 21 of the Zoning Map to reclassify from General-Commercial Zone, C-2, to Multiple-Family Zone, R-3,

the following described property:

Beginning at a point on the center line of East Orangeburg Avenue which point is 445 feet east of the center line of McHenry Avenue; thence South 0° 08' 30" East for a distance of 330.07 feet; thence North 89° 00' 30" West a distance of 96 feet; thence North 0° 08' 30" West for a distance of 330.07 feet to the center line of East Orangeburg Avenue; thence Easterly along the center line of East Orangeburg Avenue a distance of 96 feet to the point of beginning; said property being located on the south side of East Orangeburg Avenue 445 feet east of the center line of McHenry Avenue; and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 676 recommending to the Council that rezoning of the area as requested was 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 be set for 4:30 P.M., Wednesday, February 15, 1961, in the Council Chamber of the City of Modesto 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 25 day of January, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-30

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 29 OF THE ZONING MAP (BLOCK 36)

WHEREAS, the Modesto City Planning Commission held a public hearing on January 17, 1961, in the Council Chamber for the purpose of considering an amendment to Section 29 of the Zoning Map to reclassify from Multiple-Family Zone, R-3, to Commercial-Industrial Zone, C-M,

the following described property:

Block 36 of the City of Modesto, bounded by "K" and "L", 6th and 7th Streets

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 674 recommending to the Council that rezoning of the area as requested was 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 be set for 4:35 P.M., Wednesday, February 15, 1961, in the Council Chamber of the City of Modesto 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 25 day of January, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-31

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BOMBERGER AND ABST, ARCHITECTS, FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR CONTROL TOWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Bomberger and Abst, Architects,

for architectural and engineering services for control tower

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25 day of January, 19 61, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-32

A RESOLUTION APPOINTING MEMBERS TO THE MODESTO CITY PLANNING COMMISSION

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the terms of Cecil Jones, Raymond S. Shearn and Mrs. Heidi L. Warner on the Modesto City Planning Commission expire on January 1, 1961,

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

SECTION 1. The following persons are hereby appointed to the Modesto City Planning Commission for the respective terms as indicated:

Herbert D. Buxton, for a term of 4 years to expire on January 1, 1965;

Robert W. Adams, for a term of 4 years to expire on January 1, 1965;

Mrs. Heidi L. Warner, reappointed for a term of 4 years to expire on January 1, 1965.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed members of the Modesto City 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 25th day of January, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-33

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF INTERIM CLUBHOUSE FACILITIES AT DRYDEN PARK MUNICIPAL GOLF COURSE

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

Section 1. The plans and specifications for construction of interim clubhouse facilities at Dryden Park Municipal Golf Course

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 14, 1961 at 2:45 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of February, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-34

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING AND INSTALLING DRAPERIES IN THE CITY HALL, MODESTO, CALIFORNIA

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

Section 1. The plans and specifications for furnishing and installing draperies in the City Hall, Modesto, California copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 16, 1961 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 1st day of February, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-35

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR PURCHASE OF GASOLINE AND DIESEL FUEL

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

Section 1. The plans and specifications for purchase of gasoline and diesel fuel for the period from March 1, 1961 to February 28, 1962

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 17, 1961 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 1st day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-36

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN AULSTON MANOR NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for installation of water mains in Aulston Manor No. 1 Subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 14, 1961 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 1st day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-37

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN BROOKDALE PARK NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for installation of water mains in Brookdale Park No. 1 Subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on February 14, 1961 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 1st day of February, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-38

A RESOLUTION PROPOSING CHARTER AMENDMENTS ON THE MOTION OF THE COUNCIL, CALLING A SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION IN THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID CITY PROPOSALS TO AMEND THE CHARTER OF SAID CITY BY AMENDING SECTION 717 OF ARTICLE VII RELATING TO ORDINANCES; AMENDING SECTION 900 OF ARTICLE IX RELATING TO OFFICERS AND EMPLOYEES; AMENDING SECTION 905 OF ARTICLE IX RELATING TO LEGAL CONTRACTS, FINANCIAL INTEREST; AMENDING SECTION 1312 OF ARTICLE XIII RELATING TO ACTIONS AGAINST THE CITY; AND DELETING ARTICLE XV RELATING TO JUDICIAL SYSTEM; FIXING THE DATE OF SAID ELECTION, THE MANNER OF HOLDING THE SAME AND PROVIDING FOR NOTICE THEREOF; AND CONSOLIDATING SAID SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD APRIL 11, 1961.

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

SECTION 1. The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 717 of Article VII to read as set forth in the notice entitled "Proposed Amendment to the Charter of the City of Modesto" hereinafter set forth in Section 7 of this resolution.

SECTION 2. The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 900 of Article IX to read as set forth in the notice entitled "Proposed Amendment to the Charter of the City of Modesto" hereinafter set forth in Section 7 of this resolution.

SECTION 3. The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 905 of Article IX to read as set forth in the notice entitled "Proposed Amendment to the Charter of the City of Modesto" hereinafter set forth in Section 7 of this resolution.

SECTION 4. The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of

Modesto by amending Section 1312 of Article XIII to read as set forth in the notice entitled "Proposed Amendment to the Charter of the City of Modesto" hereinafter set forth in Section 7 of this resolution.

SECTION 5. The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by deleting Article XV thereof as set forth in the notice entitled "Proposed Amendment to the Charter of the City of Modesto" hereinafter set forth in Section 7 of this resolution.

SECTION 6. The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto at the special municipal charter amendment election hereinafter provided for the proposal to amend the Charter of the City of Modesto set forth in said notice hereinafter set forth in Section 7 of this resolution and hereby designates and refers to said proposal as the proposal to be set forth in the form of ballot hereinafter prescribed for use at said special municipal charter amendment election.

SECTION 7. The City Clerk of the City of Modesto is hereby ordered and directed to cause said proposed amendments to the Charter of the City of Modesto to be published once, not less than forty (40) and not more than sixty (60) days prior to the date of the special municipal charter amendment election hereinafter provided for in THE MODESTO BEE, the official newspaper of said City, and in each edition thereof during the day of publication, said newspaper being a newspaper of general circulation published daily in said City of Modesto, and such publication may be in substantially the following form, to wit:

PROPOSED AMENDMENTS

to

THE CHARTER OF THE CITY OF MODESTO

Special Municipal Charter Amendment Election April 11, 1961.

The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 717 of Article VII to read as follows:

ARTICLE VII. THE COUNCIL.

Section 717. Ordinances. When Required. Each legislative act of the Council establishing a fine or penalty, imposing a new or additional tax, or granting a franchise, or when so provided by this Charter, shall be by ordinance.

The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 900 of Article IX to read as follows:

ARTICLE IX. OFFICERS AND EMPLOYEES.

Section 900. Officers and Employees. General. The officers of the City of Modesto shall consist of a Mayor, the Council, the Board of Education, a City Manager, a City Clerk, a City Attorney, a City Auditor, and such other or subordinate officers, assistants, deputies and employees as the Council may deem necessary to provide by ordinance or resolution. The City Clerk, the City Attorney, and the City Auditor, shall be appointed by and may be removed by affirmative votes of four members of the Council. The City Manager shall be appointed and removed as provided by Section 800 of this Charter. All other officers and department heads of the City shall be appointed by the City Manager and shall serve at the pleasure of the City Manager.

The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 905 of Article IX to read as follows:

ARTICLE IX. OFFICERS AND EMPLOYEES.

Section 905. Financial Interest Prohibited. The provisions of Article 4, Chapter 1, Division 4, Title I of the Government Code

of the State of California as the same now exist or hereafter may be amended, relating to prohibitions applicable to specified officers, are hereby adopted by reference and shall apply to the City of Modesto.

The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by amending Section 1312 of Article XIII to read as follows:

ARTICLE XIII. FISCAL ADMINISTRATION.

Section 1312. Presentation of Demands. Except as otherwise provided by the provisions of State law applicable to chartered cities, demands against the City shall be presented and audited as prescribed by ordinance.

The Council of the City of Modesto hereby proposes on its own motion to amend the Charter of the City of Modesto by deleting Article XV, consisting of Sections 1500 through 1510, inclusive.

The Council of the City of Modesto hereby proposes to and does hereby on its own motion submit to the qualified electors of the City of Modesto at a special municipal charter amendment election to be held in said City of Modesto on Tuesday, April 11, 1961, (which said election will be consolidated with the General Municipal Election to be held in said City of Modesto on April 11, 1961) the following proposals to amend said Charter by amending Section 717 of Article VII, amending Section 900 of Article IX, amending Section 905 of Article IX, amending Section 1312 of Article XIII and deleting Article XV, as follows:

City of Modesto Charter Amendment Proposition No. 1: Shall the Charter of the City of Modesto be amended by amending Section 717 of Article VII relating to certain legislative acts which require adoption of an ordinance, all as provided in said Section 717, the text of which is set forth in Section 7 of Resolution No. _____, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	YES NO

City of Modesto Charter Amendment Proposition No. 2: Shall the Charter of the City of Modesto be amended by amending Section 900 of Article IX relating to the officers and employees of the City, all as provided in said Section 900 of Article IX, the text of which is set forth in Section 7 of Resolution No. _____, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	YES	
	NO	
City of Modesto Charter Amendment Proposition No. 3: Shall the Charter of the City of Modesto be amended by amending Section 905 of Article IX relating to prohibition of financial interests, all as provided in said Section 905 of Article IX, the text of which is set forth in Section 7 of Resolution No. _____, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	YES	
	NO	
City of Modesto Charter Amendment Proposition No. 4: Shall the Charter of the City of Modesto be amended by amending Section 1312 of Article XIII relating to presentation of demands, all as provided in said Section 1312 of Article XIII, the text of which is set forth in Section 7 of Resolution No. _____, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	YES	
	NO	
City of Modesto Charter Amendment Proposition No. 5: Shall the Charter of the City of Modesto be amended by deleting Article XV, comprising Sections 1500 through 1510, inclusive, relating to judicial system, as set forth in Section 7 of Resolution No. _____, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	YES	
	NO	

I hereby certify that the foregoing Charter amendment proposals were ordered submitted to the qualified electors of the

City of Modesto by the Council of the City of Modesto.

Dated: February _____, 1961.

(SEAL)

REX E. GAILFUS
City Clerk of the City of Modesto

SECTION 8. (a) A special municipal Charter amendment election is hereby called to be held in the City of Modesto, on Tuesday, April 11, 1961, for the purpose of submitting to the qualified electors of said City said proposals set forth in Section 7 of this resolution to amend the Charter of said City as in said proposals and in this resolution provided and as hereby submitted by the Council of the City of Modesto on its own motion.

(b) Said special municipal Charter amendment election hereby called shall be held and conducted, and the votes thereat canvassed and the returns thereof made, and the results thereof ascertained and determined as herein provided, and in all particulars not prescribed in this resolution, said special municipal Charter amendment election shall be held as provided for in the Charter of said City and in all particulars not provided for therein said election shall be held as provided by law for the holding of special municipal elections in the City of Modesto and otherwise in accordance with the Elections Code of the State of California.

(c) All persons qualified to vote at municipal elections in said City of Modesto on the day of the election herein provided for shall be qualified to vote upon said amendments hereby proposed by the Council of the City of Modesto on its own motion and submitted at said special municipal Charter amendment election.

(d) The polls at the polling places hereinafter designated for said special municipal Charter amendment election shall be opened at 7:00 A.M. (P.S.T.) of said day of election,

and shall be kept open continuously thereafter until 7:00 P.M. (P.S.T.) of said day of election, when the polls shall be closed (except as provided in Section 5734 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(e) Said special municipal Charter amendment election shall be and is hereby consolidated with the General Municipal Election to be held in said City of Modesto on the date of said special municipal Charter amendment election hereby called, and the election precincts, polling places and voting booths shall in every case be the same, and there shall be only one set of election officers in each of said precincts; and the precincts, polling places and officers of election for said special municipal Charter amendment election shall be the same as those to be selected and designated by the Council of said City for said General Municipal Election in said City of Modesto by its resolution to be adopted on Wednesday, March 8, 1961, to which resolution reference is hereby made for a designation of the precincts, polling places and election officers for the special municipal Charter amendment election hereby called.

(f) Only one form of ballot shall be used at said General Municipal Election and said special municipal Charter amendment election hereby consolidated therewith, which, in addition to all other matters required by law to be printed thereon, shall state the proposals set forth in Section 7 hereof.

(g) To vote in favor of said proposals to amend the Charter of the City of Modesto a voter shall stamp a cross (X) in the blank space opposite the word "YES" on the ballot to the right of the proposals, and to vote against said proposals a voter shall stamp a cross (X) in the blank space opposite the word "NO" on the ballot to the right of said proposals. The votes cast for and against said proposed Charter amendments shall be counted

separate and apart from all other measures to be submitted at said consolidated general municipal election and special municipal Charter amendment election hereby called, and if a majority of the qualified voters voting on said proposed Charter amendments vote in favor thereof, such Charter amendments shall be deemed ratified.

(h) The returns of said 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 said election; and this Council shall meet at its usual meeting place and canvass said returns and declare the results of said election on Tuesday, April 18, 1961, at the hour of 4:00 P.M. (P.S.T.)

SECTION 9. The City Clerk of the City of Modesto is hereby authorized to prepare and sign a Notice of Election, Notice of Measure to be Voted on and Nominees for Public Office, in the form required by law relating to said general municipal election and said special municipal Charter amendment election and all other elections to be consolidated with or held at the same time as said general municipal election and said City Clerk is hereby authorized and directed to publish said Notice twice before the date of said elections in THE MODESTO BEE, the first of said publications to be not later than the 31st day before the date of said elections, said newspaper being the official newspaper of said City and a newspaper of general circulation printed and published in said City.

SECTION 10. The City Clerk of the City of Modesto is hereby authorized and directed (1) to cause copies of the text of said proposed Charter amendments to be printed in convenient pamphlet form and in type of not less than ten-point and to cause copies thereof to be mailed to each of the qualified electors of said City, and (2) until the day fixed for said special municipal

Charter amendment election to advertise weekly in THE MODESTO BEE, a newspaper of general circulation in said City, a notice that copies of said pamphlet may be had on application therefor. Said notice shall be in substantially the following form:

NOTICE OF AVAILABILITY OF CHARTER AMENDMENTS

NOTICE IS HEREBY GIVEN to the qualified electors of the City of Modesto that pamphlet copies of the Amendments proposed by the Council on its own motion, to the Charter of the City of Modesto by the amendment of Section 717 of Article VII relating to ordinances; the amendment of Section 900 of Article IX relating to officers and employees; the amendment of Section 905 of Article IX relating to legal contracts, financial interest; the amendment of Section 1312 of Article XIII relating to actions against the City; and the deletion of Article XV relating to judicial system, are on file in the office of the City Clerk, City Hall, 801 Eleventh Street, Modesto California, and may be had upon application therefor.

REX E. GAILFUS
City Clerk of the City of Modesto

PASSED AND ADOPTED this 1st day of February, 1961, by the following vote, upon motion of Councilman VanderWall, seconded by Councilman Knoles, viz.:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

DON D. HAMMOND
Mayor of the City of Modesto, California

ATTEST:

REX E. GAILFUS
City Clerk of the City of Modesto, California

CLERK'S CERTIFICATE

I, REX E. GAILFUS, City Clerk of the City of Modesto, California, do hereby certify that the foregoing is a full, true and correct copy of a resolution duly adopted at a regular meeting of the Council of said City duly and regularly held at the regular meeting place thereof on the 1st day of February, 1961, of which meeting all of the members of said Council had due notice and at which a majority thereof was present; that at said meeting said resolution was introduced by Councilman VanderWall and read in full, and was thereupon, upon motion of Councilman VanderWall, seconded by Councilman Knoles, adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

That I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in said minutes. That said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of said City of Modesto, this 1st day of February, 1961.

REX E. GAILFUS
City Clerk of the City of Modesto, California.

MODESTO CITY COUNCIL
RESOLUTION NO. 61-39

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SANITARY SUBTRUNK SEWER AND SEWAGE LIFT STATION IN THE GRACE DAVIS HIGH SCHOOL AREA BY GEORGE REED; AUTHORIZING PAYMENT OF AMOUNTS DUE AND RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER

WHEREAS, a report has been filed by the Director of Public Works that the construction of sanitary subtrunk sewer and sewage lift station in the Grace Davis High School area

has been completed by George Reed

in accordance with the contract agreement dated October 5, 1960.

NOW, THEREFORE, BE IT RESOLVED that the construction of sanitary subtrunk sewer and sewage lift station in the Grace Davis High School area be accepted from said contractor George Reed,

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of February, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-40

A RESOLUTION GRANTING A DRIVEWAY VARIANCE TO RAY GORDO AT 207 McHENRY AVENUE

WHEREAS, Section 7-1.104 (c) of the Modesto Municipal Code relating to driveway construction provides that no driveway shall exceed forty (40%) of the frontage upon any street of the lot or lots or parcel of land to be served, and

WHEREAS, Ray Gordo has filed a request with the City Council to extend the maximum width of his driveway at 207 McHenry Avenue from 18 feet to 27 feet to provide for a wider driveway approach from McHenry Avenue to a parking lot in the rear of his property, and

WHEREAS, the frontage of Mr. Gordo's property is fifty (50') feet wide, and a twenty-seven (27') foot driveway will exceed forty (40%) per cent of the frontage of the parcel of land to be served, and

WHEREAS, the Director of Public Works has recommended that the permit be granted in the interest of traffic safety and convenience,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Ray Gordo for a variance from the provisions of the Modesto Municipal Code to permit the extention of his driveway at 207 McHenry to twenty-seven (27') feet 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 1st day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-41

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $92,400 FROM AIRPORT DEVELOPMENT, GENERAL RESERVE (322-600) TO CITY-COUNTY AIRPORT DEVELOPMENT (503) FOR CONTROL TOWER CONSTRUCTION

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

AIRPORT DEVELOPMENT - 322

FROM:	General Reserve - 600	$92,400
TO:	City-County Airport Development - 503	92,400

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-42

A RESOLUTION GRANTING ENCROACHMENT PERMIT TO MODESTO RACQUET CLUB TO CONSTRUCT TEMPORARY STORAGE ROOM ON PROPERTY DEDICATED TO CITY OF MODESTO FOR RIGHT OF WAY PURPOSES

WHEREAS, the Modesto Racquet Club has filed a request for an encroachment permit to construct a temporary storage room 12' x 24' south of the present pump house building on property dedicated to the City of Modesto by the Modesto Racquet Club for right of way purposes for the improvement of Briggsmore Avenue, and

WHEREAS, the right of way is not developed and is not likely to be developed for some time,

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

SECTION 1. A permit is hereby granted to said applicant to construct a temporary storage room, 12' x 24', just south of the present pump house building on property dedicated to the City of Modesto by the Modesto Racquet Club for right of way purposes for the improvement of Briggsmore Avenue, subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform, to wit:

(a) This permit may be revoked by City upon giving Permittee thirty (30)days' notice, and upon revocation of the permit Permittee agrees to remove the structure and return the property to its original condition at its own expense.

(b) Permittee, during the term of this permit, shall indemnify and save the City harmless of and from all damages, cost 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.

(c) Permittee, its successors and assigns, during the term of this permit, at its own cost and expense, shall defend any

and all lawsuits, if any, arising 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 1st day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-43

A RESOLUTION APPOINTING MEMBER OF THE BOARD OF ZONING ADJUSTMENT - ROBERT W. ADAMS

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of Cecil Jones on the Board of Zoning Adjustment expires on January 1, 1961,

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

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

Robert W. Adams, for a four year term to expire on January 1, 1965

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-44

A RESOLUTION APPOINTING PETER W. JOHANSEN TO THE VACANCY EXISTING IN THE OFFICE OF COUNCILMAN OF THE CITY OF MODESTO

WHEREAS, Thomas M. Spaulding has tendered his resignation as a member of the Modesto City Council, effective January 18, 1961, and

WHEREAS, a vacancy now exists in the office of Councilman of the City of Modesto previously held by Thomas M. Spaulding, and

WHEREAS, Section 702 of the City Charter provides that if a vacancy shall occur in the office of Councilman, the Council shall forthwith appoint a person to fill such vacancy, and

WHEREAS, the Council believes that Peter W. Johansen is eminently qualified for the appointment to the office of Councilman and will serve the City in such capacity in the interests of the entire community.

NOW, THEREFORE, BE IT RESOLVED that Peter W. Johansen be appointed to the office of Councilman of the City of Modesto to fill the aforesaid vacancy and serve until the next general municipal election to be held in April, 1961, or until the next special municipal election, as provided in Section 702 of the Charter of the City of Modesto

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-45

A RESOLUTION REAPPOINTING MEMBER OF THE BOARD OF PLUMBER EXAMINERS - ALBERT E. OHANIS

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, the term of Albert E. Ohanis on the Board of Plumber Examiners expires on January 1, 1961 ,

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

SECTION 1. The following person is hereby reappointed to the Board of Plumber Examiners for the respective term as indicated:

Albert E. Ohanis, for a four year term expiring January 1, 1965.

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly reappointed member of the Board of Plumber Examiners and the Secretary thereof.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Rex E. Gailfus
Rex E. Gailfus, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-46

A RESOLUTION ACCEPTING THE BID OF DORRITY & SONS FOR DEMOLITION OF THE RIGGS BUILDING

WHEREAS, Resolution No. 61-7, adopted by the Council of the City of Modesto on January 11, 1961, approved the plans and specifications for the demolition and removal of the Riggs Building on I Street

and authorized the calling for bids, and

WHEREAS, the bids received for the demolition and removal of the Riggs Building on I Street

were opened at 2:00 P.M. February 7, 1961 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 Dorrity & Sons in the sum of $1.00, payable to the City of Modesto for the privilege of removing said building

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Dorrity & Sons in the sum of $1.00, payable to the City of Modesto for the privilege of removing said building

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Martin

ATTEST: _____ CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-47

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT TWELFTH, NEEDHAM, VIRGINIA, AND N STREETS

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 12th, Needham, Virginia, and N Streets

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 7, 1961 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 February, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Johansen, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Martin

ATTEST: _____
CITY CLERK

RESOLUTION NO. 61-48

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

WHEREAS, LANCE E. ELLIS and CAROL L. ELLIS, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 9.78 acres, known as the AULSTON MANOR UNIT NO. 2 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 1st day of November, 1960, 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 AULSTON MANOR UNIT NO. 2 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the AULSTON MANOR UNIT 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 Nine Hundred Nineteen and 20/100ths ($919.20) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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-Eight Thousand, Five Hundred and no/100ths Dollars ($28,500.00) 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 8th day of February, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Martin

ATTEST: Rex E. Gailfus
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-49

A RESOLUTION APPROVING PAYMENT TO STOCKTON CONSTRUCTION CO. AS TRUSTEE FOR LUDWIG ERICKSON AND CHURCH OF JESUS CHRIST, FOR TWO ASSESSMENTS ON PROPERTY DEDICATED TO THE CITY FOR STREET PURPOSES

WHEREAS, Assessments No. 6813-9 - Ludwig Erickson, 321 Briggsmore Avenue - $23.50, and Assessment No. 6813-10 - Church of Jesus Chirst, 325 Briggsmore Avenue - $48.82, were assessed on property dedicated to the City of Modesto for street purposes, and

WHEREAS, these dedications were not taken into account in preparation of the final assessment roll for Improvement District No. 10.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that payment to the Stockton Construction Company, as trustee for Ludwig Erickson and Church of Jesus Christ, in the sum of $72.32 to refund the assessments on these two parcels of land, 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 8th day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-50

A RESOLUTION AMENDING SECTION 1 OF RESOLUTION NO. 59-191 ENTITLED "A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO", RELATING TO PARKING METER ZONES, AND RESCINDING RESOLUTION NO. 60-66.

BE IT RESOLVED by the Council of the City of Modesto that Section 1 of Resolution No. 59-191 entitled "A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding All Prior Resolutions and Regulations Relating Thereto" be amended to read as follows:

SECTION 1. PARKING METER ZONES. Parking meter zones are hereby established at the following locations:

9th Street, between G and K Streets (northeast side)

10th Street, between F and Needham Streets (both sides)

11th Street, between G and L Streets (both sides)

12th Street, between G and L Streets (both sides)

13th Street, from two hundred (200') feet southeast of the southeasterly property line of H Street to L Street (both sides)

14th Street, between J Street and a point two hundred twenty-eight (228') feet northwest of the northwesterly property line of J Street (both sides)

G Street, between 9th and 12th Streets (both sides)

H Street, between 6th and 8th Streets (both sides)

H Street, between 8th and 9th Streets (northwest side)

H Street, between 9th and 14th Streets (both sides)

I Street, between 9th and 15th Streets (both sides)

J Street, between 9th and 15th Streets (both sides)

K Street, between 9th and 14th Streets (both sides)

L Street, between 9th and 12th Streets (both sides)

Needham Street, between College Avenue and Nellie Avenue (north side)

SECTION 2. Resolution No. 60-66 adopted by the Council on February 17, 1960, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Johansen, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-51

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO CITY PLANNING COMMISSION FILED BY WALTER H. FIELD ON THE REZONING OF PROPERTY LOCATED IN BLOCK 534

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chambers located in the City Hall, 801 11th Street, in the City of Modesto on January 17, 1961, for the purpose of considering an application for an amendment to Section 29 of the Zoning Map, filed by Walter H. Field on June 28, 1960, to reclassify from Single-Family Zone, R-1, and Multiple-Family Zone, R-3, to Neighborhood-Commercial Zone, C-1, the following described property:

> Lots 14 to 17 inclusive and the south 19 feet of Lot 13 in Block 534, City of Modesto, located on the northeast corner of Needham and Sycamore Avenues; and

WHEREAS, said Commission after hearing evidence, both oral and documentary, adopted Resolution No. 675, denying the request for the amendment to Section 29 of the Zoning Map, and

WHEREAS, on January 31, 1961, Walter H. Field filed an appeal with the City Clerk on the decision of the Planning Commission denying the request for rezoning, and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Commission denying an application for an amendment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto City Planning Commission be set for Wednesday, March 1, 1961 at 4:30 P.M. in the Council Chambers 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 8th day of February,

1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-52

A RESOLUTION REQUESTING PERMISSION OF THE STATE BOARD OF EQUALIZATION FOR THE TAX COLLECTOR OR HIS DULY AUTHORIZED DEPUTY TO EXAMINE THE SALES AND USE TAX RECORDS OF THE STATE BOARD OF EQUALIZATION

WHEREAS, Section 7056 of the Revenue and Taxation Code of the State of California provides that when requested by resolution of the legislative body of any county, city and county or city, the State Board of Equalization shall permit the tax collector of the county, city and county or city, or any duly authorized deputy or employee of such officer, to examine all of the sales and use tax records of the Board pertaining to sales and use taxes collected for the county, city and county or city by the Board pursuant to contract entered into between the Board and the county, city and county or city under the Bradley-Burns Uniform Local Sales and Use Tax Law, and

WHEREAS, the City of Modesto is a contracting party with the State Board of Equalization under the Bradley-Burns Uniform Local Sales and Use Tax Law, and

WHEREAS, the City of Modesto desires to examine the sales and use tax records of the State Board of Equalization for the purpose of auditing the gross receipts returns of persons licensed by the City to engage and carry on a business in the City.

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

SECTION 1. That permission is hereby requested from the State Board of Equalization for the City to examine all of the sales and use tax records of persons licensed to engage and carry on a business in the City.

SECTION 2. That Charles V. Bird, Tax Collector, or his duly authorized deputy be permitted to examine said sales and use tax records on behalf of the City.

SECTION 3. That a duly authenticated copy of this resolution be transmitted by the City Clerk to the State Board of Equalization at its office in 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 February, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-53

A RESOLUTION DETERMINING THE GENERAL PREVAILING RATES OF PER DIEM WAGES.

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

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

SECTION 1. The general prevailing rates of per diem wages in the locality of the City of Modesto is hereby determined to be those shown on the document entitled "General Prevailing Rates of Per Diem Wages", attached hereto, marked "Exhibit A", and hereby made a part of this resolution.

SECTION 2. The City Clerk is hereby instructed to transmit a copy of this resolution, with attachment, to the Director of Industrial Relations of the State of California for filing.

SECTION 3. Resolution No. 60-55 adopted by the Council of the City of Modesto on February 10, 1960, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by ~~Councilman~~ Mayor Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

HOURLY RATE PLUS TOTAL FRINGE BENEFIT - PER DIEM WAGE (Hour)

EXHIBIT "A"

Craft	Hourly Rate	Vacation Plan	H & W	Pension Plan	Total Fr. Benefits	Per Diem Wage(Hour)	Overtime
Air Tool Operator	$3.295		.10		.10	$3.395	1½ Sat. DT S&H
Asphalt Rakers and Ironers	3.295		.10		.10	3.395	1½ Sat. DT S&H
Brick Layers	4.00					4.00	DT Sat. Sun &H
Carpenters	3.78		.11	.10	.21	3.99	DT Sat. Sun &H
Chicago Boom	4.21	.15	.10	.10	.35	4.56	DT Sat. Sun &H
Cement Mason	3.77	.11	.10	.21	.21	3.98	DT Sat. Sun &H
Combination Road Oiler-Bootman	3.78		.11	.10	.21	3.99	1½ Sat. Sun &H
Compressor	3.48	.15	.10	.10	.35	3.83	DT Sat. Sun &H
Compressor, (2 to 6)	3.87	.15	.10	.10	.35	4.22	DT Sat. Sun &H
Concrete Laborer	3.145		.10		.10	3.245	1½ Sat. DT S&H
Concrete Mixer (up to 1 yard)	3.48	.15	.10	.10	.35	3.83	DT Sat. Sun &H
Construction Laborer	3.045		.10		.10	3.145	1½ Sat. DT S&H
Derricks	4.31	.15	.10	.10	.35	4.66	DT Sat. Sun &H
Drilling Machinery Engineers	3.92	.15	.10	.10	.35	4.27	DT Sat. Sun &H
Dumptrucks, under 4 yds.	3.28		.11	.10	.21	3.49	1½ Sat. Sun &H
Dumptrucks, 4 yds. & under 6	3.42		.11	.10	.21	3.63	1½ Sat. Sun &H
Dumptrucks, 6 yds. & under 8	3.63		.11	.10	.21	3.84	1½ Sat. Sun &H
Dumptrucks, 8 yds. & over	3.88		.11	.10	.21	4.09	1½ Sat. Sun &H
Electrical Workers	4.11		.12		.12	4.23	DT Sat. Sun &H
Fence Erector	4.075		.175	.10	.275	4.35	DT Sat. Sun &H
Flat Racks carrying under 10,500 lbs.	3.34		.11	.10	.21	3.55	1½ Sat. Sun &H
Flat Racks carrying over 10,500 lbs.	3.54		.11	.10	.21	3.75	1½ Sat. Sun &H
Fork Lift or Lumber Stacker	3.80	.15	.10	.10	.35	4.15	DT Sat. Sun &H
Handi Crane	3.97	.15	.10	.10	.35	4.32	DT Sat. Sun &H
Heavy Duty Repairman or Welders	4.01	.15	.10	.10	.35	4.36	DT Sat. Sun &H
Heavy Duty Repairman's Helper	3.36	.15	.10	.10	.35	3.71	DT Sat. Sun &H
Hodcarrier, Brick	3.25		.10		.10	3.35	DT Sat. Sun &H
Hodcarrier, Plaster	3.25		.10		.10	3.35	DT Sat. Sun &H
Iron Workers, Structural	4.275		.175	.10	.275	4.55	DT Sat. Sun &H
Material Hoist, 1 drum	3.80	.15	.10	.10	.35	4.15	DT Sat. Sun &H
Material Hoist, 2 or more drums	3.97	.15	.10	.10	.35	4.32	DT Sat. Sun &H
Painters, Brush	3.45		.15		.15	3.60	1½ Sat. Sun &H
Painters, Spray	3.70		.15		.15	3.85	1½ Sat. Sun &H
Pavement Breakers, Ensco Type	3.97	.15	.10	.10	.35	4.32	DT Sat. Sun &H
Pickups carrying under 1000 lbs.	3.28		.11	.10	.21	3.49	1½ Sat. Sun &H
Pipe Layers, Caulkers, Banders	3.295		.10		.10	3.395	1½ Sat. DT S&H
Plasterer	3.65		.10		.10	3.75	DT Sat. Sun &H
Plumbers, Pipe and Steamfitters	4.55		.15	.10	.25	4.80	DT Sat. Sun &H

ATTEST: CITY CLERK

Craft	Hourly Rate	Vacation Plan	H & W	Pension Plan	Total Fr. Benefits	Per Diem Wage(Hour)	Overtime
Power Blade Operator	$4.21	.15	.10	.10	.35	$4.56	DT Sat. Sun &H
Power Crane, over 1 yd.	4.43	.15	.10	.10	.35	4.78	DT Sat. Sun &H
Power Shovel, and/or other excavating equipment with shovel-type controls, up to and including 1 yd.	4.31	.15	.10	.10	.35	4.66	DT Sat. Sun &H
Power Shovel, and/or other evcavating equipment with shovel-type controls, over 1 yd.	4.43	.15	.10	.10	.35	4.78	DT Sat. Sun &H
Rollers	3.92	.15	.10	.10	.35	4.27	DT Sat. Sun &H
Roofers, Foreman	4.325		.15		.15	4.475	DT Sat. Sun &H
Roofers, Journeyman	3.95		.15		.15	4.10	DT Sat. Sun &H
Scoopmobile, (when used as a loader)	3.97	.15	.10	.10	.35	4.32	DT Sat. Sun &H
Scoopmobile, (when used as hoist)	3.80	.15	.10	.10	.35	4.15	DT Sat. Sun &H
Shovel, Dragline, 1 yd. or less	4.31	.15	.10	.10	.35	4.66	DT Sat. Sun &H
Tractor Loader, up to 2 yds.	4.14	.15	.10	.10	.35	4.49	DT Sat. Sun &H
Tractors	4.01	.15	.10	.10	.35	4.36	DT Sat. Sun &H
Tractors (boom)	4.21	.15	.10	.10	.35	4.56	DT Sat. Sun &H
Tractors (tandem)	4.31	.15	.10	.10	.35	4.66	DT Sat. Sun &H
Transit Mix, under 4 yds.	3.395		.11	.10	.21	3.605	1½ Sat. Sun &H
Transit Mix, 4 yds. & over	3.495		.11	.10	.21	3.705	1½ Sat. Sun &H
Trenching Machine	3.97	.15	.10	.10	.35	4.32	DT Sat. Sun &H
Truck Type Loader	3.97	.15	.10	.10	.35	4.32	DT Sat. Sun &H
Water Trucks under 2,500 gals.	3.455		.11	.10	.21	3.665	1½ Sat. Sun &H
Water Trucks over 2,500 gals.	3.555		.11	.10	.21	3.765	1½ Sat. Sun &H

ATTEST: [illegible] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-54

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN KIRKPATRICK FOR CONSTRUCTION OF SUBTRUNK SEWER IN VILLAGE MANOR SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and John Kirkpatrick

for construction of subtrunk sewer in Village Manor Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeing of the Council of the City of Modesto held on the 8th day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-55

A RESOLUTION COMMENDING PETER W. JOHANSEN FOR OUTSTANDING SERVICES RENDERED TO THE CITY OF MODESTO

WHEREAS, Peter W. Johansen was appointed a member of the Modesto City Planning Commission on February 10, 1960, and

WHEREAS, Mr. Johansen served on the Planning Commission until February 1, 1961, when he was appointed a member of the Modesto City Council, and

WHEREAS, Mr. Johansen has served this community in an outstanding manner, and has been a devoted and sincere public servant for the past year,

NOW, THEREFORE, BE IT RESOLVED that this Council, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Peter W. Johansen for his outstanding service to the community.

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this Resolution to Mr. Johansen in recognition of his outstanding service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

Councilman Johansen did not vote.

ATTEST: _____
REX E. GAILFUS, CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-56

A RESOLUTION COMMENDING CECIL JONES AND DR. RAYMOND S. SHEARN FOR OUTSTANDING SERVICES RENDERED TO THE CITY OF MODESTO

WHEREAS, Cecil Jones was appointed a member of the Modesto City Planning Commission on June 12, 1957, and

WHEREAS, Mr. Jones was appointed a member of the Board of Zoning Adjustment on June 11, 1958, and

WHEREAS, Dr. Raymond S. Shearn was appointed a member of the Modesto City Planning Commission on June 6, 1956, and

WHEREAS, Cecil Jones and Dr. Raymond S. Shearn have served this community in an outstanding manner, and have been devoted and sincere public servants for approximately four and five years, respectively,

NOW, THEREFORE, BE IT RESOLVED that this Council, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Cecil Jones and Dr. Raymond S. Shearn for their outstanding service to the community.

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this resolution to Cecil Jones and Dr. Raymond S. Shearn in recognition of their outstanding service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of February, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-57

A RESOLUTION ACCEPTING THE BID OF WILLIAM M. MINENI IN THE SUM OF $5286 FOR CONSTRUCTION OF INTERIM CLUBHOUSE FACILITIES - DRYDEN PARK MUNICIPAL GOLF COURSE

WHEREAS, Resolution No. 61-33, adopted by the Council of the City of Modesto on February 1, 1961, approved the plans and specifications for the construction of interim clubhouse facilities at Dryden Park Municipal Golf Course

and authorized the calling for bids, and

WHEREAS, the bids received for the construction of interim clubhouse facilities at Dryden Park Municipal Golf Course were opened at 2:45 P.M. February 14, 1961 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 William M. Mineni in the sum of $5286.

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of William M. Mineni in the sum of $5286.
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of February, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-58

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR INSTALLATION OF WATER MAINS IN AULSTON MANOR NO. 1 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-36, on February 1, 1961 approving the plans and specifications for installation of water mains in Aulston Manor No. 1 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 14th day of February, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,384.15, 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, 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 15th day of February, 1961, by Councilman Arata, who moved

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

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-59

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR INSTALLATION OF WATER MAINS IN BROOKDALE PARK NO. 1 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-37, on February 1, 1961 approving the plans and specifications for installation of water mains in Brookdale Park No. 1 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 14 day of February, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $2,299.56, 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, 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 15th day of February, 1961, by Councilman Adams, who moved

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

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-60

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND TO LOUIS AND LUCILLE GREMP TO GUARANTEE IMPROVEMENTS IN HILLVIEW ACRES SUBDIVISION

WHEREAS, Louis E. and Lucille Gremp, Subdividers of Hillview Acres Subdivision, have filed with the City of Modesto a subdivision bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the subdivision bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Great American Insurance Company Subdivision Bond in the sum of $78,000.00 filed by Louis and Lucille Gremp, to guarantee the improvements in Hillview Acres Subdivision, be released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of February, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-61

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS, DIVISION OF HIGHWAYS FOR THE JOINT EXERCISE OF POWERS NO. 10-627

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the State of California, Department of Public Works, Division of Highways

for the joint exercise of powers No. 10-627

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeing of the Council of the City of Modesto held on the 15th day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: R. E. Griffin
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-62

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND U. Z. BRANNON FOR SEWER SERVICE TO PROPERTY LOCATED 450 FEET WEST OF ROSE AVENUE ON SCENIC DRIVE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and U. Z. Brannon

for sewer service to property located 450 feet west of Rose Avenue on Scenic Drive

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeing of the Council of the City of Modesto held on the 15th day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-63

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR RECONSTRUCTION OF DRIVEWAYS - McHENRY AVENUE

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

Section 1. The plans and specifications for reconstruction of driveways on 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 February 27, 1961 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 15th day of February, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-64

A RESOLUTION APPROVING APPROPRIATION TRANSFEROF $4,000 FROM SPECIAL GAS TAX STREET IMPROVEMENT FUND RESERVE (207) TO RECONSTRUCTION (14) DRIVEWAYS ON McHENRY AVENUE (503-207)

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

FROM:	Special Gas Tax Street Improvement Fund Reserve (207)	$4,000.
TO:	Reconstruction (14) Driveways on McHenry Avenue (503-207)	$4,000.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15 day of February, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-65

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19 OF THE ZONING MAP (LOWE)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 7, 1961, in the Council Chamber for the purpose of considering an amendment to Section 19 of the Zoning Map to reclassify from Residential-Agricultural Zone, R-A, to Planned-Development Zone, P-D,

the following described property:

Beginning at a point on the East line of Carver Road and the center line of Roseburg Avenue; thence South 0° 01' 30" West along the East line of said Carver Road, 848.46 feet to the Southwest corner of property conveyed to P. L. Milani, et ux, by Deed dated April 15, 1942; thence along a Southerly and Westerly boundary of said Milani property the following three courses and distances: South 88° 59' 50" East 166.83 feet; South 0° 01' 30" West 149.02 feet; South 89° 04' 50" East 224.02 feet; thence North 0° 01' 50" East 995.70 feet to the center line of said Roseburg Avenue; thence North 88° 47' West along the center line of said Roseburg Avenue 390.98 feet to the point of beginning;

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 678 recommending to the Council that rezoning of the area as requested was 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 be set for 7:39 P.M., Monday, March 13, 1961, in the Council Chamber of the City of Modesto 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 15 day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-66

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16 OF THE ZONING MAP (OVERHOLTZER AND MAY)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 7, 1961, in the Council Chambers for the purpose of considering an amendment to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, all that portion of Lots 7 and 8 of the Pomona Villa Tract more particularly described as follows:

> Commencing at the west quarter corner of Section 16; thence South 89° 37' 17" East along the east-west quarter section line of said Section 16 a distance of 25.00 feet to the east right-of-way line of McHenry Avenue and the true point of beginning of this description; thence continuing South 89° 37' 17" East along said quarter section line a distance of 632.92 feet; thence South 0° 49' 10" East along the west boundary line and its northerly prolongation of the Village Park Tract as recorded April 15, 1960, in Volume 19 of Maps at Page 38, Stanislaus County Records a distance of 634.82 feet to the north right-of-way line of Tokay Avenue, being a 50-foot right-of-way as shown on said Pomona Villa Tract Map; thence North 89° 36' 55" West along said north right-of-way line a distance of 303.19 feet; thence North 0° 47' 40" West parallel to McHenry Avenue a distance of 330.00 feet; thence North 89° 36' 55" West parallel to Tokay Avenue a distance of 330.00 feet to the east right-of-way line of McHenry Avenue; thence North 0° 47' 40" West along said east right-of-way line a distance of 304.74 feet to the point of beginning;

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 679 recommending to the Council that rezoning of the area as requested was 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 be set for 7:40 P.M., Monday, March 13, 1961, in the Council Chambers of the City of Modesto 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 15th day of February, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-67

A RESOLUTION GRANTING AN EXTENSION OF TIME FOR FILING FINAL MAP OF YORKSHIRE MANOR SUBDIVISION

WHEREAS, by Resolution No. 503 adopted on February 17, 1959, as amended by Resolution No. 522 adopted on May 5, 1959, the Planning Commission approved the tentative map of Yorkshire Manor Subdivision, and

WHEREAS, by Resolution No. 60-56 adopted on February 10, 1960, the Council, upon recommendation by the Planning Commission, extended the time for filing the final map of Yorkshire Manor Subdivision to February 17, 1961, and

WHEREAS, a letter has been received from the subdivider requesting a further extension of time for filing said final map and indicating that he expects to file the final map on or before May 1, 1961, and

WHEREAS, the Planning Commission adopted Resolution No. 683 on February 7, 1961, recommending that the City Council approve the request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Arthur Wylie be granted an extension of time to August 17, 1961 for filing of the final map of Yorkshire Manor Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of February, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-68

A RESOLUTION OPPOSING ASSEMBLY BILL 127 PROPOSING TO AMEND THE BROWN ACT RELATING TO MEETINGS OF LOCAL LEGISLATIVE BODIES.

WHEREAS, the City of Modesto supports the provisions of Senate Resolution No. 49 adopted at the 1960 session of the Legislature which states that the Brown Act is not intended to prevent private discussions, conferences or caucuses of individual local legislators similar in nature to those engaged in by State legislators, where no actions are taken or decisions are reached concerning matters pending before such local agencies, and

WHEREAS, there is presently pending before the Assembly Committee on Governmental Efficiency and Economy Assembly Bill 127 which, if enacted, would require all meetings of local legislative bodies to be open even if held solely for the purpose of discussion and no action is to be taken or no decision is to be made on the subject under consideration. Said Assembly Bill 127 would also require open meetings to discuss pending, proposed or anticipated litigation with the city attorney or special counsel and would require open meetings notwithstanding the fact that public discussion of the subject to be considered would result in an advantage to an adversary of the people or in a detriment to the public, and

WHEREAS, the City of Modesto supports in principle and practice open public meetings of public bodies, both State and local, but objects to the provisions of AB 127 which would require that such matters as attorney-client discussions of city litigation be held publicly giving adverse advantage to those opposing the city in court to the detriment of the public, and

WHEREAS, the city is in full accord with the policy expressed by the Senate of the State of California in its Resolution No. 49.

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

SECTION 1. The City of Modesto opposes the passage of AB 127 for the reasons set forth above and for the further reasons that the bill is an entirely unwarranted extension of the original Brown Act and would completely

reverse the reasonable interpretations of that Act by the California Appellate Courts, and further would be detrimental to the interests of the public and the taxpayers of local legislative agencies.

SECTION 2. That the City Clerk transmit a copy of this resolution to the Honorable Ralph M. Brown, Speaker of the Assembly, each member of the Assembly Committee on Governmental Efficiency and Economy, and the League of California Cities.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, Martin, Vander Wall, and Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-69

A RESOLUTION ACCEPTING BIDS FOR AUTOMOTIVE EQUIPMENT FOR THE CITY OF MODESTO

WHEREAS, Resolution No. 61-26, adopted by the Council of the City of Modesto on January 25, 1961, approved the specifications for automotive equipment, and authorized the calling for bids, and

WHEREAS, the bids received for the automotive equipment were opened at 2:00 P.M. February 14, 1961, and later tabulated by the Department of Public Works for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the following bids be accepted as the lowest responsible bids:

ITEM	TYPE	PRICE	BIDDER
1	4-Door Sedan	$1,328.80	Dean Jones Inc.
2	4-Door Sedan	1,670.56	Helm Chevrolet
3	4-Door Sedan	1,328.80	Dean Jones Inc.
4	4-Door Sedan	1,328.80	" " "
5	4-Door Sedan	1,328.80	" " "
6	4-Door Sedan	2,208.80	" " "
7A	½ T. Pkp.	1,286.77	Helm Chevrolet
8A	½ T. Pkp.	1,361.77	" " "
9A	½ T. Pkp.	1,400.77	" " "
10A	½ T. Pkp.	1,688.96	Dean Jones Inc.
11	2 T. Dump Truck	3,220.84	Helm Chevrolet
12	2 T. Flatbed Dump Truck	3,426.32	" " "
13	2 T. Dump Truck	3,865.78	Dean Jones Inc.
14	2 T. Truck Cab & Chassis Only	3,004.86	Griswold & Wight

NOW, THEREFORE, BE IT RESOLVED that the above described bids of Dean Jones Inc., Helm Chevrolet and Griswold & Wight for automotive equipment be accepted, and payment for same be authorized.

WHEREAS, the Director of Public Works has recommended that the cash offer for the following equipment be accepted:

ITEM	TYPE	PRICE	BIDDER
13	1948 Dodge One and One Half (1½) T. Flatbed Truck Serial No. 86505870 (Truck No. 230)	$150	Labrucherie Truck Service
14	1934 GMC One and One Half (1½) T. Cab and Chassis - Serial No. 122115343 (Truck No. 203)	75.	Labrucherie Truck Service

NOW, THEREFORE, BE IT RESOLVED that the above described bids for purchase of automotive equipment belonging to the City of Modesto be accepted.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Modesto held on the 15th day of February, 1961, by Mayor Hammond, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-70

A RESOLUTION ACCEPTING THE BID OF GORDO'S DRAPERIES FOR FURNISHING AND INSTALLING DRAPERIES IN THE CITY HALL, MODESTO, CALIFORNIA.

WHEREAS, Resolution No. 61-34, adopted by the Council of the City of Modesto on February 1, 1961, approved the plans and specifications for the furnishing and installing of draperies in the City Hall, Modesto, California and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing and installing of draperies in the City Hall, Modesto, California were opened at 2:30 P.M., February 16, 1961 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 GORDO'S DRAPERIES for $4,318 (which includes sales tax) be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of GORDO'S DRAPERIES for $4,318 (which includes sales tax) be accepted and the execution of a contract for the completion of the project by the City's 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 February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-71

A RESOLUTION ACCEPTING THE BID OF RICHFIELD OIL COMPANY FOR GASOLINE FOR THE PERIOD MARCH 1, 1961 TO FEBRUARY 28, 1962

WHEREAS, Resolution No. 61-35, adopted by the Council of the City of Modesto on February 1, 1961, approved the plans and specifications for the purchase of gasoline for the period March 1, 1961 to February 28, 1962 and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of gasoline were opened at 2:30 P.M. February 17, 1961 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 RICHFIELD OIL COMPANY be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of RICHFIELD OIL COMPANY be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-72

A RESOLUTION ACCEPTING THE BID OF UNION OIL COMPANY FOR DIESEL FUEL FOR THE PERIOD MARCH 1, 1961 TO FEBRUARY 28, 1962

WHEREAS, Resolution No. 61-35, adopted by the Council of the City of Modesto on February 1, 1961, approved the plans and specifications for the purchase of diesel fuel for the period March 1, 1961 to February 28, 1962 and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of diesel fuel for the period March 1, 1961 to February 28, 1962 were opened at 2:30 P.M., February 17, 1961 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 UNION OIL COMPANY

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of UNION OIL COMPANY be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-73

A RESOLUTION APPROVING AGREEMENTS BETWEEN THE CITY OF MODESTO AND VARIOUS TENANTS AND PROPERTY OWNERS, ACCEPTING CONTRIBUTIONS AS A PORTION OF THE COST OF OPERATING AND MAINTAINING A CITY PARKING LOT AT THE SOUTHWEST CORNER OF 10TH AND H STREETS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreements between the City of Modesto and tenants and property owners listed below, accepting contributions as a portion of the cost of operating and maintaining a city parking lot at the southwest corner of 10th and H Streets, if and when constructed be, and they are hereby approved:

Tenant Agreements

Herbert G. Norvell, State Club

Dr. Glen Griffin

Jay Alexander, Shoe Palace

L. Leiter, Toggery

Kriese, Haack & Kriese

Loeb Department Store

The Hub Clothing

Turner Hardware Company

Bamboo Room

Roscoe's

Kelly's Apparel

El Dora Club

Property Owner Agreements

Beard Land and Investment Company

John C. Griffin, Trustee of Estate of May C. Griffin

John Bava

F. M. Brack

George Kounias

D. L. Arata

BE IT FURTHER RESOLVED that the execution of said Agreements by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-74

A RESOLUTION AUTHORIZING THE SALE OF CERTAIN REAL PROPERTY BELONGING TO THE CITY OF MODESTO TO THE STATE OF CALIFORNIA

WHEREAS, the City of Modesto owns that certain parcel of real property hereinafter described, and

WHEREAS, the State of California desires to purchase said parcel of property for freeway purposes,

NOW, THEREFORE, the Council of the City of Modesto hereby authorizes the sale of the following described parcel of real property to the State of California for the sum of Two Thousand One Hundred Thirteen and 36/100th ($2,113.36) Dollars in accordance with the provisions of that certain right of way agreement between the City of Modesto and the State of California, Department of Public Works, Division of Highways, relating to the sale of real property, a copy of which is on file in the office of the City Clerk of the City of Modesto:

A portion of that certain real property, situate in Block 308-A of the City of Modesto, County of Stanislaus, State of California, according to the Official Map Thereof, filed in the office of the Recorder of Stanislaus County, California, on December 21, 1942 in Volume 15 of Maps, described as follows:

Beginning at the northeast corner of said Block 308-A, thence along the south line of Tuolumne Blvd., N. 88° 21' 41" W., 225.90 feet; thence S. 79° 45' E., 229.85 feet to the west line of Neece Drive (a city street 50 feet in width); thence N. 0° 37' 41" W., 34.44 feet to the point of beginning.

Containing 3,890 square feet, more or less.

Together with the underlying fee interest, if any, appurtenant to the above-described property in and to the adjoining public ways.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February 1961 by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-75

A RESOLUTION RESCINDING RESOLUTION NO. 61-74 ENTITLED " A RESOLUTION AUTHORIZING THE SALE OF CERTAIN REAL PROPERTY BELONGING TO THE CITY OF MODESTO TO THE STATE OF CALIFORNIA"

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 61-74, entitled "A Resolution Authorizing The Sale of Certain Real Property Belonging to The City of Modesto To the State of California," is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of The City of Modesto held on the 23rd day of February 1961 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Councilmen: Knoles

ATTEST: _____
City Clerk

RESOLUTION NO. 61-76

A RESOLUTION APPROVING THE FINAL MAP OF THE SKYLANE PARK UNIT NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, BEECH DEVELOPMENT COMPANY is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.3 acres, known as the SKYLANE PARK UNIT NO. 1 SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 6th day of December, 19 60, 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 SKYLANE PARK UNIT NO. 1 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the SKYLANE PARK UNIT NO. 1 SUBDIVISION be approved; that the streets, alleys, and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of One Thousand One Hundred Thirty-Three and 70/100ths ($1,133.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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-Four Thousand and no/100ths ($34,000.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk are authorized and directed to execute and attest, respectively, any agreements

BE IT FURTHER RESOLVED that the dedicated but unaccepted twenty (20') foot right of way along the south boundary of Lot 8 of Knapp Tract be rejected.

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 February, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-77

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEECH DEVELOPMENT COMPANY FOR SUBTRUNK SEWER THROUGH SKYLANE PARK SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Beech Development Company

for subtrunk sewer through Skylane Park Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeing of the Council of the City of Modesto held on the 23rd day of February, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-78

A RESOLUTION APPROVING APPROPRIATION TRANSFER - CITY HALL DRAPERIES AND EXTENSION OF SUBTRUNK SEWER, SKYLANE PARK SUBDIVISION

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

FROM:	Special Fund for Capital Outlays, Special Capital Outlay General Reserve, (321-600)	$11,328
TO:	Special Capital Outlay, Subtrunks and Perimeter Sewers (321-503)	$7,000
	Special Capital Outlay, City Hall and Parking Garage (321-502)	$4,328

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 23rd day of February, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-79

A RESOLUTION GRANTING A DRIVEWAY VARIANCE TO MICHAEL URSINI ON NEEDHAM AVENUE

WHEREAS, Section 7-1.104(a) of the Modesto Municipal Code relating to driveway construction provides that the maximum width of any driveway shall not be more than thirty (30') feet as measured at the top of the curbing, and

WHEREAS, Michael Ursini has filed a request with the City Council to extend the maximum width of his driveway located at the northwest corner of the intersection of McHenry and Needham, to a width of thirty-six (36') feet,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Michael Ursini for a variance from the provisions of the Modesto Municipal Code to permit the extension of his driveway at the northwest corner of the intersection of McHenry and Needham Avenue, to thirty-six (36') feet, be and it is hereby approved, subject to elimination of a driveway for which a permit was issued on the McHenry side of the property.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon rollcall carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall

NOES: None

ABSENT: Adams, Mayor Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-80

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR SUBTRUNK SEWER IN SKYLANE PARK UNIT NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for subtrunk sewer in Skylane Park Unit No. 1 Subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 16, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 19 61, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Johansen, Martin, Mayor pro tempore Spaulding
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Hammond

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-81

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF 10TH & H STREET PARKING LOT

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

Section 1. The plans and specifications for construction of 10th Street 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 March 17, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Hammond

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-82

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER LINE IN AULSTON MANOR UNIT 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 line in Aulston Manor Unit No. 2 Subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 16, 1961 at 2:45 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall
NOES: Councilmen: None
ABSENT: Councilmen: Mayor Hammond

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-83

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE WOODLAND FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (NEIGHBORHOOD CHURCH ADDITION)

WHEREAS, a portion of the Woodland Fire Protection District was annexed to the City of Modesto by Ordinance No. 431 -C.S., adopted on January 25, 1961, and

WHEREAS, said territory officially became a part of the City on January 27, 1961, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the Woodland Fire Protection District:

All that real property in the State of California, County of Stanislaus, being portions of Sections 7 and 8, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Beginning at the Section corner common to Sections 7, 8, 17 & 18, said point being 20 feet East of the Corporate City Limits as established by the Gregory Gardens No. 4 Addition, as per description filed May 28, 1959, as Instrument 15694, Stanislaus County Records; thence along the Southern Section line of Section 7 and existing city limits, North 89° 45' West, 1317.56 feet to the North-South quarter-quarter section line of the South-east quarter of section 7; thence along said quarter-quarter section line, North 1° 31' 30" West, 1043.51 feet to the Northwestern corner of the property conveyed to Rex E. Higbee, et ux, by deed recorded December 5, 1958, as Instrument 31010, Stanislaus County Records; thence along the Northern line of said Higbee property,

South 88° 18' East, 232.70 feet to the Southwestern corner of property conveyed to Donald L. Metzger by deed recorded March 4, 1957, as Instrument 5878, Stanislaus County Records; thence along the Western line of said Metzger property, North 14° 17' East, 289.94 feet to the Northern line of said Metzger property, which is also the East-West quarter-quarter section line of the Southeast quarter of Section 7; thence along said quarter-quarter section line, South 89° 41' East, 1009.71 feet to a point on the section line common to Sections 7 and 8; thence Southerly along said section line, South 1° 23' East, 23.11 feet; thence along the Southern line of a 40 foot public road known as Woodrow Road as per Map of Standiford Colony filed December 11, 1912, in Volume 7 of Maps, Page 17 of Stanislaus County Records, South 89° 38' East, 1721.60 feet to the Northeastern corner of Lot 46 of said Standiford Colony; thence along the Eastern lines of Lots 46 and 55 of said Standiford Colony, South 1° 23' East, 1279.70 feet to the Southeastern corner of Lot 55 of said Standiford Colony, said corner being the Southeastern corner of the property conveyed to Sam T. Ichord, et ux, by deed recorded December 13, 1948, as Instrument 26278, Stanislaus County Records; thence along the Southern line of said Ichord property, said line also being the Northern line of Rumble Road and its extension, North 89° 27' West, 1721.60 feet to the section line common to Sections 7 and 8; thence Southerly along said section line, South 1° 23' East, 20.00 feet to the point of beginning, containing 88.618 acres, more or less

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 March, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, Martin, Mayor Pro tempore VanderWall

NOES: None

ABSENT: Mayor Hammond

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-84

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE EMPIRE FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (Airport Addition)

WHEREAS, a portion of the Empire Fire Protection District was annexed to the City of Modesto by Ordinance No. 295-C.S., adopted on March 4, 1959, and

WHEREAS, said territory officially became a part of the City on March 9, 1959, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the Empire Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Sections 34 and 35, Township 3 South, Range 9 East, and Sections 2 and 3, 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 La Loma Yosemite Addition recorded December 4, 1953 as Instrument 30045, Stanislaus County Records, said point being the intersection of the Northern line of the Modesto and Empire Traction Company Railroad Right of Way and the Western line of Empire Avenue as shown on the map of the Modesto Colony filed July 30, 1888, in Volume 1 of Maps, Page 33, Stanislaus County Records; thence Northeasterly along the Northern line of said Railroad Right of Way to a point on the Eastern line of said Empire Avenue; thence Southerly along said Eastern line of Empire Avenue to the Northern line of Tenaya Drive as shown on the map of the Sierra Subdivision No. 3, filed in Volume 11 of Maps, Page 44, Stanislaus County Records; thence Easterly along the Northern line of said Tenaya

Drive to a point on the Northerly extension of the Eastern line of said Sierra Subdivision No. 3; thence Easterly 189.43 feet, along that portion of Tenaya Drive reserved as a road easement on the property conveyed to the City of Modesto by deed recorded July 11, 1950 as Instrument 14992, to the beginning of a tangent curve; thence Southerly 60.00 feet along the radial line of said tangent curve to a point on the Southern line of Tenaya Drive said point being the beginning of a tangent curve concave to the Southwest; thence Easterly along said curve having a radius of 200.00 feet, Central Angle 33° 57', an Arc Length of 118.51 feet; thence Southeasterly and Easterly along the Southwestern and Southern line of said Tenaya Drive, to a point on the Western line of Snowden Avenue, said point being 80.00 feet, measured at right angles Westerly from the section line common to said Sections 34 and 35; thence along said Western line of Snowden Avenue parallel to Eastern line of said City of Modesto property, Southerly, to a point on the East-West quarter section line, said point being 80.00 feet, measured at right angles, Westerly from said section line common to Sections 34 and 35; thence continuing along said Western line of Snowden Avenue, Southerly, to a point on a line which is parallel to and 40.00 feet, measured at right angles, Southwesterly from the Southwestern line of the property conveyed to the City of Modesto as Parcel No. 2 in the Deed recorded March 29, 1946 as Instrument No. 7982, Stanislaus County Records; thence along said parallel line, Southerly, to a point on the Eastern line of the property conveyed to the City of Modesto as Parcel No. 1 in said Deed recorded March 29, 1946 as Instrument No. 7982; thence Southerly along the Eastern line of the property described in said Instrument 7982 to the Southeastern corner thereof; thence Westerly along the Southern line of the property described in said Instrument 7982 to its intersection with the Northeastern corner of the property abandoned by Order of the Board of Supervisors recorded March 16, 1948, as Instrument 5785; thence Southerly along the Eastern line of said abandoned property to a point on the Northern line of the property conveyed to the City of Modesto by deed recorded July 29, 1941, as Instrument 9961; thence Southerly and Westerly along the Eastern and Southern line of the property described in said Instrument 9961, to the Southwest corner thereof, said point being the section corner common to Section 2 and 3; thence Southerly along the section line common to Sections 2 and 3 to a point on the center line of the Tuolumne River; thence along said center line of the Tuolumne River meandering downstream following the thread of the river to a point on the Southerly extension of the Eastern line of Conejo Avenue as shown on the Map of the Legion Park Tract recorded in Volume 14 of Maps, Page 10, Stanislaus County Records; thence along said Southerly extension and Eastern line of said Conejo Avenue, Northerly, to the Northern line of Tuolumne Avenue as shown on said Map of Legion Park; thence along said Northern line of Tuolumne Avenue, Westerly to a point on the North-South quarter section line of said Section 34; thence along said quarter section line, said line also being the Eastern line of Block 2141 of the Sierra Subdivision No. 2, as shown on the map recorded in Volume 11 of Maps, Page 31, Stanislaus County Records, Northerly, to the Southeastern corner of Lot 2 of said Block 2141, said point also being the Southeastern corner of the land conveyed to the City of Modesto by deed recorded August 29, 1939, as Instrument No. 10214, Stanislaus County Records; thence following along the boundary of said City of Modesto Property, Westerly and Northerly, to a point on the Northern line of Lot 1 of said Block 2141, and Southern line of Sierra Avenue as shown on said map of Sierra Subdivision No. 2, said point also being the Southwestern corner of that portion of Sierra Avenue abandoned by Petition No. 621 recorded in Volume 739, Page 137, Stanislaus County Records; thence along the Western line of said abandoned Sierra Avenue, Northerly, to the Northwestern corner of said abandoned Sierra Avenue;

thence Northerly, to a point on Southern line of Tioga Drive as said Tioga Drive is shown on the Map of the Sierra Subdivision No. 3 recorded in Volume 11 of Maps, Page 44, Stanislaus County Records, said point also being the Southwestern corner of that portion of said Tioga Drive abandoned by said Petition No. 621; thence along the Northwestern line of said abandoned Tioga Drive, Northeasterly to the Northwestern corner of said abandoned Tioga Drive; thence Northeasterly, to a point on the Western line of Conejo Avenue as said Conejo Avenue is shown on said map of Sierra Subdivision No. 3, said point also being the Northwestern corner of that portion of said Conejo Avenue, abandoned by said Petition No. 621; thence along the Northwestern line of saidabandoned Conejo Avenue, Northeasterly, to the Northeastern corner of said abandoned Conejo Avenue; thence along the Eastern line of said Conejo Avenue, Northerly to a point which is 20.00 feet Southerly from the Northwestern corner of Lot 17, Block 2150, as shown on said Map of Sierra Subdivision No. 3; thence on a line parallel to and 20.00 feet, measured at right angles, Southerly from the Northern line of said Lot 17, Easterly, to a point on the North-South quarter section line of said Section 34, said point also being on the Eastern line of said Sierra Subdivision No. 3; thence along said Eastern line of Sierra Subdivision No. 3, Northerly, to a point on the Southern line of Tenaya Drive as shown on said Map of Sierra Subdivision No. 3; thence Westerly along the Southern line of said Tenaya Drive to its intersection with the Southerly extension of the Western line of said Empire Avenue; thence Northerly along said Southerly extension and the Western line of said Empire Avenue to the point of beginning, containing 286 Acres more or less.

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 March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, Martin, Mayor Pro tempore VanderWall

NOES: None

ABSENT: Mayor Hammond

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-85

A RESOLUTION APPROVING EXTENSION OF TIME TO MARCH 1, 1962 FOR FILING FINAL MAP OF PARK MANOR NO. 3 SUBDIVISION

WHEREAS, by Resolution No. 588 adopted on March 1, 1960, the Planning Commission approved the tentative map of Park Manor No. 3 Subdivision, and

WHEREAS, a letter has been received from the subdivider requesting an extension of time for filing the final map of said subdivision,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Fresno Guarantee Savings and Loan Association, subdivider, be granted an extension of time to March 1, 1962, for filing of the final map of Park Manor No. 3 Subdivision, as recommended by the Planning Commission of the City of Modesto by Resolution No. 691 adopted on February 21, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Hammond

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-86

A RESOLUTION AMENDING SECTION 3(b) OF RESOLUTION NO. 59-191 ENTITLED "A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO", AND RESCINDING SECTION 2 OF RESOLUTION NO. 60-472.

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

SECTION 1. Section 3(b) of Resolution No. 59-191 entitled "A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding all prior Resolutions and Regulations Relating Thereto", is hereby amended to delete therefrom the following one-way alley:

Between 11th and 12th Streets, from J Street to K Street, northwesterly direction

SECTION 2. As amended by this resolution Section 3(b) of said Resolution No. 59-191 shall read as follows:

(b) <u>One-Way Alleys</u>:

Between 9th and 10th Streets, from H Street to K Street, southeasterly direction

Between 10th and 11th Streets, from I Street to K Street, northwesterly direction

Between 10th and 11th Streets, from K Street to L Street, southeasterly direction

Between 11th and 12th Streets, from I Street to J Street, southeasterly direction

Between 12th and 13th Streets, from G Street to H Street, northwesterly direction

Between 12th and 13th Streets, from I Street to K Street, northwesterly direction

SECTION 3. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

SECTION 4. Section 2 of Resolution No. 60-472 adopted by the Council on December 21, 1960, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor Pro tempore VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Hammond

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-87

A RESOLUTION APPROVING MASTER AGREEMENT FOR EXPENDITURE OF FUNDS ALLOCATED FROM THE STATE HIGHWAY FUND TO CITIES

WHEREAS, a proposed agreement with the State Department of Public Works, Division of Highways, for the budgeting and expenditure of funds allocated from the State Highway Fund to cities has been presented to the City Council for consideration; and

WHEREAS, the City Council has heard read said agreement and is familiar with the contents thereof;

THEREFORE, be it resolved by the City Council of the City of Modesto that said agreement be, and the same is hereby approved, and the City Manager and the City Clerk are directed to sign the same on behalf of said City, said agreement to be binding upon the City upon its execution by the authorized officials of the State.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Hammond

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-88

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE REQUEST OF WALTER H. FIELD TO AMEND SECTION 29 OF THE ZONING MAP AS DESCRIBED IN RESOLUTION NO. 675 ADOPTED BY THE COMMISSION ON THE BASIS OF THE FINDING SET FORTH IN THIS RESOLUTION.

WHEREAS, the application of Walter H. Field for an amendment to Section 29 of the Zoning Map to reclassify from R-1, Single-Family Zone, and R-3, Multiple-Family Zone, to C-1, Neighborhood Commercial Zone, the property located on the northeast corner of Sycamore and Needham Avenues, was denied by the Modesto City Planning Commission on January 17, 1961, after the holding of a public hearing on January 17, 1961, and

WHEREAS, Walter H. Field filed an appeal to this decision with the City Clerk on January 31, 1961, and requested that the public hearing before the Council be scheduled for March 1, 1961, and

WHEREAS, the Council set March 1 at 4:30 P.M., in the Council Chamber in the City Hall, 801 11th Street, as the time and place for the public hearing on the appeal, and

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

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of Walter H. Field for an amendment to Section 29 of the Zoning Map be denied and the decision of the Commission be and it is hereby affirmed on the basis of the findings set forth in its Resolution No. 675, adopted on January 17, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen Adams, Arata, Johansen, Knoles, Martin, and Mayor Pro Tempore VanderWall
NOES:	None
ABSENT:	Mayor Hammond

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-89

A RESOLUTION CHANGING THE NAME OF TERRACE AVENUE TO SHAW AVENUE IN THE CITY OF MODESTO.

WHEREAS, Terrance Way and Terrace Avenue fall into the same house numbering grid, and

WHEREAS, this has caused considerable confusion in the post office, and

WHEREAS, Terrace Avenue is a new street with only one dwelling at present being occupied, 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 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, the Planning Commission has recommended by Resolution No. 686, adopted February 21, 1961, 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 "Terrace Avenue" be changed to "Shaw Avenue."

2. That the Director of Public Works 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 1st

day of March, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, Martin, Mayor Pro tempore VanderWall

NOES: None

ABSENT: Mayor Hammond

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL

RESOLUTION NO. 61-90

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT TO NED K. RYDER FOR PUTT PUTT GOLF COURSE

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following application for an unclassified use permit,for a putt putt golf course on the south 200 feet and the west 295 feet of lot 11 of Coffee Colony located on the east side of McHenry Avenue south of Floyd Avenue in accordance with the plan titled, "Putt-Putt Golf Course - Plot Plan," dated February 9, 1961 on file in the office of the Planning Director and,

WHEREAS, Section 10-2.2112 of the Modesto Municipal Code provides that the Council shall conduct a duly advertised public hearing on such matters,

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the McHenry Public Library at Fourteenth and I Streets in the City of Modesto at 4:30 o'clock p.m. on March 20, 1961.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206(b) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall

NOES: None ABSENT: Mayor Hammond

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-91

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1500 FOR DUMPING GARDEN REFUSE AT THE CITY GARBAGE LANDFILL OPERATION OPERATED BY MODESTO GARBAGE CO.

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

FROM:	General Reserve Fund, General Reserve (600)	$1,500
TO:	Services, Professional and Other, Garden refuse (235-54)	$1,500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of March, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Mayor Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-92

A RESOLUTION GRANTING PERMISSION TO THE MODESTO MINISTERIAL ASSOCIATION TO USE MANCINI MUSIC BOWL FOR THE ANNUAL EASTER SUNRISE SERVICE ON APRIL 2, 1961

WHEREAS, the Modesto Ministerial Association has requested permission to use Mancini Music Bowl, located in Graceada Park in the City of Modesto, for the annual inter-denominational Easter Sunrise Service Sunday morning, April 2, 1961, and

NOW, THEREFORE, BE IT RESOLVED that the Modesto Ministerial Association be granted permission to use Mancini Music Bowl for the annual Easter Sunrise Service Sunday morning, April 2, 1961, provided that the city will be held harmless from and against any and all costs, damages and liability arising out of the use of the Bowl for this purpose.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Knoles, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-93

A RESOLUTION GRANTING PERMISSION TO THE MODESTO COUNCIL OF CHURCHES TO USE MANCINI MUSIC BOWL FOR A SERIES OF EVANGELISTIC MEETINGS

WHEREAS, the Modesto Council of Churches has requested permission to use Mancini Music Bowl, located in Graceada Park in the City of Modesto, for a series of evangelistic meetings from April 16th to April 26, 1961, and

WHEREAS, the Council adopted Resolution No. 8831-N.S. on March 15, 1950, establishing a policy for the use of this Bowl, and

WHEREAS, the meetings will be held in a manner and at times when least disturbing to the residents in the area, and

WHEREAS, the services are open to adults and children alike on a community wide basis,

NOW, THEREFORE, BE IT RESOLVED that the Modesto Council of Churches be granted permission to use Mancini Music Bowl during the period from April 16 to 26, 1961, for a series of evangelistic meetings, provided that the City will be held harmless from and against any and all costs, damages and liability arising out of the use of the Bowl for this purpose.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-94

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN SKYLANE PARK NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for installation of water mains in Skylane Park No. 1 subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 16, 1961, 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 6th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 95

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. SALARY RANGES AND RATES. The salary rates, salary ranges and salary steps as set forth in "Exhibit A", entitled "Modesto Schedule of Salary Ranges in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1961.

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, "Salary Ranges and Rates for Classes of Positions in the City Service", which is attached hereto and hereby made a part hereof, are hereby established, effective January 1, 1961.

SECTION 3. SALARY OF INCUMBENTS. Any employee occupying a position in a class the salary rate or range of which is reduced by the salary schedules hereby adopted, shall continue to receive his present salary. Such salary shall be designated as a "Y" rate. When an employee on a "Y" rate vacates his position, subsequent appointments to that position shall be made in accordance with the provisions of the salary schedules hereby or thereafter established for the class.

SECTION 4. 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 5. SALARY BASIS. The salaries hereby established are on a monthly basis, unless otherwise designated.

SECTION 6. POSITIONS. The City Council authorizes and directs the City Manager, within the limits of funds budgeted

therefor, to appoint employees in such number and in such classes in each department as may be necessary properly to operate the department under the Charter, ordinances, and resolutions adopted by the City Council.

SECTION 7. APPOINTMENTS AND SALARIES. The City Manager is hereby authorized to appoint, in accordance with applicable provisions of the Personnel Ordinance 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 8. SPECIAL SALARY RATES. The City Manager is further authorized, subject to budgetary appropriation control by the City Council, to fix the salary range or rate for part-time or special positions in the Unclassified Service for which he is the appointing authority and which are not designated herein. 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 approved for Police Sergeant. The City Manager is further authorized, subject to budgetary limitations, to approve salaries for male parking enforcement officers taking fire fighting training and responding to fire calls in the salary range approved for firemen.

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 to the time worked.

SECTION 10. TITLE OF RESOLUTION. This resolution shall be known as "The Salary Resolution" and shall be referred to as such.

SECTION 11. EFFECTIVE DATE. The schedules of salary rates and ranges, and the compensation fixed for classes of positions by this resolution shall be effective retroactively on and after January 1, 1961.

SECTION 12. REPEALS. Resolution No. 60-27, Resolution No. 60-68, Resolution No. 60-321, Resolution No. 60-361 and Resolution No. 61-2 are hereby rescinded, effective January 1, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO SCHEDULE OF SALARY RANGES IN THE CITY SERVICE

"Exhibit A"

RANGE NO.	STEP A	STEP B	STEP C	STEP D	STEP E
8.5	$237	$249	$261	$274	$288
9	243	255	268	281	295
9.5	249	261	274	288	302
10	255	268	281	295	310
10.5	261	274	288	302	317
11	268	281	295	310	325
11.5	274	288	302	317	333
12	281	295	310	325	341
12.5	288	302	317	333	349
13	295	310	325	341	358
13.5	302	317	333	349	367
14	310	325	341	358	376
14.5	317	333	349	367	385
15	325	341	358	376	395
15.5	333	349	367	385	405
16	341	358	376	395	415
16.5	349	367	385	405	425
17	358	376	395	415	436
17.5	367	385	405	425	447
18	376	395	415	436	458
18.5	385	405	425	447	469
19	395	415	436	458	481
19.5	405	425	447	469	493
20	415	436	458	481	505
20.5	425	447	469	493	517
21	436	458	481	505	530
21.5	447	469	493	517	543
22	458	481	505	530	556
22.5	469	493	517	543	570
23	481	505	530	556	584
23.5	493	517	543	570	598
24	505	530	556	584	613
24.5	$517	$543	$570	$598	$628
25	530	556	584	613	644
25.5	543	570	598	628	660
26	556	584	613	644	676
26.5	570	598	628	660	693
27	584	613	644	676	710
27.5	598	628	660	693	727
28	613	644	676	710	745
28.5	628	660	693	727	763
29	644	676	710	745	782
29.5	660	693	727	763	801
30	676	710	745	782	821
30.5	693	727	763	801	841
31	710	745	782	821	862
31.5	727	763	801	841	883
32	745	782	821	862	905
32.5	763	801	841	883	927
33	782	821	862	905	950
33.5	801	841	883	927	974
34	821	862	905	950	998
34.5	841	883	927	974	1023
35	862	905	950	998	1048
35.5	883	927	974	1023	1074
36	905	950	998	1048	1100
36.5	927	974	1023	1074	1127
37	950	998	1048	1100	1155
37.5	974	1023	1074	1127	1184
38	998	1048	1100	1155	1213
38.5	1023	1074	1127	1184	1243
39	1048	1100	1155	1213	1274
39.5	1074	1127	1184	1243	1306
40	1100	1155	1213	1274	1338

(9-28-60)

SALARY RANGES AND RATES
for
CLASSES OF POSITIONS IN THE CITY SERVICE

Exhibit "B"

RANGE 8.5 $237-249-261-274-288

Jr. Stenographer Clerk

RANGE 9 $243-255-268-281-295

Clerk I

RANGE 9.5 $249-261-274-288-302

No Classes

RANGE 10 $255-268-281-295-310

No Classes

RANGE 10.5 $261-274-288-302-317

Telephone Operator

RANGE 11 $268-281-295-310-325

No Classes

RANGE 11.5 $274-288-302-317-333

Clerk II
Typist Clerk

RANGE 12 [illegible]

No Classes

RANGE 12.5 $288-302-317-333-349

Janitor

RANGE 13 $295-310-325-341-358

Personnel Clerk
Stenographer Clerk

RANGE 13.5 $302-317-333-349-367

Account Clerk

RANGE 14 $310-325-341-358-376

No Classes

RANGE 14.5 $317-333-349-367-385

Laborer
Police Clerk Dispatcher
Pump Operator

RANGE 15 $325-341-358-376-395

Office Service Clerk

RANGE 15.5 $333-349-367-385-405

Administrative Aide I
Jr. Engineering Aide
Jr. Planning Aide

RANGE 16 $341-358-376-395-415

No Classes

RANGE 16.5 $349-367-385-405-425

Equipment Serviceman
Maintenance Man
Parking Enforcement Officer (Female)
Sr. Account Clerk
Tree Trimmer I

RANGE 17 $358-376-395-415-436

Pump Maintenance Man
Secretary
Sewage Plant Operator

RANGE 17.5 $367-385-405-425-447

Janitor Leadman
Nurseryman
Poundmaster
Special Maintenance Man
Stores & Equipment Clerk
Traffic Painter

Effective January 1, 1961

RANGE 18 $370-395-415-436-458

Assistant City Clerk
Fireman
Legal Secretary
Parking Enforcement Officer (Fire Training)

RANGE 18.5 $385-405-425-447-469

Administrative Aide II
Electrician I
Engineering Aide
Heavy Equipment Operator
Planning Aide
Tree Trimmer II

RANGE 19 $395-415-436-458-481

Accountant I
Airport Manager
Fire Alarm Operator
Fire Engineer
Laboratory Technician
Patrolman I
Sr. Sewage Plant Operator

RANGE 19.5 $405-425-447-469-493

Parks Leadman
Public Works Leadman

RANGE 20 $415-436-458-481-505

Equipment Mechanic
Secretary to City Manager
Supv. of Central Office Services

RANGE 20.5 $425-447-469-493-517

Recreation Supervisor I

RANGE 21 $436-458-481-505-530

Fire Lieutenant
Fire Technician
Patrolman II
Policewoman

RANGE 21.5 $447-469-493-517-543

Administrative Assistant
Chief Pump Maintenance Man
Electrician II
Senior Engineering Aide
Senior Planning Aide

RANGE 22 $458-481-505-530-556

Building Inspector
Chief Mechanic

RANGE 22.5 $469-493-517-543-570

Assistant Planner
Fire Captain
Greenskeeper
Parks Foreman
Police Sergeant
Public Works Foreman
Purchasing Assistant
Recreation Supervisor II

RANGE 23 $481-505-530-556-584

Accountant II

RANGE 23.5 $493-517-543-570-598

Construction Inspector
Personnel Technician

RANGE 24 $505-530-556-584-613

No Classes

RANGE 24.5 $517-543-570-598-628

Chief Electrician
Fire Marshal
Police Lieutenant
Service Division Superintendent
Sewage Plant Superintendent

RANGE 25 $530-556-584-613-644

No Classes

RANGE 25.5 $543-570-598-628-660

Civil Engineering Assistant
Construction & Maintenance Supt.

RANGE 26 $556-584-613-644-676

Recreation Superintendent

RANGE 26.5 $570-598-628-660-693

Assistant Fire Chief
Assistant to Public Works Dir.
Associate Planner
Chief Building Official
Land Agent & Project Assistant
Police Captain

RANGE 27 $584-613-644-676-710

Accountant III

RANGE 27.5 $598-628-660-693-727

RANGE 28 $613-644-676-710-745

RANGE 28.5 $628-660-693-727-763

RANGE 29 $644-676-710-745-782

No Classes

RANGE 29.5 $660-693-727-763-301

~~Assistant City Manager~~ B3m.
Associate Civil Engineer
Senior Planner

RANGE 30 $676-710-754-782-821

No Classes

RANGE 30.5 $693-727-763-301-341

Fire Chief

RANGE 31 $710-745-782-321-862

No Classes

RANGE 31.5 $727-763-301-341-883

Parks & Recreation Director

RANGE 32 $745-782-321-362-905

No Classes

RANGE 32.5 $763-301-341-383-927

Assistant Public Works Director
Finance Director
Police Chief

RANGE 33 $782-321-862-905-950

No Classes

RANGE 33.5 $301-341-383-927-974

Parking & Traffic Director
Planning Director

RANGE 34 $821-862-905-950-998

RANGE 34.5 $341-883-927-974-1023

RANGE 35 $862-905-950-998-1048

RANGE 35.5 $383-927-974-1023-1074

RANGE 36 $905-950-998-1048-1100

No Classes

RANGE 36.5 $927-974-1023-1074-1127

Public Works Director

RANGE 37 $950-998-1048-1100-1155

RANGE 37.5 $974-1023-1074-1127-1184

RANGE 38 $998-1048-1100-1155-1213

RANGE 38.5 $1023-1074-1127-1184-1243

Deputy City Manager

LIBRARY RATES

RANGE 17 $358-376-395-415-436

Librarian I

RANGE 19 $395-415-436-458-481

Librarian II

MODESTO CITY COUNCIL
RESOLUTION NO. 61-96

A RESOLUTION ESTABLISHING PROCEDURE FOR PAYMENT OF UNIFORM ALLOWANCE FOR POLICE AND FIRE PERSONNEL.

WHEREAS, it is in the City's interest to provide separately from regular salary a reasonable reimbursement for the maintenance of uniforms required in the Fire and Police Departments,

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

SECTION 1. UNIFORM ALLOWANCE. Chief fire officers, police and parking enforcement officers required to wear dress uniforms on duty shall be paid Ten and no/100ths ($10.00) Dollars per calendar month of service, as a uniform allowance, said sum to be paid quarterly at the end of March, June, September and December of each year.

Other uniformed Fire Department personnel shall be paid Five and no/100ths ($5.00) Dollars per calendar month of service, as a uniform allowance, to be paid quarterly in the same manner as stated in the preceding paragraph.

No uniform allowance shall be paid to police or fire personnel during the first six (6) months of City service, but said allowance shall be withheld and shall accrue to the benefit of said employee to be paid at the end of the second regular full quarter, provided, however, that no payment shall be made to police and fire personnel who terminate their employment prior to or at the end of the first six (6) months of service.

For the purpose of computing the above allowances, one half (1/2) or more of a month shall be counted as a full month and less than one half (1/2) month shall not be counted.

SECTION 2. Uniform allowance for the calendar quarter shall be paid only to personnel who are required to wear a uniform for more than half the regular working time that they are employed during that quarter.

SECTION 3. The Chiefs of the Fire and Police Departments shall submit a signed report to the Director of Finance at the end of each calendar quarter showing, by the month, the names of the fire and police personnel eligible to receive the uniform maintenance allowance.

SECTION 4. Uniform allowance shall not accrue to persons not specifically included in this resolution.

SECTION 5. The City Manager is authorized to establish rules for the equitable administration of this allowance.

SECTION 6. EFFECTIVE DATE. This resolution shall be effective from and after January 1, 1961.

SECTION 7. REPEALS. Resolution No. 60-239 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL

RESOLUTION NO. 61-97

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND ROSE A. CHAPMAN FOR WIDENING OF BRIGGSMORE AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and

ROSE A. CHAPMAN

for widening of Briggsmore Avenue

be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 6th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-98

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SANITARY SEWER FACILITIES IN VARIOUS LOCATIONS BY GEORGE REED

WHEREAS, a report has been filed by the Director of Public Works that the construction of trunk sewer on Carver Rd. between Evergreen Ave. & Park Manor 3A Sub., subtrunk sewer in Park Manor Subd., and sewage lift station on Carver Rd. at Park Manor 3A Subdivision has been completed by GEORGE REED

in accordance with the contract agreement dated December 14, 1960.

NOW, THEREFORE, BE IT RESOLVED that the construction of sanitary sewer facilities in various locations be accepted from said contractor

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL

RESOLUTION NO. 61-99

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND THE CENTRAL CALIFORNIA CONFERENCE ASSOCIATION OF THE SEVENTH DAY ADVENTISTS FOR WIDENING OF ROSEBURG AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and THE CENTRAL CALIFORNIA CONFERENCE ASSOCIATION OF THE SEVENTH DAY ADVENTISTS, a religious corporation, for widening of Roseburg Avenue be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

BE IT FURTHER RESOLVED that the City Clerk be authorized to record said Right of Way Agreement 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 6th day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-100

A RESOLUTION AND ORDER OF THE COUNCIL OF THE CITY OF MODESTO PROVIDING FOR A GENERAL MUNICIPAL ELECTION TO BE HELD ON TUESDAY, APRIL 11, 1961, AND DESIGNATING PRECINCTS AND POLLING PLACES AND APPOINTING MEMBERS OF PRECINCT BOARDS FOR SAID GENERAL 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 11, 1961, in the City of Modesto and in the Modesto City Schools District for the election of the following officers:

(a) Three (3) Councilmen for full term of four (4) years each, and

(b) One (1) Councilman for short term of two (2) years.

(c) Two (2) members of the Board of Education of the Modesto City Schools District, for the full term of four (4) years each, and

(d) One (1) member of the Board of Education of the Modesto City Schools District for the short term of two (2) years.

(2) The duties of said officers 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 hereinabove designated shall be opened at 7 o'clock a.m. of said day of election and shall be kept open continuously thereafter until 7 o'clock p.m. of said day of election, when the polls shall be closed (except as provided in Section 5734 of the Elections Code), and the election officers shall thereupon proceed to canvass the ballots cast thereat.

(4) The returns of said 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 said election; and the Council shall meet at its usual meeting place and canvass said returns on Tuesday, the 18th day of April, 1961 (being the first Tuesday after said election), at the hour of 4:00 p.m., and declare the result of said election.

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, shall be and the same is hereby precincted and established into 43 Special Consolidated Election Precincts to be known and designated as follows:

Special Consolidated Election Precinct No. 1

Special Consolidated Election Precinct No. 2

Special Consolidated Election Precinct No. 3

Special Consolidated Election Precinct No. 4

Special Consolidated Election Precinct No. 5

Special Consolidated Election Precinct No. 6

Special Consolidated Election Precinct No. 7

Special Consolidated Election Precinct No. 8

Special Consolidated Election Precinct No. 9

Special Consolidated Election Precinct No. 10

Special Consolidated Election Precinct No. 11

Special Consolidated Election Precinct No. 12

Special Consolidated Election Precinct No. 13

Special Consolidated Election Precinct No. 14

Special Consolidated Election Precinct No. 15

Special Consolidated Election Precinct No. 16

Special Consolidated Election Precinct No. 17

Special Consolidated Election Precinct No. 18

Special Consolidated Election Precinct No. 19

Special Consolidated Election Precinct No. 20

Special Consolidated Election Precinct No. 21

Special Consolidated Election Precinct No. 22

Special Consolidated Election Precinct No. 23

Special Consolidated Election Precinct No. 24

Special Consolidated Election Precinct No. 25

Special Consolidated Election Precinct No. 26

Special Consolidated Election Precinct No. 27

Special Consolidated Election Precinct No. 28

Special Consolidated Election Precinct No. 29

Special Consolidated Election Precinct No. 30

Special Consolidated Election Precinct No. 31

Special Consolidated Election Precinct No. 32

Special Consolidated Election Precinct No. 33

Special Consolidated Election Precinct No. 34

Special Consolidated Election Precinct No. 35

Special Consolidated Election Precinct No. 36

Special Consolidated Election Precinct No. 37

Special Consolidated Election Precinct No. 38

Special Consolidated Election Precinct No. 39

Special Consolidated Election Precinct No. 40

Special Consolidated Election Precinct No. 41

Special Consolidated Election Precinct No. 42

Special Consolidated Election Precinct No. 43

Said consolidated election precincts and special election precincts have been established by consolidating the general election precincts within the City of Modesto, except as hereinafter noted, as established by the orders or resolutions of the Board of Supervisors of Stanislaus County, California, now in force for general election purposes within the City, which said orders or resolution now on file and of record in the office of the Clerk of the Board of Supervisors of Stanislaus County, California, 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 "General Election Precincts");

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 1 and 2, have been consolidated and established into Special Consolidated Election Precinst No. 1.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 3 and 5, have been consolidated and established into Special Consolidated Election Precinct No. 2

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 4, 12, and 13 have been consolidated and established into Special Consolidated Election Precinct No. 3

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 6 and 34, have been consolidated and established into Special Consolidated Election Precinct No. 4

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 7 and 8, have been consolidated and established into Special Consolidated Election Precinct No. 5.

Said general election precincts so designated by the said Board of Supervisors as Modesto No 9 and 10, have been consolidated and established into Special Consolidated Election Precinct No. 6.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 11 and 54, have been consolidated and established into Special Consolidated Election Precinct No. 7.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 14 and 77, Have been consolidated and established into Special Consolidated Election Precinct No. 8.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 15 and 61, have been consolidated and established into Special Consolidated Election Precinct No. 9.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 16 and 17, have been consolidated and established into Special Consolidated Election Precinct No. 10.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 18 and 21, have been consolidated and established into Special Consolidated Election Precinct No. 11.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 19 and 20, have been consolidated and established into Special Consolidated Election Precinct no. 12.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 22, 38 and 71, have been consolidated and established into Special Consolidated Election Precinct No. 13.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 24 and 25, have been consolidated and established into Special Consolidated Election Precinct No. 14.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 23 and 26, have been consolidated and established into Special Consolidated Election Precinct No. 15.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 28 and 29, have been consolidated and established into Special Consolidated Election Precinct No. 16.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 30 and 31, have been consolidated and established into Special Consolidated Election Precinct No. 17.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 32 and 33, have been consolidated and established into Special Consolidated Election Precinct No. 18.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 35 and 36, have been consolidated and established into Special Consolidated Election Precinct No. 19.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 37 and 56, have been consolidated and established into Special Consolidated Election Precinct No. 20.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 39 and 40, have been consolidated and established into Special Consolidated Election Precinct No. 21.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 27, 41, 47 and 85, have been consolidated and established into Special Consolidated Election Precinct No. 22.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 42 and 46, have been consolidated and established into Special Consolidated Election Precinct No. 23.

Said general election precinct so designated by the said Board of Supervisors as Modesto No. 43 and 44, have been consolidated and established into Special Consolidated Election Precinct No. 24.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 45 and 48, have been consolidated and established into Special Consolidated Election Precinct No. 25.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 49, 83 and 91, have been consolidated and established into Special Consolidated Election Precinct No. 26.

Said general election precincts so designated by the said Board of Supervisors as Modesto No.50 and 51, have been consolidated and established into Special Consolidated Election Precinct No. 27.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 52 and 53, have been consolidated and established into Special Consolidated Election Precinct No.28.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 82 and 92, have been consolidated and established into Special Consolidated Election Precinct No. 29.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 57 and 58, have been consolidated and established into Special Consolidated Election Precinct No. 30.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 59 and 60, have been consolidated and established into Special Consolidated Election Precinct No. 31.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 62 and 63, have been consolidated and established into Special Consolidated Election Precinct No. 32.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 64 and 65, have been consolidated and established into Special Consolidated Election Precinct No. 33.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 66 and 67, have been consolidated and established into Special Consolidated Election Precinct No. 34.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 68, 73 and 93, have been consolidated and established into Special Consolidated Election Precinct No. 35.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 69, 86 and 88, have been consolidated and established into Special Consolidated Election Precinct No. 36.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 70 and 76, have been consolidated and established into Special Consolidated Election Precinct No. 37.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 72 and 87, have been consolidated and established into Special Consolidated Election Precinct No. 38.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 74 and 75, have been consolidated and established into Special Consolidated Election Precinct No. 39.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 78 and 79, have been consolidated and established into Special Consolidated Election Precinct No. 40.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 80 and 81, have been consolidated and established into Special Consolidated Election Precinct No. 41.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 84, 89, 94 and 95, have been consolidated and established into Special Consolidated Election Precinct No. 42.

Said general election precincts so designated by the said Board of Supervisors as Modesto No. 55 and 90, have been consolidated and established into Special Consolidated Election Precinct No. 43.

For the purpose of holding said election (insofar as the election of members of the Board of Education of the Modesto City School District is concerned) the boundaries of the Modesto City School District are as follows, to-wit:

The boundaries of the Modesto City School District shall embrace all of the territory included and embraced within the exterior boundaries of the following elementary school districts of Stanislaus County, California, as established by the orders of the Board of Supervisors of Stanislaus County, and as the same appear upon the minutes of the said Board of Supervisors, to-wit: Salida Union, Stanislaus Union, Sylvan Union, Hart-Ransom Union, Empire Union, Shiloh, Paradise, as well as all the territory heretofore embraced within the exterior boundaries of the Modesto School District, the Modesto High School District and the Modesto Junior College District.

The territory included within said Modesto City School District, but outside of the corporate limits of the City of Modesto has been, for the purpose of said election, divided and established into 29 Special Consolidated Election Precincts and 1 Special Election Precinct to be known and designated as follows:

Special Consolidated Election Precinct No. 44
Special Consolidated Election Precinct No. 45
Special Consolidated Election Precinct No. 46
Special Consolidated Election Precinct No. 47
Special Consolidated Election Precinct No. 48
Special Consolidated Election Precinct No. 49
Special Consolidated Election Precinct No. 50
Special Consolidated Election Precinct No. 51
Special Consolidated Election Precinct No. 52
Special Consolidated Election Precinct No. 53
Special Consolidated Election Precinct No. 54
Special Consolidated Election Precinct No. 55
Special Consolidated Election Precinct No. 56

Special Consolidated Election Precinct No. 57

Special Consolidated Election Precinct No. 58

Special Consolidated Election Precinct No. 59

Special Consolidated Election Precinct No. 60

Special Consolidated Election Precinct No. 61

Special Consolidated Election Precinct No. 62

Special Consolidated Election Precinct No. 63

Special Consolidated Election Precinct No. 64

Special Consolidated Election Precinct No. 65

Special Consolidated Election Precinct No. 66

Special Consolidated Election Precinct No. 67

Special Consolidated Election Precinct No. 68

Special Consolidated Election Precinct No. 69

Special Consolidated Election Precinct No. 70

Special Consolidated Election Precinct No. 71

Special Election Precinct No. 72

Special Consolidated Election Precinct No. 73

The designation and boundaries of said Special Consolidated Election Precincts and Special Election Precinct have been established and defined as follows:

Said general election precincts designated by said Board of Supervisors as McHenry and Moss, and those portions of the general election precinct designated by said Board of Supervisors as Abby which lies within the boundaries of the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 44.

Said general election precincts so designated by the said Board of Supervisors as Alma, Burbank and Huff, have been consolidated and established into Special Consolidated Election Precinct No. 45.

Said general election precincts designated by the said Board of Supervisors as Beard, Fields and Ladd, have been consolidated and established into Special Consolidated Election Precinct No. 46.

Said general election precincts designated by the said Board of Supervisors as Beck, Kent and Joy, have been consolidated and established into Special Consolidated Election Precinct No. 47.

Said general election precincts designated by the said Board of Supervisors as Benson, Oden and Inez, have been consolidated and established into Special Consolidated Election Precinct No. 48.

Said general election precincts designated by the said Board of Supervisors as Bill and Paul, have been consolidated and established into Special Consolidated Election Precinct No. 49.

Said general election precincts designated by the said Board of Supervisors as Bird, Carmichael, Wood and Don, have been consolidated and established into Special Consolidated Election Precinct No. 50.

Said general election precincts designated by the said Board of Supervisors as Blum and Jolliff, have been consolidated and established into Special Consolidated Election Precinct No. 51.

Said general election precincts designated by the said Board of Supervisors as Bob, Pike and Dix, have been consolidated and established into Special Consolidated Election Precinct No. 52.

Said general election precincts designated by the said Board of Supervisors as Caswell and Shaw, have been consolidated and established into Special Consolidated Election Precinct No. 53.

Said general election precinct designated by the said Board of Supervisors as Rose, and that portion of the general election precinct designated by said Board of Supervisors as Claus, which lies within the boundaries of the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 54.

Said general election precincts designated by the said Board of Supervisors as Dawn, High, Palm and Yale, have been consolidated and established into Special Consolidated Election Precinct No. 55.

Said general election precincts designated by the said Board of Supervisors as Dora, Laurel Lodge and Spenker, have been consolidated and established into Special Consolidated Election Precinct No. 56.

Said general election precincts designated by the said Board of Supervisors as Dunn and Fair, and that portion of the general election precinct designated by said Board of Supervisors as Fox, which lies within the boundaries of the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 57.

Said General election precincts designated by the said Board of Supervisors as Earl, Paradise, Fern and Jim, have been consolidated and established into Special Consolidated Election Precinct No. 58.

Said general election precincts designated by the said Board of Supervisors as Empire and West Empire, have been consolidated and established into Special Consolidated Election Precinct No. 59.

Said general election precincts designated by the said Board of Supervisors as Erie, Kerr and Wade, have been consolidated and established into Special Consolidated Election Precinct No. 60.

Said general election precincts designated by the said Board of Supervisors as Foit, Judd and Page have been consolidated and established into Special Consolidated Election Precinct No. 61.

Said general election precincts designated by the said Board of Supervisors as Ford and Jan, have been consolidated and established into Special Consolidated Precinct No. 62.

Said general election precincts designated by the said Board of Supervisors as Franklin and Robertson, have been consolidated and established into Special Consolidated Election Precinct No. 63.

Said general election precincts designated by the said Board of Supervisors as Goodwin and Root, and that portion of the general election precinct designated by said Board of Supervisors as West Waterford which lies within the boundaries of the Modesto City School District, have been consolidated and established into Special Consolidated Election Precinct No. 64.

Said general election precincts designated by the said Board of Supervisors as Hart, West Salida and Tod have been consolidated and established into Special Consolidated Election Precinct No. 65.

Said general election precincts designated by said Board of Supervisors as Ivy, Lacy, Ring and Webb, have been consolidated and established into Special Consolidated Election Precinct No. 66.

Said general election precincts designated by said Board of Supervisors as Kay, John and Wynn, have been consolidated and established into Special Consolidated Election Precinct No. 67.

Said general election precincts designated by said Board of Supervisors as Lynn, Mac, Maze and Pine, have been consolidated and established into Special Consolidated Election Precinct No. 68.

Said general election precincts designated by said Board of Supervisors as Nash, and Wall, have been consolidated and established into Special Consolidated Election Precinct No. 69.

Said general election precincts designated by said Board of Supervisors as Prescott, East Salida and Ruby, have been consolidated and established into Special Consolidated Election Precinct No. 70.

Said general election precincts designated by said Board of Supervisors as Salida No. 1, Salida No. 2 and Salida No. 3, have been consolidated and established into Special Consolidated Election Precinct No. 71.

Said general election precinct designated by said Board of Supervisors as Shiloh, has been established as Special Election Precinct No. 72.

Said general election precincts designated by said Board of Supervisors as Sylvan, Vet and Coffee, have been consolidated and established into Special Consolidated Election Precinct No. 73.

The following places have been by said City Council fixed and designated as and for the places of holding said election within the said City of Modesto and the following named persons have been designated and appointed to act as officers of election for said election, both for said City of Modesto and said Modesto City School District and will conduct the same, to-wit:

Special Consolidated Election Precinct No. 1 (M1-M2)

Polling Place: Mrs Leta Duggins Residence, 310 Hackberry Ave.

PRECINCT BOARD

Inspector	Mrs Leta Duggins	310 Hackberry Ave.
Judge	Mrs Ada Carroll	130 College Ave.
Clerk	Mrs Verla M. Aiken	223 Hackberry Ave.
Clerk	Mrs Arleva Berthelson	120 College Ave.

Special Consolidated Election Precinct No. 2 (M3-M5)

Polling Place: Boy Scout Club House, Enslen Park

PRECINCT BOARD

Inspector	Mrs Sarah A. Jessen	417 Hackberry Ave.
Judge	Mrs Florence I. Long	415 Magnolia Ave.
Clerk	Mrs Henriette M. Olinger	435 W. Morris Ave.
Clerk	Charles Nies	405 Elmwood Ave.

Special Consolidated Election Precinct No. 3 (M4-M12-M13)

Polling Place: Modesto Irrigation District Building, 1231 11th St.

PRECINCT BOARD

Inspector	Mrs Clara K. Andre	1405 11th St.
Judge	Mrs Ann Osborne	1207 14th St.
Clerk	Mrs Muriel E. Welt	229 Elmwood Ave.
Clerk	Mrs Ida A. Lundquist	706 Needham Ave.

Special Consolidated Election Precinct No. 4 (M6-M34)

Polling Place: Eugene E. Lee Residence, 804 Geer Ave.

PRECINCT BOARD

Inspector	Mrs Virginia L. Lee	804 Geer Ave.
Judge	Mrs Grace Scoon	145 E. Francis Ave.
Clerk	Mrs Gladys A. Cole	809 Geer Ave.
Clerk	Mrs Luella M. Neafus	221 E. Patricia Lane

Special Consolidated Election Precinct No. 5 (M7-M8)

Polling Place: Mrs Ella Switzer Garage, 114 Modesto Ave.

PRECINCT BOARD

Inspector	Mrs Eva M. Hagedorn	201 Jones St.
Judge	Mrs Bly Willis	114 Modesto Ave.
Clerk	Mrs Ella Switzer	114 Modesto Ave.
Clerk	Mrs Helena B. Reedy	201 Jones St.

Special Consolidated Election Precinct No. 6 (M9-M10)

Polling Place: C. G. Plummer Residence, 715 Cedar St.

PRECINCT BOARD

Inspector	Mrs Lorraine L. Plummer	715 Cedar St.
Judge	Mrs Martha Lehman	250 Kimble St.
Clerk	Mrs Marjory L. Giovanetti	422 Bodem St.
Clerk	Mrs Sadie Bowlby	208 Melrose Ave.

Special Consolidated Election Precinct No. 7 (M11-M54)

Polling Place: Modesto Community Service Center(hallway)
800 E. Morris Ave.

PRECINCT BOARD

Inspector	Mrs Laura H. Floyd	514 Auburn St.
Judge	Mrs Dorothy E. Rix	1143 Grantland Ct.
Clerk	Mrs Marjorie H. Brown	130 John Muir Ct.
Clerk	Mrs Eileen D. Hamilton	1140 E. Morris Ave.

Special Consolidated Election Precinct No. 8 (M14-M77)

Polling Place: John C. Thomas Garage, 1626 Bronson Ave.

PRECINCT BOARD

Inspector	Mrs Mary J. Farrell	1002 Thoreau Ct.
Judge	Mrs Virginia M. Fox	1015 Pearl St.
Clerk	Mrs Ann E. Thomas	1626 Bronson Ave.
Clerk	Mrs Norma T. Aversenti	1441 Ardmore Ave.

Special Consolidated Election Precinct No. 9 (M15-M61)

Polling Place: La Loma Junior High School, 1800 Encina Ave.

PRECINCT BOARD

Inspector	Mrs Lelah A. Graves	306 Rosina Ave.
Judge	Mrs Thelma R. Breckenridge	312 Rowland Ave.
Clerk	Mrs Betty J. Stafford	302 Rosina Ave.
Clerk	Mrs Carol F. Brennecke	323 Rowland Ave.

Special Consolidated Election Precinct No. 10 (M16-M17)

Polling Place: Fire House, 416 Downey Ave.

PRECINCT BOARD

Inspector	Mrs Joanna Hughes	207 Lane St.
Judge	Mrs Rose May Wells	621 17th St.
Clerk	Miss Adele P. Singleton	223 State St.
Clerk	Mrs Joyce P. Kerfoot	607 16th St.

Special Consolidated Election Precinct No. 11 (M18-M21)

Polling Place: Oscar Orvis Residence, 140 Loma Vista Ave.

PRECINCT BOARD

Inspector	Mrs Eileen Orvis	140 Loma Vista Ave.
Judge	Mrs Grace E. Darling	606 12th St.
Clerk	Mrs Mildred V. Larsen	149 Loma Vista Ave.
Clerk	Mrs Dorothy J. Sharar	525 13th St.

Special Consolidated Election Precinct No. 12 (M19-M20)

Polling Place: L. M. Morris Co, Office, 1107 Eye St.

PRECINCT BOARD

Inspector	Mrs Lottie Savercool	714 13th St.
Judge	Mrs Christine Wood	923½ 11th St.
Clerk	Mrs Alice S. Green	606½ 13th St.
Clerk	Mrs Lillian A. Cook	1021 Eye St.

Special Consolidated Election Precinct No. 13 (M22-M38-M71)

Polling Place: Dolores M. Voss Residence, 326 Maze Blvd.

PRECINCT BOARD

Inspector	Mrs Anna L. Starr	304 Maze Blvd.
Judge	Mrs Synthia M. Green	600 Marshall St.
Clerk	Mrs Dolores M. Voss	326 Maze Blvd.
Clerk	Mrs Madeline M. McCart	415 Oak St.

Special Consolidated Election Precinct No. 14 (M24-M25)

Polling Place: Fire House, 629 2nd St.

PRECINCT BOARD

Inspector	Mrs Beatrice A. Hoover	210 Vine St.
Judge	Mrs Bessie Clark	120 Vine St.
Clerk	Mrs Velma L. Fitz	326 Walnut St.
Clerk	Mrs Elizabeth L. Rogers	220 H. St.

Special Consolidated Election Precinct No. 15 (M23-M26)

Polling Place: The Group Hall, 6th and J. Sts.

PRECINCT BOARD

Inspector	Mrs Letha G. McFarland	815 7th St.
Judge	Mrs Emma M. Brown	1014 6th St.
Clerk	Mrs Minnie Criswell	722 6th St.
Clerk	Mrs Lulu M. Blakney	1016 4th St.

Special Consolidated Election Precinct No. 16 (M28-M29)

Polling Place: Church of the Brethren, 918 Sierra Drive

PRECINCT BOARD

Inspector	Mrs Ina L. Houston	506 Sierra Drive
Judge	Mrs Henrietta Masciorini	201 Alturas St.
Clerk	Mrs Mattie Streeter	206 Roselawn Ave.
Clerk	Mrs Mary Madruga	1011 S. Madison St.

Special Consolidated Election Precinct No. 17 (M30-M31)

Polling Place: Mancini Hall, Tuolumne Blvd.

PRECINCT BOARD

Inspector	Mrs Ruby Taylor	613 Tuolumne Blvd.
Judge	Mrs Mary Ann Bettencourt	1318 Tuolumne Blvd.
Clerk	Mrs Wilna J. Graham	209 Roselawn Ave.
Clerk	Mrs Josephine A. White	321 Yosemite Ave.

Special Consolidated Election Precinct No. 18 (M32-M33)

Polling Place: R. Vanderwall Basement, 441 Myrtle Ave.

PRECINCT BOARD

Inspector	Mrs Jane R. Disney	429 N. Olive Ave.
Judge	Mrs Georgia M. Reuhl	1228 Princeton Ave.
Clerk	Mrs Ethel Vanderwall	441 Myrtle Ave.
Clerk	Mrs Beatrice P. Pavkov	1234 Princeton Ave.

Special Consolidated Election Precinct No. 19 (M35-M36)

Polling Place: Willard Thomas Residence, 636 Duncan Ave.

PRECINCT BOARD

Inspector	Mrs Georgia L. Thomas	636 Duncan Ave.
Judge	Mrs F. Estella Steger	525 Kimble St.
Clerk	Mrs Millie M. Frago	631 Duncan Ave.
Clerk	Mrs Lenore Goodwin	541 High St.

Special Consolidated Election Precinct No. 20 (M37-M56)

Polling Place: Wilson School, Wilson Ave.

PRECINCT BOARD

Inspector	Mrs Juanita Bystrom	136 Las Palmas Ave.
Judge	Mrs Matilda M. Condit	305 Bonita Ave.
Clerk	Mrs Livia M. Lucks	211 Las Palmas Ave.
Clerk	Mrs Helen Leiter	215 Las Flores Ave.

Special Consolidated Election Precinct No. 21 (M39-M40)

Polling Place: James L. Sweeney Residence, 405 Colorado Ave.

PRECINCT BOARD

Inspector	Mrs Daisy Sweeney	405 Colorado Ave.
Judge	Mrs Dorothy S. Patterson	1525 Nian Way
Clerk	Mrs Majorie J. Anderson	407 Colorado Ave.
Clerk	Mrs Janet R. McMillen	823 Mary Lane

Special Consolidated Election Precinct No. 22 (M27-M41-M47-M85)

Polling Place: Ed. A. Craig Residence, 131 Madera Ave.

PRECINCT BOARD

Inspector	Mrs Esther E. Craig	131 Madera Ave.
Judge	Mrs Louise W. Olmstead	702 4th St.
Clerk	Mrs Ann E. Falkin	113 Calaveras Ave.
Clerk	Mrs Maola Wooley	706 3rd St.

Special Consolidated Election Precinct No 23. (M42-M46)

Polling Place: Roy W. Crouch Residence, 1220 Purdue Ave.

PRECINCT BOARD

Inspector	Miss Sadie Bomberger	1114 Amherst Ave.
Judge	Mrs Anna B. Lacy	1125 Mills Ave.
Clerk	Mrs Agnes S. Crouch	1220 Purdue Ave.
Clerk	Mrs Hilda M. Hughes	1129 Mills Ave.

Special Consolidated Election Precinct No 24. (M43-M44)

Polling Place: Chas. J. Brown Residence, 1416 Del Mar Ave.

PRECINCT BOARD

Inspector	Mrs Elizabeth T. Carner	1413 Del Mar Ave.
Judge	Mrs Helen E. Vager	1306 Fordham Ave.
Clerk	Mrs Amy Brown	1416 Del Mar Ave.
Clerk	Mrs Edith K. Eaton	1429 Princeton Ave.

Special Consolidated Election Precinct No.25 (M45-M48)

Polling Place: Frank P. Harris Garage, 607 Coldwell Ave.

PRECINCT BOARD

Inspector	Mrs Geraldine V. Harris	607 Coldwell Ave.
Judge	Mrs Mary E. Schenewark	902 Mills Ave.
Clerk	Mrs Alice E. Pickering	620 N. Hackberry Ave.
Clerk	Mrs Betty L. Griffith	932 Harvard Ave.

Special Consolidated Election Precinct No. 26 (M49-M83-M91)

Polling Place: R. P. Barrett Garage, 433 Coronado Way

PRECINCT BOARD

Inspector	Mrs Lois P. Barrett	433 Coronado Way
Judge	Mrs Martha A. Zimmerman	433 Baldwin Ave.
Clerk	Mrs Theresa E. Doll	1316 Fulton Ave.
Clerk	Mrs Moscelene B. Patterson	507 Coronado Way.

Special Consolidated Election Precinct No. 27 (M50-M51)

Polling Place: Esta A. Coffin Res., 719 W. Fairmont Ave.

PRECINCT BOARD

Inspector	Mrs Mabel L. Kehrer	418 W. Roseburg Ave.
Judge	Mrs Mildred R. Boothe	1005 Magnolia Ave.
Clerk	Mrs Esta A. Coffin	719 W. Fairmont Ave.
Clerk	Mrs Ivy King	1012 Douglas Ave.

Special Consolidated Election Precinct No. 28 (M52-M53)

Polling Place: Walter L. Fleshman Rumpus Room, 701 Castle St.

PRECINCT BOARD

Inspector	Mrs Anita J. Fleshman	701 Castle St.
Judge	Mrs Pauline E. Anderson	927 Oxford Way
Clerk	Mrs Muriel C. Lopez	722 Auburn Ave.
Clerk	Mrs Irene K. Hicks	915 Oxford Way

Special Consolidated Election Precinct No. 29 (M82-M92)

Polling Place: E. C. Evans Garage, 2014 Enslen Ave.

PRECINCT BOARD

Inspector	Mrs Margaret B. Santos	1902 La Villa Rose Ct.
Judge	Mrs June F. Bloxham	2010 Sherwood Ave.
Clerk	Mrs Laura L. Simms	2001 Sherwood Ave.
Clerk	Mrs Ola Mae Evans	2014 Enslen Ave.

Special Consolidated Election Precinct No. 30 (M57-M58)

Polling Place: Bill Hughes Garage, 1325 Encina Ave.

PRECINCT BOARD

Inspector	Henry A. Codoni	1304 Highland Dr.
Judge	Mrs Ruby M. Sanders	406 Las Palmas Ave.
Clerk	Mrs Elva G. Henderson	1314 Edgebrook Dr.
Clerk	Mrs Iris S. Bird	405 Las Palmas Ave.

Special Consolidated Election Precinct No. 31 (M59-M60)

Polling Place: LaLoma Grace Brethren Church, 1315 LaLoma Ave.

PRECINCT BOARD

Inspector	Mrs Sadie I. King	221 Camellia Way
Judge	Mrs Maxine M. Graham	326 N. Santa Ana Ave.
Clerk	Mrs Ellen C. Watson	116 Covena Ave.
Clerk	Mrs Mary E. Graves	327 N. Santa Barbara Ave.

Special Consolidated Election Precinct No. 32 (M62-M63)

Polling Place: Calvary Baptist Church, 1732 Miller Ave.

PRECINCT BOARD

Inspector	Mrs Laverna S. Phoenix	239 San Juan Dr.
Judge	Mrs Ardeth M. Smith	146 San Juan Dr.
Clerk	Mrs Dona B. Harper	243 San Juan Dr.
Clerk	Mrs Ruby Lee Daugherty	127 N. Conejo Ave.

Special Consolidated Election Precinct No. 33 (M64-M65)

Polling Place: R. M. Ross Garage, 2010 Haddon Ave.

PRECINCT BOARD

Inspector	Mrs Doris L. Givens	2012 Dora St.
Judge	Mrs Evelyn M. Williamson	2039 Bellamy Ave.
Clerk	Mrs Rosaline M. Ross	2010 Haddon Ave.
Clerk	Mrs Eva M. King	415 Parry Ave.

Special Consolidated Election Precinct No. 34 (M66-M67)

Polling Place: Elmer Crismon Garage, 1705 College Ave.

PRECINCT BOARD

Inspector	Mrs Audrey U. Fine	1225 Woodman Way
Judge	Mrs Beatrice G. Loer	1510 Albany Ave.
Clerk	Mrs Jessie L. Davis	1709 Concord Ave.
Clerk	Mrs Louise L. Corey	1409 Concord Ave.

Special Consolidated Election Precinct No. 35 (M68-M73-M93)

Polling Place: Garrison School, Teresa, corner of Martin Ave.

PRECINCT BOARD

Inspector	Mrs Ruby F. Duarte	1736 W. Orangeburg Ave.
Judge	Mrs Hazel C. Mahoney	1305 Glenwood Dr.
Clerk	Mrs Imogene Wright	1743 W. Orangeburg Ave.
Clerk	Mrs Velma A. Vaccaro	1418 Madrone Ave.

Special Consolidated Election Precinct No. 36 (M69-M86-M88)

Polling Place: Warren England Garage, 1425 Mt. Vernon Drive.

PRECINCT BOARD

Inspector	Mrs Anna M. England	1425 Mt. Vernon Dr.
Judge	Mrs Grace A. Smith	1821 Tully Road
Clerk	Mrs Doris M. DeHoney	1917 Freida Ct.
Clerk	Mrs Cynthia A. Given	1422 Mt. Vernon Dr.

Special Consolidated Election Precinct No. 37 (M70-M76)

Polling Place: R. L. Baird Garage, 2318 Monte Carlo Ave.

PRECINCT BOARD

Inspector	Mrs Beverly A. Baird	2318 Monte Carlo Ave.
Judge	Mrs Margaret P. Hicks	601 Bowen Ave.
Clerk	Mrs Josephine Dugan	2306 Monticello Ave.
Clerk	Mrs Nancy J. Bingaman	410 Northgate Ave.

Special Consolidated Election Precinct No. 38 (M72-M87)

Polling Place: Birt A. Lowery Residence, 1536 Teresa Ave.

PRECINCT BOARD

Inspector	Mrs Willma A. Grant	1540 Teresa Ave.
Judge	Mrs Audrey D. Moore	1332 Teresa Ave.
Clerk	Mrs Eula B. Lowery	1536 Teresa Ave.
Clerk	Mrs Arletha P. Bowling	1341 Teresa Ave.

Special Consolidated Election Precinct No. 39 (M74-M75)

Polling Place: L. L. Stroud Garage, 1904 College Ave.

PRECINCT BOARD

Inspector	Mrs Patricia R. Haugen	1906 Winning Ave.
Judge	Mrs Genevieve Johnson	1009 Sansome Ct.
Clerk	Mrs Dorothy B. Machado	2402 Monte Vista Ave.
Clerk	Mrs Barbara E. Lague	920 Whittier Ave.

Special Consolidated Election Precinct No. 40 (M78-M79)

Polling Place: Congregational Church, Orangeburg and College

PRECINCT BOARD

Inspector	Mrs Dolores M. Longbotham	1129 Cornell Ave.
Judge	Mrs Evangelyn M. Presnell	1406 Cherrywood Dr.
Clerk	Mrs Stella J. Scrimsher	1112 Cornell Ave.
Clerk	Mrs Lily M. Lystra	1402 Maplewood Drive

Special Consolidated Election Precinct No. 41 (M80-M81)

Polling Place: Robert Kohler Garage, 1512 Del Monte Ave.

PRECINCT BOARD

Inspector	Mrs Esther Mae Kohler	1505 Roseburg Ave.
Judge	Mrs Mary A. Harmon	1529 Del Monte Ave.
Clerk	Mrs Betty Peek	1501 Roseburg Ave.
Clerk	Mrs Ethel I. Byers	1536 Del Vista Ave.

Special Consolidated Election Precinct No. 42 (M84-M89-M94-M95)

Polling place: C. J. Betty Residence, 300 Ribier Ave.

PRECINCT BOARD

Inspector	Mrs Priscilla Betty	300 Ribier Ave.
Judge	Mrs Gertrude M. Shirley	2413 Jasmin Ave.
Clerk	Mrs Patrecia N. Link	317 Ribier Ave.
Clerk	Mrs Ida Colbert	2401 Jasmin Ave.

Special Consolidated Election Precinct No 43. (M55-M90)

Polling Place: Don L. Tomlins Garage, 1539 Florida Ave.

PRECINCT BOARD

Inspector	Mrs Evelyn Layman	1528 Florida Ave.
Judge	Mrs Mary E. Soderstrom	1335 Magnolia Ave.
Clerk	Mrs Josephine Tomlins	1539 Florida Ave.
Clerk	Mrs Doris I. Bader	1326 Sycamore Ave.

The following places have been by said City Council fixed and designated as and for the holding of said general school election in that portion of the Modesto City School District, which lies outside of the corporate limits of the City of Modesto, and the following named persons have been so designated to act as officers of election for said election within said territory, to-wit:

Special Consolidated Election Precinct No. 44 (Abby-McHenry-Moss)*

Polling Place: A. Scuitto Residence, Rt 6 Box 745, Modesto Coffee and Mable

PRECINCT BOARD

Inspector	Mrs Kathlene Z. Scuitto	Rt 6 Box 745, Modesto
Judge	Mrs Margaret H. Lawrence	Rt 2 Box 845, Modesto
Clerk	Mrs Margaret Howell	Rt 6 Box 770-G, Mod.
Clerk	Mrs Vera M. Heitman	Rt 2 Box 160, Modesto

Special Consolidated Election Precinct No. 45 (Alma-Burbank-Huff)

Polling Place: Burbank-Paradise Fire House, 1307 Beverly Drive

PRECINCT BOARD

Inspector	Mrs Aileen R. Knipper	1528 Picardy Drive
Judge	Mrs Madge A. Hoffner	1308 LombardyDrive
Clerk	Mrs Lillian D. Smith	1629 Vernon Ave.
Clerk	Mrs Louise Brooks	1437 Picardy Drive

Special Consolidated Election Precinct No. 46 (Beard-Fields-Ladd)

Polling Place: Cecil F. Brown Garage, 528 S. Santa Rita

PRECINCT BOARD

Inspector	Mrs Erma Hansbrough	260 S. Santa Rosa Ave.
Judge	Mrs Mary C. Crawford	623 Santa Cruz Ave.
Clerk	Mrs Irene M. Ensley	516 Santa Rita Ave.
Clerk	Mrs Mary C. Biddle	331 S. Santa Cruz Ave.

Special Consolidated Election Precinct No. 47 (Beck-Kent-Joy)

Polling Place: Vanice Kehrer Garage, 1514 Locke Road

PRECINCT BOARD

Inspector	Mrs Vanice Kehrer	1514 Locke Road
Judge	Mrs Rose C. Mowrey	1518 Seenic Drive
Clerk	Mrs Phyllis M. Owen	1704 Irene Ave.
Clerk	Mrs Katherine S. Berg	1523 Queens Ave.

Special Consolidated Election Precinct No. 48 (Benson-Oden-Inez)

Polling Place: J. S. Nunes Garage, 435 Empire Ave.

PRECINCT BOARD

Inspector	Mrs Dorothy Love	1714 Bonnie Brae Ave.
Judge	Mrs Hazel E. Hughes	746 Empire Ave.
Clerk	Mrs Marie J. Nunes	435 Empire Ave.
Clerk	Mrs Hazel E. Rose	743 Thrasher Ave.

Special Consolidated Election Precinct No. 49 (Bill-Paul)

Polling Place: L. E. McSparin Residence, 2306 Carol Ave.

PRECINCT BOARD

Inspector	Mrs Faye A. McSparin	2306 Carol Ave.
Judge	Mrs Ida B. Wilson	2056 Lance Ave.
Clerk	Mrs Frances E. Riley	2249 Carol Ave.
Clerk	Mrs Ila Mae Chirco	2332 Miller Ave.

Special Consolidated Election Precinct No. 50 (Bird-Carmichael-Wood-Don)

Polling Place: L. E. Blum Rumpus Room, 1333 Langdon Ave.

PRECINCT BOARD

Inspector	Mrs Tennys Blum	1333 Langdon Ave.
Judge	Mrs Ellen L. Rettig	1217 Yellowstone Ave.
Clerk	Mrs Doris A. Morgan	1111 Lone Palm Ave.
Clerk	Mrs Edith Kirkpatrick	Modesto State Hospital

Special Consolidated Election Precinct No. 51 (Blum-Jolliff)

Polling Place: R. E. Davison Residence, 612 California Ave.

PRECINCT BOARD

Inspector	Mrs Clasina H. Leer	1229 Houser Lane
Judge	Mrs Katherine J. Nicolai	718 Chicago Ave.
Clerk	Mrs Alice Davison	612 California Ave.
Clerk	Mrs Isabelle E. Fitch	1225 Mayette Ave.

Special Consolidated Election Precinct No. 52 (Bob-Pike-Dix)

Polling Place: Don Basmajian Residence, 1644 Gardenia Road

PRECINCT BOARD

Inspector	Mrs Jean R. Parker	1645 Gardenia Road
Judge	Mrs Mabel Atkinson	1316 El Vecino Ave.
Clerk	Mrs Laura Basmajian	1644 Gardenia Road
Clerk	Mrs Pauline Gendron	912 Carrigan Ave.

Special Consolidated Election Precinct No. 53 (Caswell-Shaw)

Polling Place: Fairview School, Whitmore Ave.

PRECINCT BOARD

Inspector	Mrs Daisy P. Pearson	Rt 4 Box 2430, Modesto
Judge	Mrs Louise I. Emens	1100 Lassen Ave.
Clerk	Mrs Mae McKibben	1500 W. Hatch Road
Clerk	John E. House	1010 Lassen Ave.

Special Consolidated Election Precinct No. 54 (Claus-Rose)

Polling Place: County Auditorium, Center 3, 2115 Scenic Drive

PRECINCT BOARD

Inspector	Mrs Alma C. Snedigar	Rt 1 Box 1336, Modesto
Judge	Mrs Anna C. Kuhlman	1837 Scenic Drive
Clerk	Mrs Norma G. Marxmiller	2001 Scenic Drive
Clerk	Mrs Janice L. Bowen	Rt 6 Box 524, Modesto

Special Consolidated Election Precinct No. 55 (Dawn-High-Palm-Yale)

Polling Place: Ernest Peet Residence, 1236 N. Melrose Ave.

PRECINCT BOARD

Inspector	Mrs Rose C. Baggett	1508 McHenry Ave.
Judge	Mrs Alzada R. Merritt	125 E. Fairmont Ave.
Clerk	Mrs Doris M. Klink	109 Agatha Lane
Clerk	Mrs Dorretta M. Peet	1236 N. Melrose Ave.

Special Consolidated Election Precinct No. 56 (Dora-Laurel Lodge-Spenker)

Polling Place: Hal C. Stotts Residence, Yosemite, between Trask & Riverside, Rt 7 Bx 458

PRECINCT BOARD

Inspector	Mrs Kathryn V. Stotts	Rt 7 Box 458, Modesto
Judge	Mrs Rosamond A. Flygare	Rt 7 Box 497, Modesto
Clerk	Mrs Erwina C. Meyer	Rt 7 Box 463, Modesto
Clerk	Mrs Angela E. Hanson	178 S. Santa Ana Ave.

Special Consolidated Election Precinct No. 57 (Dunn-Fair-Fox)

Polling Place: Industrial Fire House, (No. 2) 830 Pecos Ave.

PRECINCT BOARD

Inspector	Mrs Bertha Anderson	815 River Road
Judge	Mrs Esther Van Valin	1009 River Road
Clerk	Mrs Mary M. Gordin	742 Anthony Ave.
Clerk	Mrs Dorothy C. Price	910 Acacia Ave.

Special Consolidated Election Precinct No. 58 (Earl-Paradise-Fern-Jim)

Polling Place: Joseph E. Carlson Residence, 1901 Michel, off Ohio Ave.

PRECINCT BOARD

Inspector	Mrs Mattie D. Crow	1704 Moser Ave.
Judge	Mrs Ruby K. Ten Brink	1524 Ohio Ave.
Clerk	Mrs Ramona W. Tanner	1764 Carpenter Road
Clerk	Mrs Alene L. Lander	Rt 8 Box 1089, Modesto

Special Consolidated Election Precinct No. 59 (Empire-W. Empire)

Polling Place: Empire Union School, G. Street Empire

PRECINCT BOARD

Inspector	Mrs Loretta E. Hackett	Rt 7 Box 719, Modesto
Judge	Mrs Ollie B. Richmond	P O Box 355, Empire
Clerk	Mrs Ruth Frantz	P O Box 616, Empire
Clerk	Mrs Ellen P. Rash	Rt 7 Box 788-A, Modesto

Special Consolidated Election Precinct No. 60 (Erie-Kerr-Wade)

Polling Place: Housing Authority Building, 1701 Robertson Road

PRECINCT BOARD

Inspector	Mrs Mary L. Vieira	1720 Robertson Road
Judge	Mrs Betty S. Watson	1924 Kenneth Ave.
Clerk	Mrs Bessie N. Roberts	1111 Avalon Ave.
Clerk	Mrs Dorothy M. Gray	1534 Rouse Ave.

Special Consolidated Election Precinct No. 61 (Foit-Judd-Page)

Polling Place: Shackelford School, Crows Landing Road, Between El Paso & School

PRECINCT BOARD

Inspector	Mrs Austrid N. Miller	405 Glacier Ave.
Judge	Mrs Evelyn M. King	1238 Boulder Ave.
Clerk	Mrs Alexandra Robinson	409 W. Hatch Road
Clerk	Mrs Ethel B. Harper	1334 Alamo Ave.

Special Consolidated Election Precinct No. 62 (Ford-Jan)

Polling Place: J. F. Herr Residence, 1219 Gloria Way

PRECINCT BOARD

Inspector	Mrs Dorothy Mae Herr	1219 Gloria Way
Judge	Mrs Loraine Whiting	933 El Vecino Ave.
Clerk	Mrs Dorothy J. Gardner	1240 Kurt Ave.
Clerk	Mrs Caryl V. Roberts	801 Coffee Road

Special Consolidated Election Precinct No. 63 (Franklin-Robertson)

Polling Place: B. F. Pedego Garage, 603 Colorado Ave.

PRECINCT BOARD

Inspector	Mrs Ona B. Simi	1314 South Ave.
Judge	Mrs Edna I. Larsen	1101 Pelton Ave.
Clerk	Mrs Signa Pedego	603 Colorado Ave.
Clerk	Mrs Mary L. Rumsby	902 Colorado Ave.

Special Consolidated Election Precinct No. 64 (Goodwin-Root-W.* Waterford)

Polling place: Heiny's Chicken Kitchen, Miller Ranch, Yosemite Blvd.

PRECINCT BOARD

Inspector	Mrs Ulilla A. Johansen	Rt 1 Box 955, Modesto
Judge	Mrs Jessie L. Emerson	Rt 7 Box 664-B, Modesto
Clerk	Mrs Hedy Harding	Rt 1 Box 1858-D, Modesto
Clerk	Mrs Beverly A. Welch	Rt 1 Box 859, Modesto

Special Consolidated Election Precinct No. 65 (Hart-W. Salida-Tod)

Polling Place: John E. Thurman Residence, Shoemake and Dunn, Rt 5 Box 1049-A

PRECINCT BOARD

Inspector	Mrs Mary G. Forni	Rt 5 Box 1000, Modesto
Judge	Mrs Lucille Wyeth	Rt 3 Box 693, Modesto
Clerk	Mrs Evelene C. Freeman	Rt 5 Box 954, Modesto
Clerk	Mrs Julia Thurman	Rt 5 Box 1049-A, Modesto

Special Consolidated Election Precinct No. 66 (Ivy-Lacy-Webb-Ring)

Polling Place: Industrial Fire House (No. 1), 1829 Crows Landing Rd.

PRECINCT BOARD

Inspector	Mrs Eva Cosby	1704 Eureka Ave.
Judge	Mrs Ollie M. Sherman	1509 Eureka Ave.
Clerk	Mrs Letha M. Thomas	841 Imperial Ave.
Clerk	Mrs Ada L. Barber	1711 Eureka Ave.

Special Consolidated Election Precinct No. 67 (John-Kay-Wynn)

Polling Place: A. G. Turner Residence, 204 Colfax Ave.

PRECINCT BOARD

Inspector	Mrs Jean A. Turner	204 Colfax Ave.
Judge	Mrs Evelyn M.Adams	311 Cloverdale Ave.
Clerk	Mrs Faye E. Scott	130 Colfax Ave.
Clerk	Mrs Ann L. Hagerty	213 Colfax Ave.

Special Consolidated Election Precinct No. 68 (Lynn-Mac-Maze-Pine)

Polling Place: Franklin School, corner of Emerald and Maze

PRECINCT BOARD

Inspector	Mrs Nellie B. Fellows	516 Laurel Ave.
Judge	Mrs Verna M. Menzies	Rt 8 Box 845, Modesto
Clerk	Mrs Henrietta McManis	Rt 5 Box 872, Modesto
Clerk	Mrs Lucie F. Enochs	427 Spruce Ave.

Special Consolidated Election Precinct No. 69 (Nash-Wall)

Polling Place: S. L. Cannon Garage, 2501 Prescott Road

PRECINCT BOARD

Inspector	Mrs Marjorie C. Vent	Rt 3 Box 402, Modesto
Judge	Mrs Bertha Lou Taber	2509 Garvey Ave.
Clerk	Mrs Irene Nichols	1944 Evergreen Ave.
Clerk	Mrs Iola Nighsonger	2512 Garvey Ave.

Special Consolidated Election Precinct No. 70 (Prescott-E.Salida-Ruby)

Polling Place: Andy Wells Residence, Salida Oakdale Highway,1st house west of S.D.A. Church

PRECINCT BOARD

Inspector	John Weertman	Rt 2 Box 1008, Modesto
Judge	Mrs Ann Scheidegger	Rt 2 Box A-33-A, Modesto
Clerk	Mrs Lois V. Radcliffe	Rt 2 Box 932, Modesto
Clerk	Mrs Mae A. Wells	Rt 2 Box 967, Modesto

Special Consolidated Election Precinct No. 71 (Salida 1-2-3)

Polling Place: Fellowship Hall, Broadway Ave, Salida

PRECINCT BOARD

Inspector	Mrs Lois L. Sims	P O Box 153, Salida
Judge	Mrs Jennie Briant	P O Box 464, Salida
Clerk	Mrs Estella B. Dylhoff	Rt 3 Box 635, Modesto
Clerk	Mrs Virginia E. Nelson	P O Box 756, Salida

Special Election Precinct No. 72(Shiloh)

Polling Place: Shiloh School House, Paradise Road

PRECINCT BOARD

Inspector	Mrs Ida M. Sciarini	Rt 8 Box 980, Modesto
Judge	Mrs Marie B. Bizzini	Rt 8 Box 948, Modesto
Clerk	Mrs Nora E. Silva	Rt 8 Box 981, Modesto
Clerk	Mrs Mary A. Silva	Rt 8 Box 942, Modesto

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Special Consolidated Election Precinct No. 73 (Sylvan-Vet-Coffee)

Polling Place: Sylvan Union School, 2908 Coffee Road, North of Floyd

PRECINCT BOARD

Inspector	Mrs Alma G. Drake	Rt 6 Box 1450, Modesto
Judge	Mrs Georgia M. Hansen	308 Rumble Road
Clerk	Mrs Freda M. Sorrentino	Rt 6 Box 580, Modesto
Clerk	Mrs Betty J. Ichord	Rt 6 Box 1550, Modesto

*Only portion of precinct is located in the Modesto City School District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-101

A RESOLUTION APPROVING LETTER AGREEMENT BETWEEN THE CITY OF MODESTO AND SUBDIVIDERS OF BROOKDALE PARK NO 1 SUBDIVISION FOR CONSTRUCTION OF PERIMETER STREET LIGHTS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Letter Agreement between the City of Modesto and subdividers of Brookdale Park No. 1 Subdivision

for the construction of perimeter street lights in Brookdale Park No. 1 Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeing of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-102

A RESOLUTION APPROVING LETTER/AGREEMENT BETWEEN THE CITY OF MODESTO AND SUBDIVIDERS OF BROOKDALE PARK NO. 1 SUBDIVISION FOR THE CONSTRUCTION OF SUBTRUNK SEWER LINE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Letter/Agreement between the City of Modesto and subdividers of Brookdale Park No. 1 Subdivision

for the construction of subtrunk sewer line in Brookdale Park No. 1 Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated City officials be authorized.

The foregoing resolution was introduced at a regular meeing of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-103

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,858 FROM SPECIAL CAPITAL OUTLAY, GENERAL (321-600) TO PERIMETER STREET LIGHTS (503) AND SUBTRUNK AND PERIMETER SEWERS (503) IN BROOKDALE SUBDIVISION NO. 1

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

SPECIAL CAPITAL OUTLAY (321)

FROM:	Special Capital Outlay General Reserve (321-600)	$1,858
TO:	Subtrunks and Perimeter Sewers (503)	1,358
	Perimeter Street Lights (503)	500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-104

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $15,075 TO COVER SALARY INCREASES

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

SERVICE WORKING CAPITAL (512)

FROM:	Appropriated Reserve (600)	$407
	Compensation Ins. (411)	100
TO:	Salaries and wages, Reg. (110)	200
	OASDI Contribution (424)	260
	Group Health Ins. (426)	47

GENERAL FUND (101)

FROM:	General Reserve (600)	$1,405
	Various Accounts (Attached list)	13,163
TO:	Various Accounts (Attached list)	14,568

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of March, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

SALARIES AND WAGES
Budget Adjustments

General Fund

Department	Account No.		Budget Adjustment
FROM:			
City Attorney	110		$ 736
Personnel	110		89
Fire	110		737
Police	110		2,891
Disaster & Civil Defense	110		111
Parks & Recreation			
Maddux Youth Center	110		16
Dryden Park Muni. Golf Course	110		793
Public Works			
Engineering & Administration	110		4,993
Inspection	110		2,[illegible]
Airport	110		877
Recreation	110		136
			[illegible]
			$13,163
TO:			
City Manager	110		$ 1,091
City Clerk	110		92
" "	121	(E. H. Elec.)	25
Finance, Accounting & Purchasing	110		890
" " "	120		175
" " "	130		90
Finance, Central Office Services	110		262
" " " "	120		75
" " " "	130		85
Personnel	120		15
Planning	110		457
City Hall Building	110		239
" " "	120		75
Fire	130		80
Parks & Recreation:			
Parks	110		2,535
Community Service Center	110		775
9-Hole Golf Course	110		203
Dryden Muni. Golf Course	130		60
Public Works:			
Water	110		37
Streets	110		1,325
"	130		35
Sewers	110		482
"	110	(Utility Crew)	400
Sewage Disposal	110		751
Garden Refuse	110		1,920
" "	130		80
Parking & Traffic (General)	110		3,059
			$14,568

MODESTO CITY COUNCIL
RESOLUTION NO. 61-105

A RESOLUTION RESCINDING RESOLUTIONS NO. 61-65 AND NO. 61-66 SETTING THE TIME AND PLACE FOR PUBLIC HEARINGS BEFORE THE COUNCIL OF THE CITY OF MODESTO ON PROPOSED AMENDMENTS TO SECTIONS 16 AND 19 OF THE ZONING MAP (LOWE; OVERHOLTZER AND MAY)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Resolution No. 65, entitled "A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19 OF THE ZONING MAP (LOWE)", and Resolution No. 61-66, entitled "A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16 OF THE ZONING MAP (OVERHOLTZER AND MAY)", be and they 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 March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-106

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19 OF THE ZONING MAP (LOWE)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 7, 1961, in the Council Chamber for the purpose of considering an amendment to Section 19 of the Zoning Map to reclassify from Residential-Agricultural Zone, R-A, to Planned-Development Zone, P-D,

the following described property:

Beginning at a point on the East line of Carver Road and the center line of Roseburg Avenue; thence South 0° 01' 30" West along the East line of said Carver Road, 848.46 feet to the Southwest corner of property conveyed to P. L. Milani, et ux, by Deed dated April 15, 1942; thence along a Southerly and Westerly boundary of said Milani property the following three courses and distances: South 88° 59' 50" East 166.83 feet; South 0° 01' 30" West 149.02 feet; South 89° 04' 50" East 224.02 feet; thence North 0° 01' 50" East 995.70 feet to the center line of said Roseburg Avenue; thence North 88° 47' West along the center line of said Roseburg Avenue 390.98 feet to the point of beginning;

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 678 recommending to the Council that rezoning of the area as requested was 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 be set for 4:35 P.M., Monday, March 20, 1961, in the Council Chamber of the City of Modesto 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 6 day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-107

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16 OF THE ZONING MAP (OVERHOLTZER AND MAY)

WHEREAS, the Modesto City Planning Commission held a public hearing on February 7, 1961, in the Council Chambers for the purpose of considering an amendment to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, all that portion of Lots 7 and 8 of the Pomona Villa Tract more particularly described as follows:

> Commencing at the west quarter corner of Section 16; thence South 89° 37' 17" East along the east-west quarter section line of said Section 16 a distance of 25.00 feet to the east right-of-way line of McHenry Avenue and the true point of beginning of this description; thence continuing South 89° 37' 17" East along said quarter section line a distance of 632.92 feet; thence South 0° 49' 10" East along the west boundary line and its northerly prolongation of the Village Park Tract as recorded April 15, 1960, in Volume 19 of Maps at Page 38, Stanislaus County Records a distance of 634.82 feet to the north right-of-way line of Tokay Avenue, being a 50-foot right-of-way as shown on said Pomona Villa Tract Map; thence North 89° 36' 55" West along said north right-of-way line a distance of 303.19 feet; thence North 0° 47' 40" West parallel to McHenry Avenue a distance of 330.00 feet; thence North 89° 36' 55" West parallel to Tokay Avenue a distance of 330.00 feet to the east right-of-way line of McHenry Avenue; thence North 0° 47' 40" West along said east right-of-way line a distance of 304.74 feet to the point of beginning;

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 679 recommending to the Council that rezoning of the area as requested was 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 be set for 4:40 P.M., Monday, March 20, 1961, in the Council Chambers of the

City of Modesto 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 March, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-108

A RESOLUTION APPOINTING ALAN E. FREEBORN A MEMBER OF THE MODESTO CITY PLANNING COMMISSION

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to various Boards and Commissions, and

WHEREAS, Peter W. Johansen, a member of the Modesto City Planning Commission, resigned on February 8, 1961,

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 Modesto City Planning Commission for the respective term as indicated:

Alan E. Freeborn for a term expiring January 1, 1964.

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

The foregoing resolution was introduced on the 6th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-109

A RESOLUTION ACCEPTING THE BID OF $4,866 FROM COLLINS ELECTRICAL COMPANY FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT TWELFTH, NEEDHAM, VIRGINIA AND N STREETS

WHEREAS, Resolution No. 61-47, adopted by the Council of the City of Modesto on February 8, 1961, approved the plans and specifications for the construction of traffic signals and street lighting at Twelfth, Needham, Virginia and N Streets and authorized the calling for bids, and

WHEREAS, the bids received for the construction of traffic signals and street lighting at Twelfth, Needham, Virginia and N Streets were opened at 2 P.M. on March 7, 1961 and later tabulated by the Parking and Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Collins Electrical Company in the sum of $4,866 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Collins Electrical Company in the sum of $4,866 be accepted and the execution of a contract for the completion of the project by the City's 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 March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-110

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN VILLAGE MANOR NO. 1 SUBDIVISION

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

Section 1. The plans and specifications for installation of water mains in Village Manor No. 1 Subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 30, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-111

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF COMFORT STATIONS AT LEGION AND KEWIN PARKS

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

Section 1. The plans and specifications for construction of comfort stations at Legion and Kewin Parks

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on March 30, 1961 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 13th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

RESOLUTION NO. 61-112

A RESOLUTION APPROVING THE FINAL MAP OF THE VILLAGE MANOR UNIT NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JOHN H. and DOLORES IRENE KIRKPATRICK, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.28 acres, known as the VILLAGE MANOR UNIT NO. 1,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 14th day of June, 1960, 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 VILLAGE MANOR UNIT NO. 1 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 that said final map of the VILLAGE MANOR UNIT NO. 1 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 Fifteen and 23/100ths ($2,315.23) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu thereof, have posted a cash deposit with the City Clerk in the sum of Twenty Thousand and no/100ths ($20,000.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-113

A RESOLUTION AUTHORIZING THE RELEASE OF CONTRACT BOND TO LANCE E. AND CARROL L. ELLIS FILED TO GUARANTEE IMPROVEMENTS IN PARK MANOR NO. 2B SUBDIVISION

WHEREAS, Lance E. Ellis and Carrol L. Ellis, Subdividers of Park Manor No. 2B Subdivision, have filed with the City of Modesto a contract bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision and has recommended the release of the contract bond.

NOW, THEREFORE, BE IT RESOLVED that the Great American Insurance Company Contract Bond No. 8058215 in the sum of $19,000 and $500 cash deposit filed by Lance E. Ellis and Carrol L. Ellis to guarantee the improvements in Park Manor No. 2B Subdivision, be and they are hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of March, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-114

A RESOLUTION GRANTING A PERMIT TO THE MODESTO COUNCIL OF CHURCHES TO HANG A BANNER ACROSS 10TH STREET BETWEEN "I" AND "J" STREETS

WHEREAS, the Modesto Council of Churches has filed a request with the Council for permission to hang a banner across 10th Street between "I" and "J" Streets, from April 16 to April 25, 1961, in connection with the Bryan Green Mission to Modesto,

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

SECTION 1. A permit is hereby granted to said applicant to hang a banner across 10th Street between "I" and "J" Streets, from April 16 to April 25, 1961, in connection with the Bryan Green Mission to Modesto, subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-115

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR EXTENSION OF WATER MAIN IN WHITMORE ROAD

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

Section 1. The plans and specifications for extension of water main in Whitmore Road

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 6, 1961 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 March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-116

A RESOLUTION ACCEPTING THE BID OF $4,177.05 FROM GEORGE REED FOR RECONSTRUCTION OF DRIVEWAYS ON McHENRY AVENUE

WHEREAS, Resolution No. 61-63, adopted by the Council of the City of Modesto on February 15, 1961, approved the plans and specifications for the reconstruction of driveways on McHenry Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the reconstruction of driveways on McHenry Avenue were opened at 2:00 P.M. February 27, 1961 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 in the sum of $4,177.05, contingent upon receipt of funds from the State of California, Division of Highways, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the sum of $4,177.05, contingent upon receipt of funds from the State of California, Division of Highways, be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-117

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN AULSTON MANOR NO. 2 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-82, on March 1, 1961, approving the plans and specifications for installation of water mains in Aulston Manor Unit No. 2 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 16th day of March, 1961, 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

WEREAS, 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 Calaveras Plumbing & Heating Company, in the sum of $1,901.20, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,673.93, thus effecting a savings to the taxpayers of approximately $227.27, 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 20th day of March, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-118

A RESOLUTION ACCEPTING THE BID OF $8,623 FROM GEORGE REED FOR CONSTRUCTION OF SANITARY SEWER SUBTRUNK EXTENSION IN SKYLANE PARK NO. 1 SUBDIVISION

WHEREAS, Resolution No. 61-80, adopted by the Council of the City of Modesto on March 1, 1961, approved the plans and specifications for the construction of sanitary sewer subtrunk extension in Skylane Park No. 1 Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the construction of sanitary sewer subtrunk extension in Skylane Park No. 1 were opened at 2:00 P.M. March 16, 1961 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 in the sum of $8,623.

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the sum of $8,623.
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-119

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN SKYLANE PARK NO. 1 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-94, on March 6, 1961, approving the plans and specifications for installation of water mains in Skylane Park No. 1 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 16th day of March, 1961, 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

WEREAS, 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 Calaveras Plumbing & Heating Company, in the sum of $3,120.60, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $2,648.06, thus effecting a savings to the taxpayers of approximately $472.54, 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 20th day of March, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-120

A RESOLUTION GRANTING AN UNCLASSIFIED USE PERMIT TO NED K. RYDER FOR A PUTT PUTT GOLF COURSE ON THE EAST SIDE OF McHENRY AVENUE SOUTH OF FLOYD AVENUE

WHEREAS, a verified application for the granting of an unclassified use permit to establish a putt putt golf course on the east side of McHenry Avenue south of Floyd Avenue was filed by Ned K. Ryder on February 9, 1961, and

WHEREAS, said application was set for public hearing before the Planning Commission in the Council Chambers located in the City Hall Building, 801 11th Street, in the City of Modesto at 2:05 P.M. on February 21, 1961, 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 Planning Commission adopted Resolution No. 685 recommending to the Council that an unclassified use permit be granted in accordance with the provisions of said resolution, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chambers located in the City Hall Building at 801 11th Street in the City of Modesto, at 4:30 P.M. on March 20, 1961, 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 to Ned K. Ryder for a putt putt golf course on the south 200 feet and the west 295 feet of lot 11 of Coffee Colony located on the east side of McHenry Avenue south of Floyd Avenue in accordance with the plan titled, "Putt-Putt Golf Course - Plot Plan", dated February 9, 1961 on file in the office of the Planning Director, be approved subject to the following conditions:

1. That curbs, gutters and sidewalks be installed along the McHenry Avenue frontage within 24 months after the granting of the permit or by the time the golf course is completed, whichever is the earlier date;

2. That the off-street parking area be developed and maintained as required by Section 10-2.1807 of the Municipal Code;

3. That the undeveloped portion of the property will be reserved for additional parking if necessary for a period of not less than one year from the date of beginning operation of the golf course. If additional parking is determined to be necessary during such year by the Planning Director, such additional parking shall be provided on the reserved land and such additional parking area shall be improved and maintained as provided in Section 10-2.1807 of the Municipal Code;

4. That a corporate surety bond in the amount of $2,000 shall be filed with the City Clerk within 5 days after approval of the unclassified use permit by the City Council, said bond to guarantee the faithful performance of the provisions of the resolution adopted by the Council.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that an unclassified use permit be granted to Ned K. Ryder for a putt putt golf course on the south 200 feet and the west 295 feet of lot 11 of Coffee Colony located on the east side of McHenry Avenue south of Floyd Avenue in accordance with the plan titled, "Putt-Putt Golf Course - Plot Plan", dated February 9, 1961 on file in the office of the Planning Director, subject to the aforementioned conditions.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-121

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(1). (LOWE)

WHEREAS, a verified application for an amendment to Section 19 of the Zoning Map was filed by Poy Tim Lowe, Alice Ming Lowe, and Gong Wai Lowe on December 30, 1960, to reclassify from Residential-Agricultural Zone, R-A, to Planned-Development Zone, P-D, the following described property:

> Beginning at a point on the East line of Carver Road and the center line of Roseburg Avenue; thence South 0° 01' 30" West along the East line of said Carver Road, 848.46 feet to the Southwest corner of property conveyed to P. L. Milani, et ux, by Deed dated April 15, 1942; thence along a Southerly and Westerly boundary of said Milani property the following three courses and distances: South 88° 59' 50" East 166.83 feet; South 0° 01' 30" West 149.02 feet; South 89° 04' 50" East 224.02 feet; thence North 0° 01' 50" East 995.70 feet to the center line of said Roseburg Avenue; thence North 88° 47' West along the center line of said Roseburg Avenue 390.98 feet to the point of beginning, and

WHEREAS, after public hearing held on February 7, 1961, 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 General Plan shows a need for a shopping center in the general vicinity and the property requested for rezoning is the only parcel large enough in the area for the proposed use;

2. Surrounding properties to the south and west are occupied by a mixture of commercial, residential, and industrial uses and rezoning to Planned Development would give the City control over structures and uses to eliminate those which would be detrimental to the existing land use pattern;

3. The plan and development schedule submitted will insure improvement of the property in reasonable compatibility with existing and potential uses of the area and will provide adequate protection for traffic on surrounding streets, and

WHEREAS, after a public hearing held on March 20, 1961, the Council found and determined that the application of Poy Tim Lowe, Alice Ming Lowe and Gong Wai Lowe 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. 446 -C.S. on the 20th day of March, 1961, reclassifying the above-described property from Residential-Agricultural Zone, R-A, to Planned-Development Zone, P-D(1),

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(1), is hereby approved in accordance with the plan titled "Development Plan-Plot Plan" dated November 29, 1960, as amended, said plan being on file in the office of the Planning Director.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(1):

PHASE I

Phase I shall include the construction of the market building, the surfacing of the necessary parking area, curbs and gutters and sidewalks on Roseburg, leveling of the entire property and the planting of landscaping screenery.

The applicant shall begin Phase I promptly after the securing of the necessary zoning and shall in any event commence construction and improvement on the premises on or before the expiration of eighteen (18) months after the granting of the necessary zoning.

PHASE II

Phase II shall include the construction of a northern wing and the necessary revamping of any of the previous improvements in order to accommodate Phase II and to erect the fence along the eastern property line.

The applicant shall commence construction on Phase II as soon as possible and in any event on or before five (5) years after the date of the granting of the necessary zoning with completion scheduled one year thereafter.

PHASE III

Phase III shall include the building of the southern wing and all curbing, gutters and sidewalks on Carver Road.

It shall be commenced within ten (10) years from the date of the granting of the necessary zoning and shall be completed no later than eighteen (18) months thereafter.

PHASE IV

The entire project shall be completed on or before the expiration of eleven and one-half (11½) years after the granting of the necessary zoning. It is understood, however, that the applicant has the right to commence and complete all phases in a shorter length of time.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan which involve uses shall be made in accordance with the procedure set forth in Article 21

of Title X of the Modesto Municipal Code for an unclassified use permit. Any changes in the development plan which do not involve uses shall be reviewed by the Board of Zoning Adjustment and such changes, if approved, shall be made in accordance with the procedure set forth in Article 20 of Title X of the Modesto Municipal Code for a conditional use permit.

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(1) 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 March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Martin, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-122

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTING AT COFFEE-FAIRMONT AND TUOLUMNE-PARADISE INTERSECTIONS BY INDUSTRIAL ELECTRICAL COMPANY; AUTHORIZING RECORDATION OF NOTICE OF COMPLETION WITH THE COUNTY RECORDER AND PAYMENT OF AMOUNTS DUE

WHEREAS, a report has been filed by the Director of Parking & Traffic that the construction of traffic signals and street lighting at Coffee-Fairmont and Tuolumne-Paradise intersections

has been completed by Industrial Electrical Company

in accordance with the contract agreement dated November 2, 1960.

NOW, THEREFORE, BE IT RESOLVED that the construction of traffic signals and street lighting at Coffee-Fairmont and Tuolumne-Paradise 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, 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 March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-123

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (DEETER ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 442 -C.S., adopted on March 1, 1961, and

WHEREAS, said territory officially became a part of the City on March 6, 1961, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District:

All that real property in the State of California, County of Stanislaus, Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being portions of Lots 3, 4, 5, 6, 9, 10, 11, 15, 16, 17, and 18 of the COFFEE COLONY as per map filed January 13, 1906 in Volume 2 of Maps, Page 22, Stanislaus County Records, described as follows:

Beginning at a point on the existing corporate city limits, said point being the Southeastern corner of the Y.M.C.A. Addition as per description filed March 29, 1960, as Instrument 9056, Stanislaus County Records, said point being on the Northern line of the Northeast Addition as per description filed January 31, 1958 as Instrument 2427, Stanislaus County Records, said point also being on the Southern line of a 40

foot public road known as Floyd Avenue; thence along the existing city limits and the Eastern line of said Y.M.C.A. Addition, North 00° 38' West, 680.00 feet to the Southern line of a 40 foot public road known as Kavanagh Avenue as shown on the map of the Harte Tract as filed June 15, 1950 in Volume 17 of Maps, Page 4, Stanislaus County Records; thence along the Southern line of said Kavanagh Avenue and the Southern line of said Harte Tract, South 89° 26' East, 1584.00 feet to the Southeastern corner of said Harte Tract; thence along the Eastern line of said Harte Tract, North 00° 38' West, 44.01 feet to the Southwestern corner of Norton Gardens subdivision as filed August 12, 1958 in Volume 19 of Maps, Page 5, Stanislaus County Records; thence along the Southern line of said Norton Gardens, South 89° 26' East, 151.00 feet to a point on the existing Corporate City Limits as established by the Sherwood Manor Addition as per description filed July 15, 1959 as Instrument 20526, Stanislaus County Records; thence along the Western line of said Sherwood Manor Addition the following bearings and distances: South 1° 54' 40" East, 358.71 feet; South 89° 26' East, 6.00 feet; South 0° 38' East, 365.00 feet, to the Southern line of said Floyd Avenue and the existing Corporate City Limits as established by said Northeast Addition; thence along said Southern line of Floyd Avenue and the existing city limits, North 89° 26' West, 1749.00 feet to the point of beginning, containing 27.355 acres, more or less.

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 20th day of March, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-124

A RESOLUTION APPROVING THE FINAL MAP OF THE PARK MANOR NO. 3A SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, LANCE E. ELLIS and CAROL L. ELLIS, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.54 acres, known as the PARK MANOR NO. 3A SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 1st day of March, 1960, 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 PARK MANOR NO. 3A 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 that said final map of the PARK MANOR NO. 3A 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 Twenty-Five and 70/100ths ($825.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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-Five Thousand and no/100ths ($35,000.00) 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 20th day of March, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL

RESOLUTION NO. 61-125

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD C. SMITH AND GRACE A. SMITH FOR WIDENING OF TULLY ROAD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Richard C. Smith and Grace A. Smith for widening of Tully Road

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 the City Clerk be authorized to record said Right of Way Agreement 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 20th day of March, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-126

A RESOLUTION REFERRING THE APPLICATION OF LLOYD OVERHOLTZER AND E. GRAHAM MAY TO RECLASSIFY FROM SINGLE-FAMILY ZONE, R-1, TO PLANNED-DEVELOPMENT ZONE, P-D, LOTS 7 AND 8 OF THE POMONA VILLA TRACT LOCATED AT THE NORTHEAST CORNER OF TOKAY AND McHENRY AVENUES BACK TO THE MODESTO CITY PLANNING COMMISSION

WHEREAS, the Council of the City of Modesto held a public hearing at 4:40 P.M., March 20, 1961, on the application of Lloyd Overholtzer and E. Graham May to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, lots 7 and 8 of the Pomona Villa Tract located at the northeast corner of Tokay and McHenry Avenues, and

WHEREAS, the Council, after hearing both documentary and oral evidence, withheld its decision until a further report could be submitted by the Modesto City Planning Commission on the requested rezoning of the aforementioned property,

NOW, THEREFORE, BE IT RESOLVED that the application of Lloyd Overholtzer and E. Graham May to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, lots 7 and 8 of the Pomona Villa Tract located at the northeast corner of Tokay and McHenry Avenues be referred back to the Modesto City Planning Commission for a further report which considers the two following matters:

(a) What is the impact of the Planning Commissions's recommendation with respect to subject rezoning on the proposed land uses for McHenry Avenue within the city north of Briggsmore - Northern Boulevard, and

(b) What is the recommendation of the Planning Commission with respect to the policy to be applied in connection with the land use of property abutting major city streets, particularly as the matter involves a strip of commercial zoning?

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of March, 1961, by Mayor Hammond, who moved its adoption, which motion being duly seconded by Councilman Martin, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-127

A RESOLUTION GRANTING A PERMIT TO SALVATION ARMY TO DISPLAY BANNERS ACROSS CITY STREETS DURING SALVATION ARMY WEEK MAY 21 TO MAY 28, 1961

WHEREAS, Lieutenant James F. Schaal, Commanding Officer of the Salvation Army, has filed a request with the Council for permission to display banners across city streets in the downtown district to publicize Salvation Army Week for the period May 21 to May 28, 1961.

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

SECTION 1. A permit is hereby granted to said applicant to display banners across city streets in the downtown district for the period May 21 to May 28, 1961, to publicize Salvation Army Week at locations to be worked out with the approval of the City staff so that the banners will not interfere with the California Relay Banners, subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

Proper arrangements shall be cleared by the Permittee through the appropriate City departments.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-128

A RESOLUTION GRANTING A PERMIT TO THE CALIFORNIA FRYERS FESTIVAL COMMITTEE FOR USE OF LEGION PARK ON JUNE 17, 1961 FOR ITS ANNUAL FESTIVAL

WHEREAS, the California Fryers Festival Committee has filed a request with the Council for permission to use Legion Park on June 17, 1961 for its annual festival.

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

SECTION 1. A permit is hereby granted to said applicant to use Legion Park on June 17, 1961 for its annual festival

subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee shall take out and maintain during the life of this permit such public liability and property damage insurance as shall protect it, and any person performing work under this permit, for claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise out of the exercise of the rights granted by this permit, whether by itself, or by

any subcontractor, or by anyone directly or indirectly employed by either of them, and the amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One hundred thousand and no/100ths ($100,000) Dollars for injuries, including accidental death, to any one person; and, subject to the same limit for each person, in an amount not less than Three hundred thousand and no/100ths ($300,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Ten thousand and no/100ths ($10,000) Dollars.

Permittee shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely non-cancellable for a period of not less than five (5) days after notice to the City.

Permittee shall assume the responsibilities for cleaning the facility after its use.

Proper arrangements shall be cleared by the Permittee through the appropriate City departments.

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 a certificate of insurance as required by this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance and certificate is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 19 61, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-129

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN VILLAGE MANOR NO. 1 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-110, on March 13, 1961, approving the plans and specifications for installation of water mains in Village Manor No. 1 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 30th day of March, 1961, 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

WEREAS, 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 Conlin & Judd, in the sum of $3,230.20, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,148., thus effecting a savings to the taxpayers of approximately $2,082.20, 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 3rd day of April, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-130

A RESOLUTION ACCEPTING THE BID OF B. B. FORD IN THE SUM OF $16,460 FOR CONSTRUCTION OF COMFORT STATIONS AT LEGION AND KEWIN PARKS

WHEREAS, Resolution No. 61-111, adopted by the Council of the City of Modesto on March 13, 1961, approved the plans and specifications for the construction of comfort stations at Legion and Kewin Parks and authorized the calling for bids, and

WHEREAS, the bids received for the construction of comfort stations at Legion and Kewin Parks were opened at 2:15 P.M. March 30, 1961 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. B. Ford in the sum of $16,460

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of B. B. Ford in the sum of $16,460 be accepted and the execution of a contract for the completion of the project by the City's 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 April, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-131

A RESOLUTION ACCEPTING THE BID OF $4,542.34 FROM CONLIN AND JUDD FOR CONSTRUCTION OF 10TH AND H STREET PARKING LOT

WHEREAS, Resolution No. 61-81, adopted by the Council of the City of Modesto on March 1, 1961, approved the plans and specifications for the construction of 10th and H Street parking lot and authorized the calling for bids, and

WHEREAS, the bids received for the construction of 10th and H Street parking lot were opened at 2 P.M. March 17, 1961 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 Conlin and Judd in the sum of $4,542.34

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Conlin and Judd in the sum of $4,542.34 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 April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-132

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING RADIO EQUIPMENT

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

Section 1. The plans and specifications for furnishing radio equipment

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 18, 1961 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 3rd day of April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Knoles, Johansen, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 133

A RESOLUTION AMENDING PERSONNEL RULES, SECTION 13.3 RELATING TO HOLIDAYS, AND SECTION 13.4 RELATING TO VACATIONS

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 the 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 of the Personnel Rules and Regulations, relating to paid holidays for City employees, and Section 13.4 of the Personnel Rules and Regulations, relating to paid vacation leave for City employees, be amended as hereinafter set forth, and

WHEREAS, the City Manager has reviewed the proposed amendments to the Personnel Rules and Regulations as recommended by the Personnel Commission, and

WHEREAS, the Council has reviewed said amendments to the Personnel Rules and Regulations 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 of the Personnel Rules and Regulations be amended to read as follows:

13.3 Holidays

The City normally observes the following as paid holidays: January 1, February 22, May 30, July 4, the first Monday in September, November 11, Thanksgiving Day, December 25, and from 12:00 noon to 3:00 p.m. on Good Friday. Any employee

who is required to work on a holiday shall receive one day overtime credit. When a holiday falls on Sunday, the following Monday will be observed instead. Employees whose regular days off are other than Saturday and Sunday shall be entitled to the same number of paid holidays per year as are those whose regular days off are Saturday and Sunday.

SECTION 2. That Section 13.4 of the Personnel Rules and Regulations be amended to read as follows:

13.4 Vacations

(a) Vacation leave credit shall be accrued for employees according to the following schedule:

Calendar Year of Continuous Service After Hire Date	WORK DAYS For Employees Except Uniformed Fire Personnel		CALENDAR DAYS For Uniformed Fire Personnel	
	Earned Annually	Accrual Per Month	Earned Annually	Accrual Per Month
During 1st	5	5/12	7	7/12
During 2nd through 5th	10	10/12	14	14/12 or 1 2/12
During 6th	11	11/12	15	15/12 or 1 3/12
During 7th	12	1	16	16/12 or 1 4/12
During 8th	13	13/12 or 1 1/12	17	17/12 or 1 5/12
During 9th	14	14/12 or 1 2/12	18	18/12 or 1 6/12
During 10th through 19th	15	15/12 or 1 3/12	21	21/12 or 1 9/12
During 20th and thereafter	20	20/12 or 1 8/12	28	28/12 or 2 4/12

(b) Vacation credit allowance will be accrued by each City employee from the date of his employment; however, no vacation credit will be considered earned until after one year of continuous service. Employees who terminate with less than one year of service will not be eligible for regular vacation benefits.

(c) During the first 2 years of employment an employee may use only the amount of vacation leave accrued at the time vacation begins. During the third and subsequent calendar years, for scheduling purposes, annual vacation accrual may be credited at January 1st and may be used during the year although all of such leave may not be earned at the time vacation begins.

(d) Part-time employees working half-time or more shall be eligible for proportional vacation leave benefits.

(e) If a paid holiday falls during an employee's vacation, it shall not be charged against vacation leave.

(f) Vacations shall be scheduled by the department head, with due regard for the wishes of the employee and with particular regard for the needs of the City.

(g) After one year of service, each employee will be expected to take during each year the vacation to which he is entitled. Accumulation of unused vacation leave shall not exceed twice the employee's annual allowance.

(h) In the event of termination of City employment of any person who has taken vacation leave prior to the time all of said vacation leave is earned, said employee shall be required to make restitution to the City for that portion of said vacation leave taken, but remaining unearned on the date of termination of his employment. Employees separating from the City service after one year of continuous service shall be paid for unused vacation leave credit.

SECTION 3. This resolution shall be effective on and after January 1, 1961, except that:

(a) Lincoln's Birthday, February 12, shall be considered a paid holiday for the year of 1961 only and

(b) Any employee hired and beginning work prior to April 1, 1961, shall be granted two week's vacation after one year of service, in accordance with the rule in effect at the time he was being recruited.

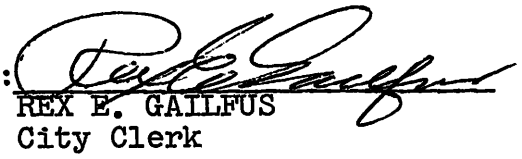
The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by Councilman Martin, who

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

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: 

REX E. GAILFUS
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 134

A RESOLUTION ESTABLISHING A RENTAL SCHEDULE AND OPERATING POLICY FOR THE MODESTO COMMUNITY SERVICE CENTER.

WHEREAS, the Modesto Community Service Center has been established in the Old John Muir School building at 800 East Morris Avenue, and

WHEREAS, a need for a service center has been shown by the interest of individuals and organizations in the development of the building for community uses, and

WHEREAS, the City Council has directed that the Modesto Community Service Center be established to provide office and meeting space primarily for public and quasi-public organizations and groups, and

WHEREAS, the City Council has further directed that the fees to be charged for space in the Modesto Community Service Center shall be established at a level that will produce revenue sufficient to reimburse the City for that portion of the renovation which is done by the City and to make the operation of the building essentially self-supporting,

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

SECTION 1. RENTAL FEES. The rental fees to be charged for the space in the Modesto Community Service Center shall be as follows:

(1) A room approximately 20 x 35 feet:

Mornings to 12 o'clock noon	$ 5.00 each use
Afternoons to 5 o'clock p.m.	5.00 each use
Evenings to 12 o'clock midnight	5.00 each use
2 hours or less before 5 o'clock p.m. (minimum 1 hour)	1.75 per hour
Regularly recurring (weekly - 4 uses)	15.00 per month
Regular full-time use (lower floor)	60.00 per month
Regular full-time use (upper floor)	55.00 per month

(2) A room approximately 20 x 20 feet:

Single meeting	$ 3.00 each use
Regularly recurring (weekly)	10.00 per month
Regularly recurring (semi-monthly)	5.00 per month
Regular full-time use (lower floor)	30.00 per month
Regular full-time use (upper floor)	25.00 per month

(3) Auditorium, approximately 35 x 60 feet:

Weekdays:

Mornings to 11:30 o'clock a.m.	$ 7.50 each use
Afternoons to 5 o'clock p.m.	7.50 each use
Evenings to 12 o'clock midnight	15.00 each use
Regularly recurring, mornings or afternoons (weekly - 4 uses)	25.00 per month
Regularly recurring, evenings (weekly - 4 uses)	40.00 per month
Regularly recurring, evenings (semi-monthly)	25.00 per month
2 hours or less before 5 o'clock p.m. (minimum 1 hour)	2.50 per hour

Weekends:

Single meeting (morning, afternoon, or evening)	$15.00 each use
Regularly recurring (weekly - 4 uses)	40.00 per month
Regularly recurring (semi-monthly)	25.00 per month

(4) Kitchen

For coffee and snack preparation	$ 2.50 each use
For luncheon or dinner preparation	5.00 each use
Cleaning fee (except dishes) (User may, subject to City approval, furnish own cleaning service in lieu of cleaning fee.)	2.50 each use

SECTION 2. VARIATIONS IN FEE SCHEDULES. The City Manager may be authorized to grant appropriate variations in the above stated fee schedules for long term leases or when other special circumstances justify special rates.

SECTION 3. MAINTENANCE. The City shall furnish general building and yard maintenance, water, electricity, heat, sewer service, facilities for refuse disposal, and janitorial service for the public spaces, including halls, public lavatories and public meeting spaces, with regular occupants providing other utilities and janitorial services required within the space occupied by them, provided that the City may, at its option, furnish janitorial service within rented spaces for a charge sufficient to cover the cost thereof.

SECTION 4. ALTERATION AND RENOVATION. Plans for the alteration and renovation of the spaces for the specific use of groups or organizations shall be subject to the prior approval of the City Manager and shall be accomplished at the expense of the tenant.

The value of the said alterations and renovations shall be reported to the City Manager upon completion thereof.

SECTION 5. MANAGEMENT. The general management of the Modesto Community Service Center shall be under the direction of the City Manager, or his designated representative, who shall administer the use and rental of the building for meeting and office space primarily for public and quasi-public groups and organizations of the community at fees and rental rates as set forth herein.

SECTION 6. REPEALS. Resolution No. 56-392 adopted by the Council on September 19, 1956, 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 April, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 135

A RESOLUTION AUTHORIZING AN APPLICATION FOR STATE AID FOR CONSTRUCTION OF RAILROAD CROSSING PROTECTIONS AT SOUTHERN PACIFIC RAILROAD CROSSING NUMBER B-112.8 AND K STREET; B-113.0 AND I STREET; B-113.1 AND H STREET; AND B-113.2 AND G STREET.

WHEREAS, the State of California, under Chapter 1739, Statutes of 1953, has appropriated funds for allotment to counties and cities so that they may engage in the construction of railroad grade crossing protection, and

WHEREAS, the City desires to apply for an allotment of State aid for the construction of protection for railroad grade crossings, and

WHEREAS, an application to the Public Utilities Commission of the State of California has been prepared and presented to this Legislative Body for consideration, and

WHEREAS, the City of Modesto has made provision for paying that portion of the costs of the projects not requested as an allotment for the State,

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto submit the aforesaid application for State aid for construction of railroad grade crossings protection to the Public Utilities Commission requesting an allotment of One Thousand Five Hundred and no/100ths ($1,500.00) Dollars, or of an allotment of such amount as may be alloted by the Public Utilities Commission.

BE IT FURTHER RESOLVED that the City of Modesto hereby certifies the total estimate of cost to be paid for the construction of protection for railroad crossing No. B-112.8 and K Street; B-113.0 and I Street; B-113.1 and H Street; and B-113.2 and G Street, which the City of Modesto is making under said act is Three Thousand and no/100ths ($3,000.00) Dollars.

BE IT FURTHER RESOLVED that for the purpose of this request, Don D. Hammond, Mayor of the City of Modesto, 801 11th Street, Modesto, California, be, and he is hereby designated as the authorized agent of the City of Modesto, and is hereby authorized and directed to sign the herein mentioned application of the

City of Modesto, and to submit the same to the Public Utilities Commission, together with a certified statement of the total estimated cost to be paid for construction of the project herein mentioned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-136

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED BY JOHN AND BERNICE QUARESMA TO GUARANTEE IMPROVEMENTS IN QUARESMA HOMES UNIT NO. 1 SUBDIVISION

WHEREAS, John Quaresma and Bernice Quaresma, Subdividers of Quaresma Homes Unit No. 1 Subdivision, have filed with the City of Modesto a subdivision bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the subdivision bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the General Insurance Company of America Subdivision Bond No. 354313 in the sum of $67,000 filed by John and Bernice Quaresma to guarantee the improvements in Quaresma Homes Unit No. 1 Subdivision be released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-137

A RESOLUTION APPROVING THE FINAL MAP OF THE MONTGOMERY VILLAGE NO. 4 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, U. Z. BRANNON and GENEVA BRANNON, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 8.77 acres, known as the MONTGOMERY VILLAGE NO. 4 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 17th day of November, 1959, 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 MONTGOMERY VILLAGE 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 that said final map of the MONTGOMERY VILLAGE NO. 4 SUBDIVISION be approved; that the streets, alleys, and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of One Thousand Nine Hundred Ninety-Three and 91/100ths ($1,993.91) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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-Nine Thousand and no/100ths ($39,000.00) 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 3rd day of April, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-138

A RESOLUTION GRANTING ENCROACHMENT PERMIT TO FRANK HELM TO BLOCK THE "M" STREET ALLEY APPROACH TO BLOCK 90 IN THE CITY OF MODESTO

WHEREAS, Frank Helm has filed a request for an encroachment permit to install posts and a chain to block the "M" Street alley approach to Block 90 to prevent access to his property, and

WHEREAS, the alley has not been improved or dedicated to the City.

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

SECTION 1. A permit is hereby granted to said applicant to install posts and a chain at the "M" Street alley approach to Block 90, to prevent access to his property, subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform, to wit:

(a) This permit may be revoked by City upon giving Permittee thirty (30) days' notice, and upon revocation of the permit Permittee agrees to remove the structure and return the property to its original condition at his own expense.

(b) Permittee, during the term of this permit, shall indemnify and save the City harmless of and from all damages, cost 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.

(c) Permittee, its successors and assigns, during the term of this permit, at his own cost and expense, shall defend any and all lawsuits, if any, arising 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 3rd day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Arata

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 139

A RESOLUTION ORDERING THE BUILDING OFFICIAL OF THE CITY OF MODESTO TO DEMOLISH THE DWELLING AND STRUCTURES LOCATED AT 1204 - 6th STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203 (a) OF THE UNIFORM BUILDING CODE.

WHEREAS, the Uniform Building Code, 1958 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203 (a) of the Uniform Building Code, 1958 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1958 Edition, and

WHEREAS, the Chief Building Official after examining the dwelling and other structures at 1204 - 6th Street, found them to be unsafe and dangerous, and gave to the owners thereof written notice stating the defects thereof, and requiring commencement of work to make required repairs or to demolish and remove the dwelling and other structures, and

WHEREAS, the owners were advised by registered mail on March 10, 1961, in accordance with Section 203 (b) of the Uniform Building Code, 1958 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the dwelling and structures unsafe, and

WHEREAS, the owners of the above referred to property have failed and neglected to comply with the notice to demolish and remove the dwelling and other structures located thereon.

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

SECTION 1. DEMOLITION. In accordance with Section 203 (d) of the Uniform Building Code, 1958 Edition, the owners having failed and neglected to comply with the notice to repair or demolish and remove said dwelling and structures, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said dwelling and structures shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the dwelling and other structures are located, and shall be collected in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by ~~Councilman~~ Mayor Hammond, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: Arata

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-140

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM VARIOUS FUNDS FOR CONSTRUCTION OF 10TH & H STREET PARKING LOT, PURCHASE OF WATER METERS AND LAND ACQUISITION FROM THE STATE OF CALIFORNIA

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

PARKING - 209

FROM:	General Reserve, 600	$6,826
TO:	Utilities, 210	$ 25
	Rent of real property, 215	1,150
	10th and H Street Lot, 502	5,651

GENERAL - 101

FROM:	General Reserve, 600	$3,000
TO:	Water Meters, 504	$3,000

SPECIAL FUND FOR CAPITAL OUTLAYS - 321

FROM:	General Reserve, 600	$ 325
TO:	State Land Acquisition, 501	$ 325

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-141

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $50,000 FOR ADDITIONAL LAND ACQUISITION FOR CORPORATION YARD

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

SPECIAL FUND FOR CAPITAL OUTLAYS - 321

FROM:	Fire Alarm System - 503	$50,000
TO:	Corporation Yard Site Acquisition - 501	$50,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Arata

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-142

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR EXTENSION OF WATER MAIN IN WHITMORE ROAD

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-115, on March 20, 1961 approving the plans and specifications for extension of water main in Whitmore Road

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 6th day of April, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $982.71, 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, 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 April, 1961, by Councilman Arata, who moved

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

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-143

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING AUTOMOTIVE EQUIPMENT

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

Section 1. The plans and specifications for furnishing automotive equipment

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on April 27, 1961 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 April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-144

A RESOLUTION AUTHORIZING EMERGENCY PURCHASE OF 2600 LINEAL FEET OF 8" ASBESTOS CEMENT PIPE FROM GRINNELL COMPANY

WHEREAS, the Council of the City of Modesto has found that an emergency exists due to lack of 8" asbestos cement pipe, as outlined by the Director of Public Works, and

WHEREAS, the lack of 8" asbestos cement pipe is holding up subdividers in this field, and

WHEREAS, the purchase of 8" asbestos cement pipe is of urgent necessity for the preservation of health and property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that 2,600 lineal feet of 8" asbestos cement pipe be purchased from Grinnell Company at a cost of $1.99 per lineal foot, plus tax, under the facts and circumstances outlined by the Director of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-145

A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 60-215.

WHEREAS, Section 3-6.03 of the Modesto Municipal Code authorizes the Council to establish by resolution the rates and parking time limits for the parking of vehicles on public parking facilities as well as the days and hours during which they shall apply.

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

SECTION 1. Rates and parking time limits for the parking of vehicles on public parking facilities are hereby established as follows:

DAILY HOURLY RATES

7:30 A.M. to 5:00 P.M., Sundays Excepted

Lot No.	LOCATION	RATE	MAXIMUM TIME LIMIT
10	8th Street between I & K Streets	Two and one half hours or fraction, 5¢	None

9:00 A.M. to 4:30 P.M., Sundays Excepted

1	11th & G Streets	First two hours or fraction, 10¢ Next two hours or fraction, 10¢ Next five hours or fraction, 10¢ nine hours, 30¢	None

9:00 A.M. to 6:00 P.M., Sundays Excepted

3	12th & I Streets (Southeast corner)	One half hour or fraction, 5¢	3 Hours
7	12th & I Streets (Northeast corner)	One half hour or fraction, 5¢	3 Hours

9:00 A.M. to 10:00 P.M., Daily

2	9th Street between I & J Streets	One half hour or fraction,	5¢	3 Hours
4	11th Street between H & I Streets	One half hour or fraction,	5¢	3 Hours
5	10th Street between K & L Streets (West side)	One half hour or fraction,	5¢	3 Hours
8	14th & J Streets (Southwest corner)	One half hour or fraction,	5¢	3 Hours
9	13th Street between J & K Streets	One hour	5¢	None
12	10th & H Streets (Southwest corner)	One half hour or fraction,	5¢	5 Hours

SECTION 2. No vehicle shall be parked upon said off-street parking facilities at any time above specified without payment of the established fees as hereinabove set forth.

SECTION 3. The Traffic Engineer is hereby directed to cause the above locations to be marked and designated in accordance with the provisions of this resolution.

SECTION 4. Resolution No. 60-215 adopted by the Council on the 15th day of June, 1960, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-146

A RESOLUTION APPROVING THE FINAL MAP OF THE CAMPUS EDGE NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JOE NUNES, JR. and KATHRYN NUNES, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.28 acres, known as the CAMPUS EDGE NO. 2 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 24th day of February, 1959, 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 CAMPUS EDGE 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 that said final map of the CAMPUS EDGE 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 Five Hundred Forty-Two and 20/100ths ($542.20) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Fifteen Thousand Five Hundred and no/100ths ~~Dollars~~ ($15,500.00) 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 10th day of April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-147

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(2). (OVERHOLTZER AND MAY)

WHEREAS, a verified application for an amendment to Section 16 of the Zoning Map was filed by Lloyd G. Overholtzer and E. Graham May on December 13, 1960, to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, the following described property:

All that portion of Lots 7 and 8 of the Pomona Villa Tract more particularly described as follows:

Commencing at the west quarter corner of Section 16; thence South 89° 37' 17" East along the east-west quarter section line of said Section 16 a distance of 25.00 feet to the east right-of-way line of McHenry Avenue and the true point of beginning of this description; thence continuing South 89° 37' 17" East along said quarter section line a distance of 632.92 feet; thence South 0° 49' 10" East along the west boundary line and its northerly prolongation of the Village Park Tract as recorded April 15, 1960, in Volume 19 of Maps at Page 38, Stanislaus County Records a distance of 634.82 feet to the north right-of-way line of Tokay Avenue, being a 50-foot right-of-way as shown on said Pomona Villa Tract Map; thence North 89° 36' 55" West along said north right-of-way line a distance of 303.19 feet; thence North 0° 47' 40" West parallel to McHenry Avenue a distance of 330.00 feet; thence North 89° 36' 55" West parallel to Tokay Avenue a distance of 330.00 feet to the east right-of-way line of McHenry Avenue; thence North 0° 47' 40" West along said east right-of-way line a distance of 304.74 feet to the point of beginning, and

WHEREAS, after public hearing held on February 7, 1961, 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 motel as shown on the plan submitted is a desirable use on a major street when provided with adequate space, parking, and traffic controls;

2. Planned-Development zoning permits the approval of a plan and the schedule of development by the City;

3. The plan and development schedule submitted will insure improvement of the property in reasonable compatibility with existing and potential uses of the area and will provide adequate protection for traffic on McHenry Avenue, and

WHEREAS, after conducting a public hearing on the matter, the Council found and determined that the application of Lloyd G. Overholtzer and E. Graham May 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. 450 -C.S. on the 10th day of April, 1961, reclassifying the above-described property from Single-Family Zone, R-1, to Planned-Development Zone, P-D(2),

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(2), is hereby approved in accordance with the plan titled "Development Plan-Plot Plan" dated December 7, 1960, as amended on its face, which said plan is on file in the office of the Planning Director.

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

a. The entire construction program shall be accomplished in two (2) phases: Phase 1 shall be the initial motel construction and Phase 2 being a motel expansion as shown on the Development Plan-Plot Plan.

Motel construction shall start within twelve (12) months from the effective date of the establishment of a Planned-Development Zone and shall be completed within one year thereafter.

The construction of the expansion of the motel, Phase 2, shall be completed within eight (8) years from the effective date of the establishment of a Planned-Development Zone.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan which involve uses shall be made in accordance with the procedure set forth in Article 21 of Title X of the Modesto Municipal Code for an unclassified use permit. Any changes in the development plan which do not involve uses shall be reviewed by the Board of Zoning Adjustment and such changes, if approved, shall be made in accordance with the procedure set forth in Article 20 of Title X of the Modesto Municipal Code for a conditional use permit.

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(2), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-148

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

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

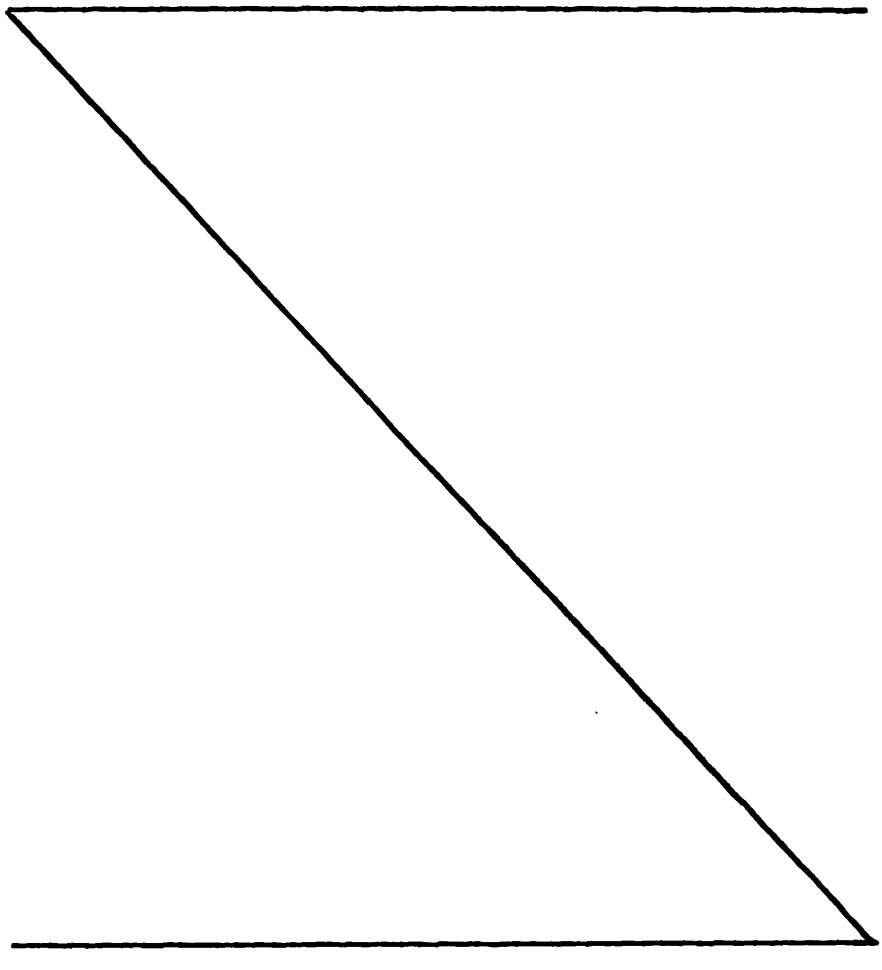
NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following described uninhabited territory be referred to the Planning Commission for its report and recommendation.

The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:

All that real property in the State of California, County of Stanislaus, Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian being the South seven eights of Lots 5 and 6, and the North half of Lot 7 of the Knapp Tract as per map filed November 16, 1904, in Volume 2 of Maps, Page 2, Stanislaus County Records, more particularly described as follows:

Beginning at a point on the existing city limits as established by the Cornwell Addition as per description filed December 29, 1960, as Instrument No. 36792, Stanislaus County Records, said point being on the Western line of a 40 foot public road known as Carver Road and the Northeastern corner of said Cornwell Addition; thence along the city limits the following bearings and distances, North 89° West, 1,320.00 feet, South 0° 15' East, 660.66 feet, North 89° West, 1,320.00 feet, to the center line of a 40 foot public road known as Prescott Road, said point also being on the Western line of Lot 7 of said Knapp Tract; thence along the center line of Prescott Road and the Western line of Lot 7, North 0° 15' West, 1,816.45 feet, to a point on the Westerly extension of the Southern line of Rumble Road as per road deeds recorded May 1, 1957, as Instrument No. 11546, in Volume 1424, Page 443 and February 11, 1920, as Instrument No. 2104, in Volume 274, of Deeds Page 184, Stanislaus County Records; thence along the Southern line of Rumble

Road and its Westerly extension, South 89° East, 2,640.00 feet, to a point on the Western line of Carver Road; thence along the Western line of Carver Road, South 0° 15' East, 1,155.79 feet to the point of beginning, containing 90.07 Acres more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-149

A RESOLUTION GRANTING A VARIANCE TO MOBILE OIL COMPANY TO CONSTRUCT THREE 35-FOOT DRIVEWAYS ON NINTH STREET FRONTAGE AT SERVICE STATION LOCATED AT 9TH & D STREETS

WHEREAS, Section 7-1.104 (a) of the Modesto Municipal Code relating to driveway construction provides that the maximum width of any driveway shall not be more than thirty (30') feet as measured at the top of the curbing, and

WHEREAS, Section 7-1.104 (c) of the Modesto Municipal Code relating to driveway construction provides that no driveway shall exceed forty (40%) per cent of the frontage upon any street of the lot or parcel of land to be served, and

WHEREAS, the Mobile Oil Company has filed a request with the City Council to permit construction of three (3) 35-foot driveways on the 9th Street frontage of its service station located at the corner of 9th and D Streets, which exceed the maximum 30' width and 40% frontage limitation permitted by the Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Mobile Oil Company for a variance from the provisions of the Modesto Municipal Code to permit the construction of three (3) 35-foot driveways on the 9th Street frontage of its service station located at the corner of 9th 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 10th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-150

A RESOLUTION GRANTING A VARIANCE TO ELLIOTT J. NAVON AND HARRY KULLIGIAN TO CONSTRUCT THREE TEMPORARY THIRTY FOOT PLANT MIX DRIVEWAY APPROACHES TO PROPERTY ON YOSEMITE BOULEVARD BETWEEN LAS PALMAS AND LAS FLORES AVENUES

WHEREAS, Elliott J. Navon and Harry Kulligian have requested permission to construct three plant mix driveway approaches at property located on Yosemite Boulevard between Las Palmas and Las Flores Avenues,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Elliott J. Navon and Harry Kulligian be granted a variance to Section 7-1.203 of the Municipal Code to install three temporary plant mix driveway approaches at property located on Yosemite Boulevard between Las Palmas and Las Flores Avenues, in accordance with Resolution No. 58-235 of the City Council, dated July 23, 1958, subject to the following conditions:

1. The temporary variance be granted until Yosemite Avenue is improved.

2. A bond or cash deposit be posted with the City in the amount of $340, the estimated cost of removal of the plant mix driveway approaches and installation of concrete driveways.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-151

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $495 TO COVER PAID OVERTIME FOR WORK OF PRINTING AND MAILING CITY ANNUAL REPORT

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

GENERAL - 101

FROM:	Misc. Unclass., Annual Report 427-65	$495
TO:	Finance Office Services Salaries - Overtime 130-16	$495

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-152

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO PROTESTING THE GRANTING OF AN ON-SALE BEER AND WINE LICENSE FOR THE PREMISES AT 1620 TULLY ROAD.

WHEREAS, under State law, the California State Department of Alcoholic Beverage Control has the power to grant or deny licenses for the sale of alcoholic beverages, including beer, and

WHEREAS, Doyle Thomas Fontana has applied for an "On-Sale Beer and Wine License" at 1620 Tully Road, and

WHEREAS, the proposed premises are located immediately next door to the Stanislaus Association for Retarded Children, in which building the classrooms and school are contained, and

WHEREAS, the proposed premises are located on a main thoroughfare for children walking to school, both an elementary school which is two and one-half (2½) blocks south of the premises, and the Grace M. Davis High School which is located approximately five (5) blocks to the north on Tully Road, and

WHEREAS, the proposed premises are located immediately adjacent to a residential area, and the normal operation of the licensed premises would interfere with the quiet enjoyment of their property by the residents of the area. The property adjoining the premises to the north, across the street to the west on Tully Road and that adjoining at the rear on the east is residentially zoned, and

WHEREAS, the Modesto Police Department has recommended that a license be denied to applicant due to prior law enforcement experience with a prior business establishment of a similar nature operated by him, which indicates that the granting of the license would be undesirable and not in the public interest, safety or general welfare, and

WHEREAS, Section 23988 of the Business and Professions Code of the State of California authorizes local governmental agencies to protest the granting of a liquor license within their jurisdictions,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto hereby protests to the California State Department of Alcoholic Beverage Control the granting of an "On-Sale Beer and Wine License" to Doyle Thomas Fontana at 1620 Tully Road, Modesto, California.

BE IT FURTHER RESOLVED that the City Clerk transmit a certified copy of this resolution to the California State Department of Alcoholic Beverage Control.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman Johansen who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-153

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE IMPROVEMENT OF VIRGINIA AVENUE BETWEEN NEEDHAM AND MORRIS AVENUES

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

Section 1. The plans and specifications for improvement of Virginia Avenue between Needham and Morris 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 April 27, 1961 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 17th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-154

A RESOLUTION APPOINTING A CITIZENS' CHARTER REVIEW COMMITTEE TO REVIEW THE CHARTER OF THE CITY OF MODESTO AND SUBMIT ITS REPORT AND RECOMMENDATIONS TO THE CITY COUNCIL FOR CONSIDERATION.

WHEREAS, the people of the City of Modesto approved a new Charter for the City on February 14, 1951, instituting the Council-Manager form of government, and

WHEREAS, ten (10) years have elapsed since the adoption of said Charter, and

WHEREAS, the Council believes that it is desirable that a study and review of said Charter be made with a view toward receiving suggestions as to amendments or changes to said Charter, and

WHEREAS, the Council believes that this function can best be performed by a citizens' committee composed of citizens reflecting the views of various civic, service, and community interests,

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

SECTION 1. The Council of the City of Modesto does hereby create a committee to be known as the "Citizens' Charter Review Committee". Said committee shall, and is hereby empowered to, review the present Charter of the City of Modesto, and submit its report and recommendations for changes, if any, to the City Council for public consideration.

SECTION 2. The following persons are hereby appointed as members of said committee:

Lee Davies, Chairman	109 Bonita Circle	Chamber of Commerce
Lois Ritter	733 Ramona Avenue	League of Women Voters
Henry Anderson	1021 Yale Avenue	Business
Don West	1009 Magnolia Avenue	Business
Charles Wherry	201 Elmwood Court	Business
Reverend Williams	2314 Monticello Avenue	Ministry

Joseph Nessier	1145 Cecil Way	Banking
Jon Shastid	1020 Carolyn Avenue	Industry
Carl Ulrich	823 Brady Avenue	Citizens
Mrs. John L. Mensinger	1320 Magnolia Avenue	Housewife
Mrs. Kent Sacknitz	1226 Cecil Way	A.A.U.W.
Ray Simon	1243 Trinity Avenue	Junior Chamber of Commerce
Nathan McVay	1002 Princeton Avenue	Attorney
John A. Woodworth	1406 Oakwood Drive	Labor - President of the Central Labor Council
John C. Sutton	937 Oxford Way	Merchants' Association
Richard Vander Wall (Nonvoting member)	441 Myrtle Avenue	City Council

SECTION 3. That the committee submit its report and recommendations to the Council not later than July 1, 1962, to allow the submission of any amendments that are recommended by the committee and approved by the Council to the people for a vote at the general election in November, 1962.

SECTION 4. That the City Manager be and is hereby authorized and directed to provide suitable quarters, stenographic assistance, and other facilities reasonably necessary to enable said committee to carry out its functions and duties.

SECTION 5. That the City Attorney be and is hereby authorized and directed to serve as said Charter consultant, draftsman and legal advisor to said committee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution carried by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-155

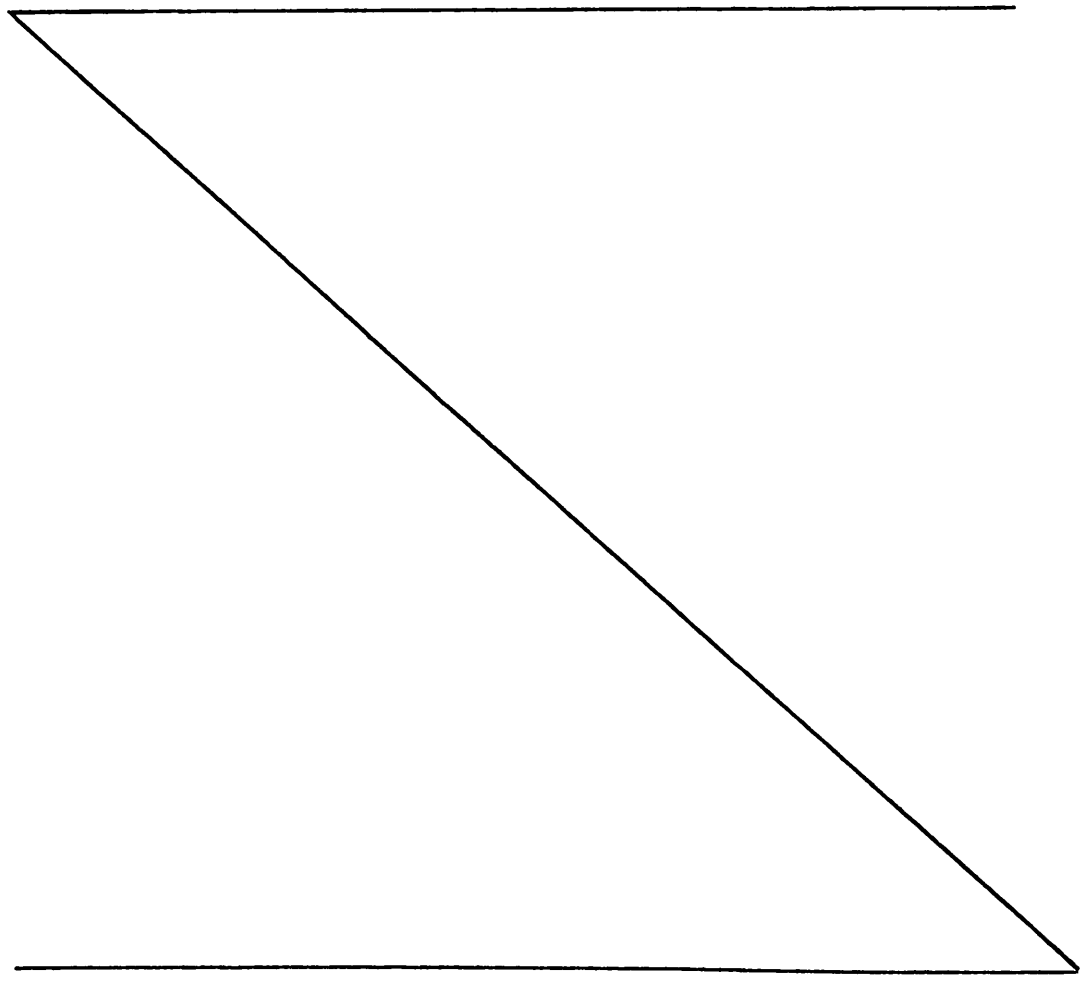
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS LORENZEN ADDITION.

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following 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 more particularly described as follows:



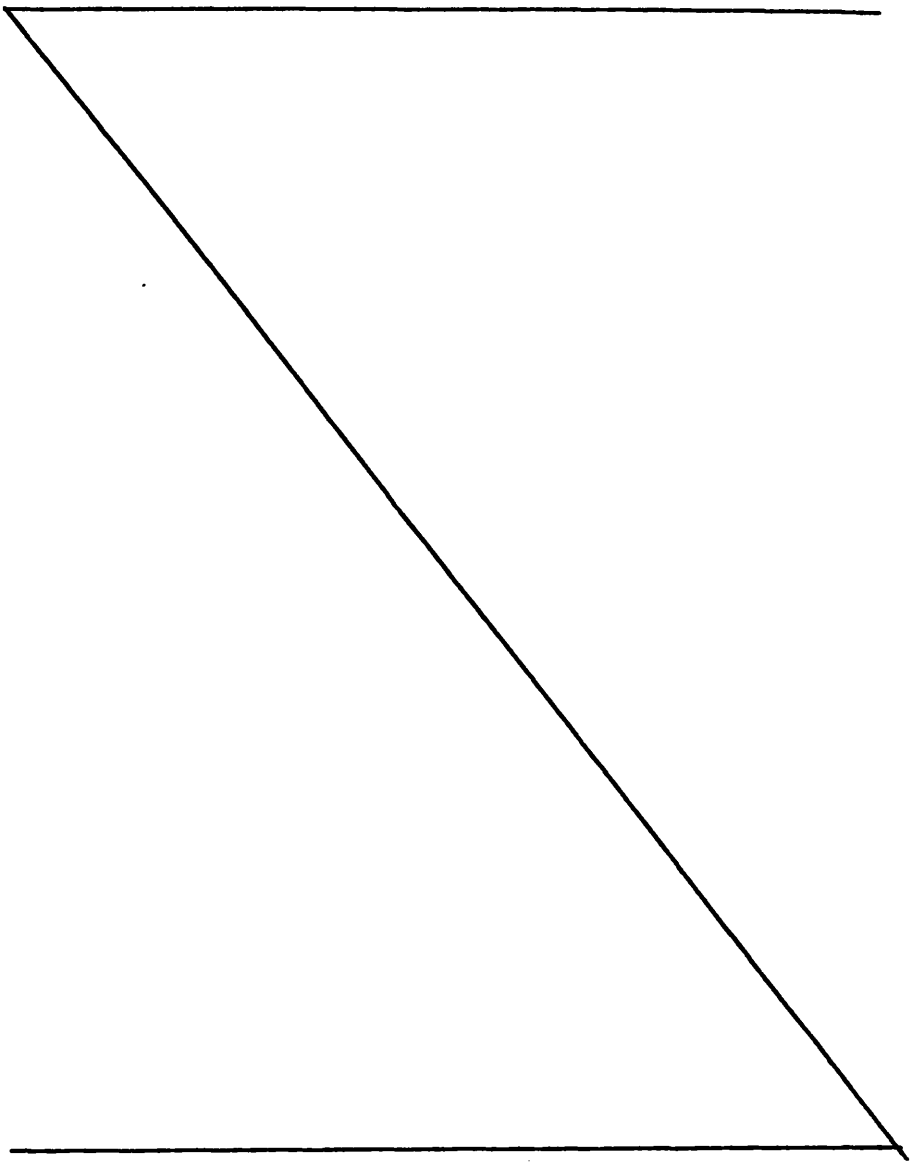
LORENZEN ADDITION

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 Lots 14 and 19 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 the Northeastern corner of the existing Corporate City Limits as established by the Downey High School Site annexed by a Resolution of the Stanislaus County Board of Supervisors filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being on the Western line of Lot 19; thence along the Western line of Lot 19 and 14, North 00° 29' West, 824.00 feet, to the Northwestern corner of the property conveyed to the Stanislaus County Title Company, a corporation, by deed Recorded December 28, 1955, as Instrument 37325, in Volume 1335, Page 299, Stanislaus County Records; thence along the Northern line of said Title Company property, East, 715.09 feet, to the Western line of the Downey Park No. 1 Subdivision as per map filed August 18, 1959, in Volume 19 of Maps, Page 26, Stanislaus County Records; thence along the boundary of said Downey Park No. 1, the following bearings and distances,

South, 222.00 feet,
East, 12.68 feet,
South, 108.09 feet,

South 89° 58' East, 570.02 feet, to the Southeastern corner of Downey Park No. 1 said point being on the Western line of a 40 foot Public Road known as Rose Avenue; thence along the Western line of Rose Avenue, South 00° 35' East, 495.73 feet, to the Southern line of the property conveyed to Reynold W. Lorenzen, et ux, by deed Recorded February 1, 1954, as Instrument 2623, in Volume 1196, Page 352, Stanislaus County Records; thence along the Southern line of said Lorenzen property, North 89° 55' West, 1295.89 feet, to the point of beginning, containing 20.375 Acres more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-156

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO CITY BOARD OF ZONING ADJUSTMENT FILED BY THE STATE OF CALIFORNIA, DEPARTMENT OF EMPLOYMENT FOR A FARM PLACEMENT CENTER ON TUOLUMNE BOULEVARD

WHEREAS, the Modesto City Board of Zoning Adjustment held a public hearing in the Council Chamber located in the City of Modesto, City Hall, 801 - 11th Street, on April 13, 1961, for the purpose of considering an application filed by Allyn D. Bainbridge, Farm Placement Supervisor, on behalf of the State of California, Department of Employment, for a conditional use permit to establish a farm labor office on portions of lots 35 and 36, Block 305, Tuolumne Boulevard, and

WHEREAS, the Board, after hearing evidence, both oral and documentary, adopted Resolution No. 143, denying the request for a conditional use permit to establish a farm labor office on Tuolumne Boulevard, and

WHEREAS, on April 13, 1961, Allyn D. Bainbridge, Farm Placement Supervisor, on behalf of the State of California, Department of Employment, filed an appeal with the City Clerk to the decision of the Board of Zoning Adjustment denying the request for a conditional use permit, and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Board denying an application for a conditional use permit.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto City Board of Zoning Adjustment filed by Allyn D. Bainbridge be set for Monday, May 8, 1961 at 8:15 P.M. in the Council Chamber of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman Adams, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-157

A RESOLUTION AUTHORIZING THE STATE OF CALIFORNIA, DEPARTMENT OF EMPLOYMENT, TO USE A PORTION OF THE 8TH STREET PARKING LOT FOR FARM LABOR OFFICE

WHEREAS, an application from the State of California, Department of Employment, for an unclassified use permit to locate a permanent office building on Tuolumne Boulevard for the purpose of hiring farm labor has been denied by the Board of Zoning Adjustment, and

WHEREAS, the decision of the Board of Zoning Adjustment is being appealed to the City Council by the State of California, Department of Employment, and

WHEREAS, the State of California, Department of Employment, has filed a request to temporarily use a portion of the city owned 8th Street parking lot to park a farm labor trailer for the purpose of interviewing and hiring farm labor,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of the State of California, Department of Employment, for temporary use of a portion of the city owned 8th Street parking lot to park a farm labor office trailer 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 17th day of April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-158

A RESOLUTION APPROVING APPROPRIATION TRANSFER FROM VARIOUS FUNDS FOR HOLIDAY PAY LITIGATION, PURCHASE OF FOUR T-HANGARS AND BALANCE OF COSTS ON INTER-CONNECTION OF TRAFFIC SIGNALS ON 14TH STREET BETWEEN H AND I STREET AND 7TH STREET AT G AND H STREETS

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

FROM:	Municipal Airport Gas Tax Fund, 306 Special Fund for Capital Outlays, 321	
	Municipal Airport Gas Tax Fund General Reserve 600 (306)	$5,315
	Special Fund for Capital Outlay Legion Park Restroom 502 (321)	866
	General Reserve 600 (321)	385
TO:	Municipal Airport Gas Tax Fund 4 T-Hangars 502 (306)	$5,315
	Special Capital Outlay 4 T-Hangars 502 (321)	866
	Inter-connection of Traffic Signals 503 (321)	385
FROM:	General Fund (101 Services, Professional and Other 235 (13)	$1,500
TO:	Miscellaneous Unclassified, Holiday Pay Litigation 234 (65)	$1,500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Adams, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-159

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $500 FOR MISCELLANEOUS SUPPLIES FOR CHARTER COMMITTEE

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

GENERAL - 101

FROM:	General Reserve 600 (101)	$500
TO:	Miscellaneous Unclassified Charter Committee 408 (65) (An accounting of expenditures to be made to the Council)	$500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Martin

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-160

A RESOLUTION COMMENDING MERRILL L. ADAMS AND JOHN H. MARTIN FOR OUTSTANDING SERVICES RENDERED TO THE CITY OF MODESTO AS COUNCILMEN

WHEREAS, the terms of Merrill L. Adams and John H. Martin as Councilmen of the City of Modesto expired on April 17, 1961, and

WHEREAS, Merrill L. Adams has served as Councilman of the City of Modesto for the past ten years, starting April 10, 1951, and

WHEREAS, John H. Martin has served as Councilman for the past two years, having been appointed on May 6, 1959, and

WHEREAS, Merrill L. Adams and John H. Martin have served this community as Councilmen in an outstanding manner, and have been devoted and sincere public servants, and

WHEREAS, the City of Modesto has benefited to a great extent through their knowledge and experience,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto, on behalf of the citizens of the said City, expresses to Merrill L. Adams and John H. Martin its sincere appreciation for their unselfish interest and devotion to the affairs of the City of Modesto during their years of service.

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this resolution and a Certificate of Service to Merrill L. Adams and John H. Martin in recognition of their outstanding service.

The foregoing resolution was introduced adjourning the regular meeting of the Council of the City of Modesto held on the 17th day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall,

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

AYES: Councilmen: Arata, Johansen, Knoles, VanderWall, Mayor Hammond

NOES: None

ABSENT: Martin

(Councilman Adams did not vote)

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-161

A RESOLUTION OF THE CITY OF MODESTO DECLARING CANVASS OF RETURNS AND RESULT OF GENERAL MUNICIPAL ELECTION HELD ON APRIL 11, 1961

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 11th day of April, 1961, a General Municipal Election to elect three (3) Councilmen as members of the City Council for a full term of four (4) years, one (1) Councilman for a short term of two (2) years, for the purpose of electing two (2) members of the Board of Education for a full term of four (4) years, one (1) Member of the Board of Education for a short term of two (2) years, and for the purpose of voting upon

" A RESOLUTION PROPOSING CHARTER AMENDMENTS ON THE MOTION OF THE COUNCIL, CALLING A SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION IN THE CITY OF MODESTO FOR THE PURPOSE OF SUBMITTING TO THE ELECTORS OF SAID CITY PROPOSALS TO AMEND THE CHARTER OF SAID CITY BY AMENDING SECTION 717 OF ARTICLE VII RELATING TO ORDINANCES; AMENDING SECTION 900 OF ARTICLE IX RELATING TO OFFICERS AND EMPLOYEES; AMENDING SECTION 905 OF ARTICLE IX RELATING TO LEGAL CONTRACTS, FINANCIAL INTEREST; AMENDING SECTION 1312 OF ARTICLE XIII RELATING TO ACTIONS AGAINST THE CITY; AND DELETING ARTICLE XV RELATING TO JUDICIAL SYSTEM; FIXING THE DATE OF SAID ELECTION, THE MANNER OF HOLDING THE SAME AND PROVIDING FOR NOTICE THEREOF; AND CONSOLIDATING SAID SPECIAL MUNICIPAL CHARTER AMENDMENT ELECTION WITH THE GENERAL MUNICIPAL ELECTION TO BE HELD APRIL 11, 1961.

WHEREAS, the Council of the City of Modesto duly ordered consolidated with said General Municipal Election and Modesto City School District election, a Special Municipal Charter Amendment Election, and

WHEREAS, said General Municipal Election and said consolidated Special Municipal Charter Amendment Election were held on Tuesday, April 11, 1961, 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. That the City Clerk of the City of Modesto be, and he is hereby instructed to enter this resolution on the minutes of this Council as a statement of the results of said elections.

2. That the whole number of votes cast at said General Municipal Election was 7712 votes.

(a) That the total number of votes cast at said election in said City was 5802 votes.

(b) That the total number of votes cast outside of the City limits of said City and inside said Modesto City School District was 1910 votes.

CANDIDATES

COUNCILMEN

Special Consolidated Election Precinct No.	COUNCILMEN (Full Term) David L. Arata	Peter W. Johansen	John H. Martin	Keith G. Tabbert	Scattering	COUNCILMEN (Short Term Cecil T. Jones	William R. Mitchell	Scattering
1	101	125	72	99		65	73	
2	109	131	95	108		79	74	
3	106	111	87	78	1	72	55	
4	112	126	87	74		72	69	
5	108	102	66	91		68	60	
6	68	82	67	67		55	49	
7	119	153	98	120		96	79	
8	105	123	78	87	1	58	88	
9	78	100	59	72		39	74	
10	70	83	51	66		51	44	
11	43	47	36	41	2	31	27	
12	61	63	47	47	2	48	33	1
13	77	93	66	72		72	43	
14	28	40	36	32		22	24	
15	61	61	41	45		42	33	
16	47	60	42	43		32	39	
17	86	85	49	68		62	41	
18	148	166	117	116	2	66	136	
19	98	106	74	79		65	67	

CANDIDATES

COUNCILMEN

Special Consolidated Election Precinct No.	COUNCILMEN (Full Term) David L. Arata	Peter W. Johansen	John H. Martin	Keith G. Tabbert	Scattering	COUNCILMEN (Short Term) Cecil T. Jones	William R. Mitchell	Scattering
20	112	116	76	89		64	81	
21	66	67	50	44		46	32	
22	96	91	69	69		73	45	
23	180	197	136	113	1	86	133	
24	102	135	88	107		65	88	
25	164	161	107	94		88	103	
26	142	160	107	102		93	87	
27	140	150	90	110		85	98	
28	102	128	80	101		61	90	
29	116	117	97	82		59	89	
30	89	105	74	83	3	61	72	
31	61	82	64	64		48	54	
32	63	66	44	61		41	41	
33	65	74	56	59		45	49	
34	106	133	85	100	2	72	74	
35	100	99	85	66		65	57	
36	62	67	60	59		51	38	1
37	136	174	112	124		90	101	
38	50	59	43	43	2	35	37	

CANDIDATES

COUNCILMEN

Special Consolidated Election Precinct No.	COUNCILMEN (Full Term) David L. Arata	Peter W. Johansen	John H. Martin	Keith G. Tabbert	Scattering	COUNCILMEN (Short Term) Cecil T. Jones	William R. Mitchell	Scattering
39	53	72	52	65	1	28	60	
40	158	180	110	127		60	139	
41	133	144	80	119		85	89	
42	60	77	53	57		40	49	
43	90	106	76	68		54	62	

CANDIDATES

BOARD OF EDUCATION

Special Consolidated Election Precinct No.	BOARD OF EDUCATION (Full Term) Jean J. Knoles	Robert C. Bienvenu	A.C. (Al) Dandy	Don Oliver	Wendell W. Page	Harry Vacca	Scattering	BOARD OF EDUCATION (Short Term) Fred G. Thiemann	Scattering
1	112	78	23	31	26	8		111	
2	110	103	25	44	24	9		131	
3	100	73	18	26	25	7		105	
4	110	76	25	34	30	10		117	
5	99	70	21	30	23	12		107	
6	76	53	14	36	21	7		91	
7	133	83	27	40	40	19		145	
8	116	63	23	52	22	3		127	
9	88	58	14	23	21	11		97	
10	74	45	18	25	18	8		85	
11	37	24	9	19	13	11		40	
12	63	35	17	24	14	11		65	
13	100	46	24	26	13	10		97	
14	36	21	12	11	4	9		39	
15	62	43	6	23	10	8		64	
16	53	32	19	17	9	6		58	
17	88	57	8	23	25	9		94	
18	157	104	17	55	43	10		176	
19	87	72	17	43	10	13		110	

CANDIDATES

BOARD OF EDUCATION

Special Consolidated Election Precinct No.	BOARD OF EDUCATION (Full Term)							BOARD OF EDUCATION (Short Term)	
	Jean J. Knoles	Robert C. Bienvenu	A.C. (Al) Dandy	Don Oliver	Wendell W. Page	Harry Vacca	Scattering	Fred G. Thiemann	Scattering
20	109	82	28	34	17	18		116	
21	66	40	11	22	12	6		72	
22	92	66	18	19	13	6		94	
23	168	132	28	56	44	8		178	
24	128	75	18	45	45	2		132	
25	129	99	32	35	42	7		143	
26	145	97	25	61	31	6		158	
27	153	94	25	48	32	7		138	
28	102	78	24	40	48	9		134	
29	112	80	16	37	33	10		135	
30	89	62	34	33	30	7		103	
31	82	56	16	28	13	4		79	
32	59	40	17	16	17	7		70	
33	76	41	21	18	12	11		90	
34	105	76	22	51	35	10		128	
35	90	59	7	28	54	6		112	
36	66	43	15	31	19	6		78	
37	139	119	20	50	47	10		175	
38	52	37	17	20	16	3		63	2

CANDIDATES

BOARD OF EDUCATION

Special Consolidated Election Precinct No.	BOARD OF EDUCATION (Full Term) Jean J. Knoles	Robert C. Bienvenu	A.C. (Al) Dandy	Don Oliver	Wendell W. Page	Harry Vacca	Scattering	BOARD OF EDUCATION (Short Term) Fred G. Thiemann	Scattering
39	65	44	12	26	17	11		77	
40	152	94	20	79	57	7		178	
41	117	77	25	67	31	10		152	
42	72	44	17	17	24	5		80	
43	92	52	19	36	37	6		102	
44	63	43	18	13	24	3		74	
45	86	40	24	24	18	7		99	
46	32	24	2	11	8	3		33	3
47	91	57	17	32	36	6		109	
48	24	15	6	8	6	4		33	
49	31	16	8	8	6	5		37	
50	65	41	12	19	21	10		69	2
51	40	25	12	11	10	2		42	
52	59	34	6	20	12	5		69	
53	19	17	2	5	4	0		22	
54	44	31	19	15	27	0		62	
55	88	44	24	27	36	8		104	
56	42	38	11	21	7	6		53	
57	41	26	10	17	12	5		54	

CANDIDATES

BOARD OF EDUCATION

Special Consolidated Election Precinct No.	BOARD OF EDUCATION (Full Term) Jean J. Knoles	Robert C. Bienvenu	A.C. (Al) Dandy	Don Oliver	Wendell W. Page	Harry Vacca	Scattering	BOARD OF EDUCATION (Short Term) Fred G. Thiemann	Scattering
58	66	30	19	22	22	7		73	1
59	35	25	4	6	11	0		38	
60	41	21	6	13	12	4		46	
61	28	23	0	11	8	6		36	
62	44	24	15	7	6	4		40	
63	31	14	6	4	18	3		34	
64	25	39	2	3	19	3		43	
65	35	20	3	5	34	4		48	
66	41	25	4	11	7	10		51	
67	33	32	10	13	8	6		46	
68	74	59	15	33	17	4		80	
69	24	14	9	10	4	1		28	
70	48	33	9	5	24	1		56	
71	30	19	2	5	10	2		32	
72	25	17	1	4	4	1		25	
73	76	60	11	29	29	4		92	

3. That the total number of votes cast at said election on the following Proposed Amendments to The Charter of the City of Modesto were:

	YES	NO
(a) Proposition No. 1	3791	1048
(b) Proposition No. 2	3908	883
(c) Proposition No. 3	3755	981
(d) Proposition No. 4	3831	899
(e) Proposition No. 5	3990	744

4. That the names of the persons voted for for the respective offices to be filled, for which the ballots were cast, and the number of votes given in each precinct and by absentee voters to each of said persons were as follows:

CANDIDATES	INSIDE ABSENTEE BALLOTS	TOTAL VOTE
David L. Arata	39	4110
Peter W. Johansen	37	4654
John H. Martin	33	3195
Keith G. Tabbert	22	3433
Cecil T. Jones	26	2616
William R. Mitchell	23	2899
Jean J. Knoles	35	5574
Robert C. Bienvenu	35	3764
A. C. (Al) Dandy	8	1119
Don Oliver	10	1901
Wendell W. Page	10	1587
Harry Vacca	2	489
Fred G. Thiemann	49	6323

5. That 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 18, 1961, 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:

DAVID L. ARATA	COUNCILMAN for four year term
PETER W. JOHANSEN	COUNCILMAN for four year term
KEITH G. TABBERT	COUNCILMAN for four year term
WILLIAM R. MITCHELL	COUNCILMAN for two year term
JEAN J. KNOLES	MEMBER OF BOARD OF EDUCATION for four year term
ROBERT C. BIENVENU	MEMBER OF BOARD OF EDUCATION for four year term
FRED G. THIEMANN	MEMBER OF BOARD OF EDUCATION for two year term

6. That at said general municipal election the following proposed Charter Amendment was submitted to the electors of said City and that the number of votes given in said City for and against said proposal, exclusive of absentee votes, was as follows:

CITY OF MODESTO CHARTER AMENDMENT PROPOSITION NO. 1:	Total Vote "YES"	Total Vote "NO"
Shall the Charter of the City of Modesto be amended by amending Section 717 of Article VII relating to certain legislative acts which require adoption of an ordinance, all as provided in said Section 717, the text of which is set forth in Section 7 of Resolution No. 61-38, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	3762	1039

7. That the number of votes cast in each precinct for and against said Charter Amendment Proposition No. 1 was as follows:

Precinct	Proposed Initiative Ordinance	
	YES	NO
1	106	22
2	105	28
3	84	36
4	99	30
5	80	31
6	62	29
7	112	36
8	104	23
9	78	13
10	67	19
11	30	15
12	53	18

	YES	NO
13	68	28
14	28	14
15	43	18
16	37	23
17	62	23
18	148	28
19	81	28
20	88	28
21	56	15
22	76	25
23	175	20
24	108	26
25	105	41
26	136	24
27	114	38
28	103	28
29	116	18
30	82	30
31	59	27
32	48	28
33	61	19
34	112	27
35	98	19
36	55	25
37	148	23
38	54	13
39	61	22
40	154	30
41	151	21
42	70	11
43	85	19
TOTAL	3762	1039

8. That all absent voters' ballots cast in said City have been duly received and canvassed in time, form and manner as required by law, and the result of the absentee vote for and against said Charter Amendment Proposition No. 1 is as follows:

ABSENTEE VOTE

Absentee applications filed	62
Ballots returned (total vote cast)	60
Votes rejected (ineligible)	2
Spoiled ballots	-
Ballots counted (regular)	58

Absentee Votes "Yes"	Absentee Votes "No"	Total Absentee Votes
29	9	38

9. That the total number of votes cast at said election for and against said proposed Charter Amendment No.2 submitted thereat, including the foregoing absentee ballots, was as follows:

Total Vote For	Total Vote Against
3791	1048

10. That a majority of all of the votes cast at said general municipal election on said proposed Charter Amendment No. 1 were in favor of said proposition, and that said proposition was approved.

11. That at said general municipal election the following proposed Charter Amendment was submitted to the electors of said City and that the number of votes given in said City for and against said proposal, exclusive of absentee votes, was as follows:

CITY OF MODESTO CHARTER AMENDMENT PROPOSITION NO. 2:	Total Vote "YES"	Total Vote "NO"
Shall the Charter of the City of Modesto be amended by amending Section 900 of Article IX relating to the officers and employees of the City, all as provided in said Section 900 of Article IX, the text of which is set forth in Section 7 of Resolution No. 61-38, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	3875	878

12. That the number of votes cast in each precinct for and against said Charter Amendment Proposition No. 2 was as follows:

Precinct	Proposed	
	YES	NO
1	107	16
2	109	25
3	90	24
4	105	24
5	84	24
6	61	27
7	121	28
8	107	18
9	79	13
10	69	16
11	32	13
12	53	18
13	66	28
14	26	15
15	46	11
16	42	21
17	67	17
18	147	25
19	81	26
20	95	24
21	58	13
22	77	20
23	175	22
24	114	19
25	103	38
26	137	17
27	129	28
28	100	31
29	120	14
30	82	29
31	63	20
32	47	26
33	62	19
34	113	27
35	108	10

Precinct	Proposed Charter Amendment Proposition No. 2	
	YES	NO
36	61	20
37	151	18
38	52	14
39	69	14
40	161	22
41	147	18
42	74	6
43	85	20
TOTAL	3875	878

13. That all absent voters' ballots cast in said City have been duly received and canvassed in time, form and manner as required by law, and the result of the absentee vote for and against said Charter Amendment Proposition No. 2 is as follows:

ABSENTEE VOTE

Absentee applications filed	62
Ballots returned (total vote cast)	60
Votes rejected (ineligible)	2
Spoiled ballots	-
Ballots counted (regular)	58

Absentee Votes "Yes"	Absentee Votes "No"	Total Absentee Votes
33	5	38

14. That the total number of votes cast at said election for and against said Charter Amendment Proposition No. 2 submitted thereat, including the foregoing absentee ballots, was as follows:

Total Vote For	Total Vote Against
3908	883

15. That a majority of all of the votes cast at said general municipal election on said proposed Charter Amendment Proposition No. 2 were in favor of said proposition, and that said proposition was approved.

16. That at said general municipal election the following proposed Charter Amendment was submitted to the electors of said City and that the number of votes given in said City for and against said proposal, exclusive of absentee votes, was as follows:

CITY OF MODESTO CHARTER AMENDMENT PROPOSITION NO. 3:	Total Vote "YES"	Total Vote "NO"
Shall the Charter of the City of Modesto be amended by amending Section 905 of Article IX relating to prohibition of financial interests, all as provided in said Section 905 of Article IX, the text of which is set forth in Section 7 of Resolution No. 61-38, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	3722	977

17. That the number of votes cast in each precinct for and against said Charter Amendment Proposition No. 3 was as follows:

Precinct	Proposed Charter Amendment Proposition No. 3. YES	NO
1	99	21
2	109	21
3	83	33
4	104	23
5	80	28
6	64	22
7	110	38
8	99	26
9	76	15
10	63	20
11	32	12
12	54	15
13	63	27
14	22	18
15	44	12
16	39	24
17	64	20
18	142	29
19	85	24
20	87	29
21	60	12
22	67	23
23	174	22
24	111	21
25	92	37
26	129	28
27	123	29
28	98	29

Precinct	Proposed Charter Amendment Proposition No. 3	
	YES	NO
29	115	19
30	81	31
31	60	23
32	41	30
33	59	22
34	113	26
35	108	10
36	60	20
37	147	23
38	53	13
39	63	20
40	160	24
41	146	21
42	65	15
43	78	27
TOTAL	3722	977

18. That all absent voters' ballots cast in said City have been duly received and canvassed in time, form and manner as required by law, and the result of the absentee vote for and against said Charter Amendment Proposition No. 3 is as follows:

ABSENTEE VOTE

Absentee applications filed	62
Ballots returned (total vote cast)	60
Votes rejected (ineligible)	2
Spoiled ballots	-
Ballots counted (regular)	58

Absentee Votes "Yes"	Absentee Votes "No"	Total Absentee Votes
33	4	37

19. That the total number of votes cast at said election for and against said Charter Amendment Proposition No. 3 submitted thereat, including the foregoing absentee ballots, was as follows:

Total Vote For	Total Vote Against
3755	981

20. That a majority of all of the votes cast at said general municipal election on said proposed Charter Amendment No. 3 were in favor of said proposition, and that said proposition was approved.

21. That at said general municipal election the following proposed Charter Amendment was submitted to the electors of said City and that the number of votes given in said City for and against said proposal, exclusive of absentee votes, was as follows:

CITY OF MODESTO CHARTER AMENDMENT PROPOSITION NO. 4	Total Vote "YES"	Total Vote "NO"
Shall the Charter of the City of Modesto be amended by amending Section 1312 of Article XIII relating to presentation of demands, all as provided in said Section 1312 of Article XIII, the text of which is set forth in Section 7 of Resolution No. 61-38, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	3797	896

22. That the number of votes cast in each precinct for and against said Charter Amendment Proposition No. 4 was as follows:

Precinct	Proposed Charter Amendment Proposition No. 4	
	YES	NO
1	103	20
2	109	20
3	89	24
4	107	23
5	83	25
6	57	28
7	112	32
8	99	25
9	72	17
10	67	14
11	30	13
12	53	15
13	67	25
14	25	16
15	40	12
16	37	26
17	65	17
18	144	24
19	84	24
20	95	21
21	59	13
22	74	23
23	178	18

Precinct	Proposed Charter Amendment Proposition No. 4	
	YES	NO
24	110	22
25	104	38
26	135	20
27	122	30
28	102	28
29	115	19
30	81	28
31	64	20
32	48	22
33	63	18
34	115	23
35	108	7
36	57	21
37	152	18
38	55	11
39	62	21
40	149	31
41	150	19
42	68	9
43	88	16
TOTAL	3797	896

23. That all absent voters' ballots cast in said City have been duly received and canvassed in time, form and manner as required by law, and the result of the absentee vote for and against said Charter Amendment Proposition No. 4 is as follows:

ABSENTEE VOTE

Absentee applications filed	62
Ballots returned (total vote cast)	60
Votes rejected (ineligible)	2
Spoiled ballots	-
Ballots counted (regular)	58

Absentee Votes "Yes"	Absentee Votes "No"	Total Absentee Votes
34	3	37

24. That the total number of votes cast at said election for and against said Charter Amendment Proposition No. 4 submitted thereat, including the foregoing absentee ballots, was as follows:

Total Vote For	Total Vote Against
3831	899

25. That a majority of all of the votes cast at said general municipal election on said proposed Charter Amendment Proposition No. 4 were in favor of said proposition, and that said proposition was approved.

26. That at said general municipal election the following proposed Charter Amendment was submitted to the electors of said City and that the number of votes given in said City for and against said proposal, exclusive of absentee votes, was as follows:

CITY OF MODESTO CHARTER AMENDMENT PROPOSITION NO. 5:	Total Vote "YES"	Total Vote "NO"
Shall the Charter of the City of Modesto be amended by deleting Article XV, comprising Sections 1500 through 1510, inclusive, relating to judicial system, as set forth in Section 7 of Resolution No. 61-38, adopted by the Council of said City on Wednesday, February 1, 1961, and on file in the office of the City Clerk?	3957	771

27. That the number of votes cast in each precinct for and against said Charter Amendment Proposition No. 5 was as follows:

Precinct	Proposed Charter Amendment Proposition No. 5	
	YES	NO
1	109	15
2	109	19
3	93	23
4	108	18
5	88	18
6	63	23
7	122	26
8	103	23
9	78	12
10	69	14
11	34	11
12	53	16
13	70	23
14	27	13
15	46	12
16	43	21
17	65	20
18	150	21

Precinct	Proposed Charter Amendment Proposition No. 5	
	YES	NO
19	87	22
20	97	20
21	66	7
22	79	20
23	184	12
24	116	15
25	107	35
26	141	16
27	121	29
28	107	24
29	122	11
30	84	27
31	64	19
32	51	18
33	62	18
34	118	20
35	109	10
36	61	18
37	157	13
38	53	12
39	68	15
40	163	19
41	150	19
42	73	7
43	87	17
TOTAL	3957	771

28. That all absent voters' ballots cast in said City have been duly received and canvassed in time, form and manner as required by law, and the result of the absentee vote for and against said Charter Amendment Proposition No. 5 is as follows:

ABSENTEE VOTE

Absentee applications filed	62
Ballots returned (total vote cast)	60
Votes rejected (ineligible)	2
Spoiled ballots	-
Ballots counted (regular)	58

Absentee Votes "Yes"	Absentee Votes "No"	Total Absentee Votes
33	3	36

29. That the total number of votes cast at said election for and against said Charter Amendment Proposition No. 5 submitted thereat, including the foregoing absentee ballots, was as follows:

Total Vote For	Total Vote Against
3990	774

30. That a majority of all of the votes cast at said general municipal election on said proposed Charter Amendment No. 5 were in favor of said proposition, and that said proposition was approved.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of April, 1961, by Councilman Martin, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, and Mayor Pro Tempore Vander Wall

NOES: None ABSENT: Mayor Hammond

ATTEST: _____
REX E. GAILFUS, City Clerk

CLERK'S CERTIFICATE

I, REX E. GAILFUS, City Clerk of the City of Modesto, California, DO HEREBY CERTIFY that the foregoing resolution is a full, true and correct copy of a resolution duly adopted at a special meeting of the Council of said City duly and regularly held at the regular meeting place thereof on the 18th day of April, 1961, of which meeting all of the members thereof had due notice and at which a majority thereof was present; that at said meeting said resolution was introduced by Councilman Martin, and was thereupon, upon motion of Councilman Martin, seconded by Councilman Arata, adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin and Mayor Pro Tempore Vander Wall

NOES: None ABSENT: Mayor Hammond

That I have carefully compared the same with the original minutes of said meeting on file and of record in my office and that said resolution is a full, true and correct copy of the original resolution adopted at said meeting and entered in Book_____ of Minutes, at Pages_____ to_____, inclusive. That said resolution has not been amended, modified or rescinded since the date of its adoption and the same is now in full force and effect.

WITNESS my hand and the seal of the City of Modesto this 18th day of April, 1961.

City Clerk of the City of Modesto, California

MODESTO CITY COUNCIL
RESOLUTION NO. 61-162

A RESOLUTION AUTHORIZING PAYMENT TO ELECTION OFFICIALS AND RENTAL OF POLLING PLACES FOR THE GENERAL MUNICIPAL ELECTION HELD ON APRIL 11, 1961

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

SECTION 1. A payment of $15 to each inspection official and $12 to each judge and clerk who served at the General Municipal Election held in the City of Modesto and the Modesto City School District on April 11, 1961, is hereby authorized, and

SECTION 2. A payment of $15 for the rental of each residential polling place and $10 for the rental of each garage polling place at said election is hereby authorized.

The foregoing resolution was introduced at a special meeting of the Council of the City of Modesto held on the 18th day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Adams, Arata, Johansen, Knoles, Martin, Mayor pro tempore VanderWall

NOES: None

ABSENT: Mayor Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-163

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN CAMPUS EDGE 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 mains in Campus Edge 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 May 4, 1961 at 2:40 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-164

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF CURBS, GUTTERS AND DRIVEWAYS ON TULLY AND ORANGEBURG AVENUES

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

Section 1. The plans and specifications for construction of curbs, gutters and driveways on Tully and 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 May 4, 1961 at 2:45 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-165

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR EXTENSION OF WATER SYSTEM AT SEWAGE TREATMENT PLANT

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

Section 1. The plans and specifications for extension of water system at Sewage Treatment Plant

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 4, 1961 at 2:35 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-166

A RESOLUTION AUTHORIZING THE REDUCTION OF SUBDIVISION BOND FILED BY ARTHUR J. WYLIE AND FLORENCE E. WYLIE TO GUARANTEE IMPROVEMENTS IN SARATOGA MANOR UNIT NO. 1 SUBDIVISION FROM $9,500 TO $1,200

WHEREAS, Arthur J. Wylie and Florence E. Wylie, Subdividers of Saratoga Manor Unit No. 1 Subdivision, have filed Glens Falls Insurance Company Subdivision Bond No. 81-28-32 in the sum of $9,500 with the City of Modesto to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that all work has been completed except for the improvement of alleys, and has recommended the release of the $9,500 improvement bond and the acceptance of $1,200 cash deposit to cover the cost of the alley improvement,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Glens Falls Insurance Company Subdivision Bond No. 81-28-32 in the sum of $9,500 filed by Arthur J. Wylie and Florence E. Wylie to guarantee improvements in Saratoga Manor Unit No. 1 Subdivision be released and acceptance of a cash deposit in the sum of $1,200 to cover the cost of the alley improvement 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 24th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-167

A RESOLUTION ACCEPTING THE CONSTRUCTION OF INTERIM CLUBHOUSE FACILITIES AT DRYDEN PARK MUNICIPAL GOLF COURSE BY WILLIAM M. MINENI; AUTHORIZING RECORDATION OF NOTICE OF COMPLETION AND PAYMENT OF AMOUNTS DUE UNDER THE CONTRACT

WHEREAS, a report has been filed by the Director of Public Works that the construction of interim clubhouse facilities at Dryden Park Municipal Golf Course

has been completed by William M. Mineni

in accordance with the contract agreement dated February 17, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of interim clubhouse facilities at Dryden Park Municipal Golf Course be accepted from said contractor William M. Mineni

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-168

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED BY ARTHUR J. WYLIE AND FLORENCE E. WYLIE TO GUARANTEE IMPROVEMENTS IN SARATOGA MANOR NO. 2 SUBDIVISION

WHEREAS, Arthur J. Wylie and Florence E. Wylie, Subdividers of Saratoga Manor No. 2 Subdivision, have filed with the City of Modesto a subdivision bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the subdivision bond,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Glens Falls Insurance Company Subdivision Bond No. 82-87-24 in the sum of $9,000 filed by Arthur J. Wylie and Florence E. Wylie to guarantee the improvements in Saratoga Manor No. 2 Subdivision be, and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-169

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SUBTRUNK SEWER IN SKYLANE PARK UNIT NO. 1 SUBDIVISION BY GEORGE REED; AUTHORIZING RECORDATION OF NOTICE OF COMPLETION AND PAYMENT OF AMOUNTS DUE UNDER THE CONTRACT

WHEREAS, a report has been filed by the Director of Public Works that the construction of subtrunk sewer in Skylane Park Unit No. 1 Subdivision

has been completed by George Reed

in accordance with the contract agreement dated March 20, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of subtrunk sewer in Skylane Park Unit No. 1 Subdivision
be accepted from said contractor George Reed

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-170

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND STANDARD OIL COMPANY RENEWING LEASE OF A PORTION OF THE MODESTO CITY-COUNTY AIRPORT PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Standard Oil Company

for renewing lease of a portion of the Modesto City-County Airport property for a period of one year, beginning May 12, 1961 and ending May 11, 1962

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-171

A RESOLUTION GRANTING A PERMIT TO THE SALVATION ARMY FOR USE OF MANCINI BOWL FOR A BAND CONCERT ON MAY 27, 1961 FROM 3:00 TO 5:00 P.M.

WHEREAS, the Salvation Army has filed a request with the Council for permission to use Mancini Bowl for a Band Concert on May 27, 1961 from 3:00 to 5:00 P.M.,

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

SECTION 1. A permit is hereby granted to said applicant to use Mancini Bowl for a Band Concert on May 27, 1961 from 3:00 to 5:00 P.M. subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee shall assume the responsibilities for cleaning the facility after its use.

(e) Proper arrangements shall be cleared by the Permittee through the appropriate City departments.

SECTION 3. The City Clerk shall furnish Permittee with a certified copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-172

A RESOLUTION AUTHORIZING EMERGENCY PURCHASE OF 3900 LINEAL FEET OF 8" ASBESTOS CEMENT PIPE FROM GRINNELL COMPANY

WHEREAS, the Council of the City of Modesto has found that an emergency exists due to lack of 8" asbestos cement pipe, as outlined by the Director of Public Works, and

WHEREAS, the lack of 8" asbestos cement pipe is holding up subdividers in this field, and

WHEREAS, the purchase of 8" asbestos cement pipe is of urgent necessity for the preservation of health and property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that 3,900 lineal feet of 8" asbestos cement pipe be purchased from Grinnell Company at a cost of $1.99 per lineal foot, plus tax, under the facts and circumstances outlined by the Director of Public Works.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-173

A RESOLUTION APPROVING AGREEMENTSBETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA, DIVISION OF HIGHWAYS, FOR RELOCATION OF UTILITIES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreementsbetween the City of Modesto and the State of California, Division of Highways

for relocation of the following utilities:

(a) Water lines

(b) Storm sewers

(c) Sanitary sewers

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 April, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-174

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO REDS BASEBALL ASSOCIATION FOR USE OF DEL WEBB FIELD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the Modesto Reds Baseball Association

for use of Del Webb Field

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 April, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-175

A RESOLUTION GRANTING A PERMIT TO B. P. O. E. ELKS LODGE NO. 1282 TO HOLD ITS ANNUAL CHARITY CIRCUS AT DEL WEBB FIELD ON MAY 20, 1961

WHEREAS, B. P. O. E. ELKS LODGE NO. 1282 has filed a request with the Council for permission to hold its annual circus at Del Webb Field on May 20, 1961

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

SECTION 1. A permit is hereby granted to said applicant to hold its annual circus at Del Webb Field on May 20, 1961

subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee shall take out and maintain during the life of this permit such public liability and property damage insurance as shall protect it, and any person performing work under this permit, for claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise out of the exercise of the rights granted by this permit, whether by itself, or by

any subcontractor, or by anyone directly or indirectly employed by either of them, and the amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One hundred thousand and no/100ths ($100,000) Dollars for injuries, including accidental death, to any one person; and, subject to the same limit for each person, in an amount not less than Two hundred thousand and no/100ths ($200,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Twenty-five thousand and no/100ths ($25,000) Dollars.

Permittee shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely non-cancellable for a period of not less than five (5) days after notice to the City.

(e) Permittee, at its own cost and expense, shall adequately clean and return the ball park to its original state immediately following this event and failure to do so shall be considered a legitimate reason for claim against the Permittee.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have 20 days from and after the adoption of this resolution within which to file written acceptance of this permit and a certificate of insurance as required by this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance and certificate is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-176

A RESOLUTION ACCEPTING THE BID OF NAHAS MODESTO RAMBLER IN THE SUM OF $1,893.65 FOR ONE METROPOLITAN TWO-DOOR HARD TOP

WHEREAS, Resolution No. 61-143, adopted by the Council of the City of Modesto on April 10, 1961, approved the plans and specifications for ~~the~~ Automotive Equipment

and authorized the calling for bids, and

WHEREAS, the bids received for the Automotive Equipment

were opened at 2:00 P.M. April 27, 1961 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the ~~Director of Public Works~~ Chief of Police has recommended that the bid of NAHAS MODESTO RAMBLER in the sum of $1,893.65 for one Metropolitan two-door hard top be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Nahas Modesto Rambler in the sum of $1,893.65 be accepted and the execution of a contract for the completion of the project by the City's 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 May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-177

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS IN MONTGOMERY VILLAGE NO. 4

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

Section 1. The plans and specifications for installation of water mains in Montgomery Village No. 4

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 11, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-178

A RESOLUTION ACCEPTING THE BID OF GENERAL ELECTRIC IN THE SUM OF $3,318.04 FOR RADIO EQUIPMENT

WHEREAS, Resolution No. 61-132, adopted by the Council of the City of Modesto on April 3, 1961, approved the plans and specifications for the Radio Equipment

and authorized the calling for bids, and

WHEREAS, the bids received for the Radio Equipment

were opened at 2:30 P.M. April 18, 1961 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 General Electric in the sum of $3,318.04 for Radio Equipment
be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of General Electric in the sum of $3,318.04
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-179

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR NINTH STREET PARKING LOT IMPROVEMENT

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

Section 1. The plans and specifications for the improvement of the Ninth Street 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 May 15, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-180

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR PURCHASE OF FAIRWAY TRACTOR AND MOWER

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

Section 1. The plans and specifications for purchase of fairway tractors and mowers

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-181

A RESOLUTION ESTABLISHING RECORDS RETENTION SCHEDULE AND AUTHORIZING DESTRUCTION OF USELESS RECORDS.

WHEREAS, certain old and useless papers and records have accumulated over the years and have not only taken up valuable space in the City offices, but have hampered the effectiveness of the whole record system of the City, and

WHEREAS, the City has contracted with Griffenhagen-Kroeger, Inc., Records and Files Organizers, to reorganize the City filing system, and the representatives of Griffenhagen-Kroeger, Inc. have recommended that a retention and disposal schedule be established empowering the various City officers to retain and dispose of certain old and useless papers and records under certain conditions,

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

1. "City Records" shall include all original or record copies of all books, papers, maps, photographs, reproductions, or other documentary materials, regardless of physical form or characteristics, made or received by any officers, department, board or commission, or other governmental agency of the City in pursuance of any statute or ordinance, or in connection with the transaction of public business and preserved or appropriated for preservation as evidence of the organization, functions, policies, duties, procedures, operations, or other activities of the City, or because of the informational value of the data contained therein. "City Records" shall not include library and museum material or material acquired and preserved solely for reference or exhibition purposes.

2. The Files Management Manual for the City of Modesto and the Schedule entitled "City of Modesto Record Retention Schedule", as amended April 24, 1961, a copy of which is on file in the office of the City Clerk, is hereby adopted. Records will be maintained in accordance with the City of Modesto Files Management Manual. The head of each office, department,

board or commission of the City is hereby directed to retain the records of his office listed therein in his office for a period of time therein listed under the column "O" and until they are no longer needed for the current business of his office, and to retain such records for the total period of time therein listed under the column entitled "T".

3. The head of each office, department, board or commission is hereby authorized to destroy from time to time useless records of his office after the expiration of the total retention period set forth in the Record Retention Schedule with written approval of the department head, City Attorney, and City Manager.

4. The signed "Destruction of Records Notice" certificate of records destroyed will be retained permanently.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Mitchell, who moved its adoption which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-182

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND R. B. CAMP, V. H. ELLIS, TOMMIE R. OLIVER AND L. JONES FOR IMPROVEMENT OF RIGHT OF WAY ADJACENT TO BARHAM COURT, BLOCK 6125

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and R. B. Camp, V. H. Ellis, Tommie R. Oliver and L. Jones

for improvement of the right of way adjacent to Barham Court in Block 6125

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-183

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND U. Z. BRANNON FOR CONSTRUCTION OF SUBTRUNK SEWER IN MONTGOMERY VILLAGE NO. 4 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and U. Z. Brannon

for construction of subtrunk sewer in Montgomery Village No. 4

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-184

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE NAKAGAWA AND FRANK NAKAGAWA FOR LEASE OF PORTION OF HANGAR NO. 5 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 George Nakagawa and Frank Nakagawa

for lease of portion of Hangar No. 5 at Modesto City-County Airport from February 1, 1961 to January 31, 1962

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-185

A RESOLUTION TERMINATING AGREEMENT BETWEEN THE CITY OF MODESTO AND NAKAGAWA FARMS FOR LEASE OF PORTION OF HANGAR NO. 5 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 Nakagawa Farms for lease of portion of Hangar No. 5 at Modesto City-County Airport be, and it is hereby terminated, effective February 1, 1961.

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-186

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 18 OF THE ZONING MAP (LANCE ELLIS)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, 1961, in the Council Chamber for the purpose of considering an amendment to Section 18 of the Zoning Map, to reclassify from Single-Family Residential Zone, R-1, to Planned Development Zone, P-D

the following described property:

(See Resolution 61-191)

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 706 recommending to the Council that rezoning of the area as requested was 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 be set for 8:00 P.M., Monday, May 22, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

(Rescinded by Resolution 61-191)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-187

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16 OF THE ZONING MAP (MARK RANDY)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, 19 61, in the Council Chamber for the purpose of considering an amendment to Section 16 of the Zoning Map, to reclassify from Multiple Family-Residential Zone, R-3, and Neighborhood-Commercial Zone, C-1, to Planned Development Zone, P-D

the following described property:

Beginning at a point on the center line of McHenry Avenue and the southwest corner of Lot 14 of Coffee Colony extended; thence north along the center line of McHenry Avenue a distance of 271.95 feet; thence South 89° 25' East 330 feet; thence North 0° 38' West 255.30 feet; thence South 89° 25' East 330.01 feet; thence South 0° 36' East 527.25 feet; thence North 89° 27' 30" West 684.69 feet to the point of beginning, such property being located on the east side of McHenry Ave. between Tokay and Floyd Ave.

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 705 recommending to the Council that rezoning of the area as requested was 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 be set for 8:05 P.M., Monday, May 22, 19 61, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-188

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 32 OF THE ZONING MAP (BLOCKS 43,44, PORTIONS OF BLOCKS 31,32,33,34,42 AND 45)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, , 1961, in the Council Chamber for the purpose of considering an amendment to Section 32 of the Zoning Map, to reclassify from General-Commercial Zone, C-2, to Commercial-Industrial, Zone, C-M

the following described property:

(See Resolution No. 61-192)

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 703 recommending to the Council that rezoning of the area as requested was 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 be set for 8:20 P.M., Monday, May 22, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

(Rescinded by Resolution No. 61-192)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-189

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 16 OF THE ZONING MAP (DEETER)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, 1961, in the Council Chamber for the purpose of considering an amendment to Section 16 of the Zoning Map, to reclassify from Single-Family Zone, R-1, to Planned Development Zone, P-D (3)

the following described property:

Beginning at a point on the center line of Floyd Avenue 421 feet east of the center line of McHenry Avenue; thence North 0° 38' West 660 feet to the South line of Kavanagh Avenue; thence South 89° 26' East a distance of 884.94 feet; thence Southerly 660 feet to the center line of Floyd Avenue; thence North 89° 26' West 871.80 feet to the point of beginning, such property being located between Floyd Ave. and Kavanagh Ave. beginning 421' east of the center line of McHenry Ave.

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 702 recommending to the Council that rezoning of the area as requested was 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 be set for 8:10 P.M., Monday, May 22, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-190

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19 OF THE ZONING MAP (CARVER-ORANGEBURG AREA)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, 1961, in the Council Chamber for the purpose of considering an amendment to Section 19 of the Zoning Map to reclassify from Single-Family Zone, R-1, to Neighborhood-Commercial Zone, C-1

the following described property:

(See Resolution No. 61-193)

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 701 recommending to the Council that rezoning of the area as requested was 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 be set for 8:15 P.M., Monday, May 22, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

(Rescinded by Resolution No. 61-193)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-191
RESCINDING RESOLUTION NO. 61-186 AND
A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 18 OF THE ZONING MAP (LANCE ELLIS)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, 1961, in the Council Chamber for the purpose of considering an amendment to Section 18 of the Zoning Map, to reclassify from Single-Family Residential Zone, R-1, to Planned Development Zone, P-D

the following described property:

All that portion of Lot.10 of the Knapp Tract according to the map thereof as recorded in Volume 2 of Maps at Page 2, Stanislaus County Records, in the southwest quarter of Section 18, Township 3, South, Range 9 East, Mount Diablo Base and Meridian describes as follows:

Beginning at the southwest corner of Lot 10 of said Knapp Tract; thence north along the west line of said Lot 10 a distance of 747.00 feet; thence east a distance of 355.00 feet; thence along a curve concave to the northwest having a radius of 275.00 feet, through a central angle of 25° 00', a curve distance of 120.00 feet; thence North 65° 00' East a distance of 139.00 feet; thence South 25° 00' East a distance of 470.00 feet; thence South 11° 30' East, 231.00 feet more or less to the northerly right-of-way line of the existing Modesto Irrigation District Lat. No. 3; thence along said northerly right-of-way line along a curve concave to the southeast having a radius of 300.00 feet, a curve distance of 335.00 feet more or less, thence continuing along said northerly right-of-way line in a southwesterly direction a distance of 61.00 feet more or less to the south line of said Lot 10; thence along said south line to the point of beginning, such property being located on the east side of Prescott Road north of M.I.D. Lateral #3.

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 706 recommending to the Council that rezoning of the area as requested was 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 be set for 8:00 P.M., Monday, June 12, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-192
RESCINDING RESOLUTION NO. 61-188 AND
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 32 OF THE ZONING MAP (INITIATED BY PLANNING COMMISSION)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, 1961, in the Council Chamber for the purpose of considering an amendment to Section 32 of the Zoning Map to reclassify from General-Commercial Zone, C-2, to Commercial-Industrial Zone, C-M

the following described property:

All of Blocks 43 and 44
Lots 1 through 4 in Block 31
Lots 1 through 16 in Block 32
Lots 1 through 16 in Block 33
Lots 13 through 16 and the south 15 feet of Lot 12 in Block 34
Lots 13 through 16, and the south 15 feet of Lot 12, Lots 17 through 20 and the south 15 feet of Lot 21 in Block 42
Lots 1 through 4 and Lots 29 through 32 in Block 45, such property fronting on both sides of 7th St. and west side of 8th St. and extending from the south side of G St. to the north side of I St., and

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 703 recommending to the Council that rezoning of the area as requested was 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 be set for 8:15 P.M., Monday, June 12, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL

RESOLUTION NO. 61-193

RESCINDING RESOLUTION NO. 61-190 AND A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19 OF THE ZONING MAP (CARVER-ORANGEBURG AREA)

WHEREAS, the Modesto City Planning Commission held a public hearing on April 18, , 1961, in the Council Chamber for the purpose of considering an amendment to Section 19 of the Zoning Map to reclassify from Single-Family Zone, R-1, to Neighborhood-Commercial Zone, C-1

the following described property:

Lots 1 through 3 and the West 100 feet of Lots 4 and 5 in Block 6082. All of Lot 5 in Block 6081, such property being located on the east side of Carver Road, north of Orangeburg Avenue.

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 701 recommending to the Council that rezoning of the area as requested was 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 be set for 8:30 P.M., Monday, June 12, 1961, in the Council Chamber of the City of Modesto as recommended by the Modesto City Planning Commission.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-194

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO CITY PLANNING COMMISSION FILED BY RUSSELL BRIGGS AND ROSE CHAPMAN ON THE REZONING OF PROPERTY LOCATED ON THE SOUTHWEST CORNER OF McHENRY AND BOWEN AVENUES

WHEREAS, the Modesto City Planning Commission held a public hearing in the Council Chambers located in the City Hall, 801 11th Street, in the City of Modesto for the purpose of considering an application for the amendment to Section 17 of the Zoning Map, filed by Rose A. Chapman and H. Russell Briggs on March 30, 1961, to reclassify from Single-Family Residential Zone, R-1, to Neighborhood-Commercial Zone, C-1, the following described property:

> Commencing at the Northeast corner of Lot 4 of the Fresno Tract, which point is also the center line of McHenry Avenue, and the center line of Bowen Avenue; thence southerly along the center line of McHenry Avenue a distance of 180 feet; thence westerly parallel to the east-west quarter section line, a distance of 175 feet; thence Northerly parallel to the center line of McHenry Avenue a distance of 180 feet to the center line of Bowen Avenue; thence easterly along the center line of Bowen Avenue to the point of beginning, said property being located at the southwest corner of McHenry and Bowen Avenues.

WHEREAS, said Commission after hearing evidence, both oral and documentary adopted Resolution No. 704, denying the request for the amendment to Section 17 of the Zoning Map, and

WHEREAS, on April 25, 1961, Rose A. Chapman and H. Russell Briggs filed an appeal with the City Clerk on the decision of the Planning Commission denying the request for rezoning, and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Commission denying an application for an amendment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto City Planning Commission be set for Monday, May 22, 1961 at 8:00 P.M., in the Council Chambers 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 1st day of May, 1961,

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

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

Noes: None ABSENT: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-195

RESOLUTION ADOPTING BUDGET AND APPROVING THIRD SUPPLEMENTAL MEMORANDUM OF AGREEMENT FOR EXPENDITURE OF GAS TAX ALLOCATION FOR MAJOR CITY STREETS

WHEREAS, a third supplemental memorandum of agreement has been presented to be entered into with the State of California in accordance with the project statement submitted by the City of Modesto for expenditure of the gas tax allocation to cities for the fiscal year 1961-61, and

WHEREAS, the City Council has heard read said agreement in full and is familiar with the contents thereof;

THEREFORE, be it resolved by the City Council of the City of Modesto that said project statement be and it is hereby adopted as the budget of proposed expenditures of the gas tax allocation to cities, and said agreement be and the same is hereby approved and authorized city officials are directed to sign the same on behalf on said City, said agreement to be binding upon the City upon its execution of the authorized officials of the State.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None Absent: None

ATTEST: [signature]
City Clerk

RESOLUTION NO. 61-196

A RESOLUTION ACCEPTING GIFT OF $100 FROM HOME AND GARDEN CLUB FOR USE AT CHILDREN'S PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of $100 to help provide landscaping in the birthday area of Modesto Children's Park be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor be authorized to send a letter expressing the appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961 by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: 
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-197

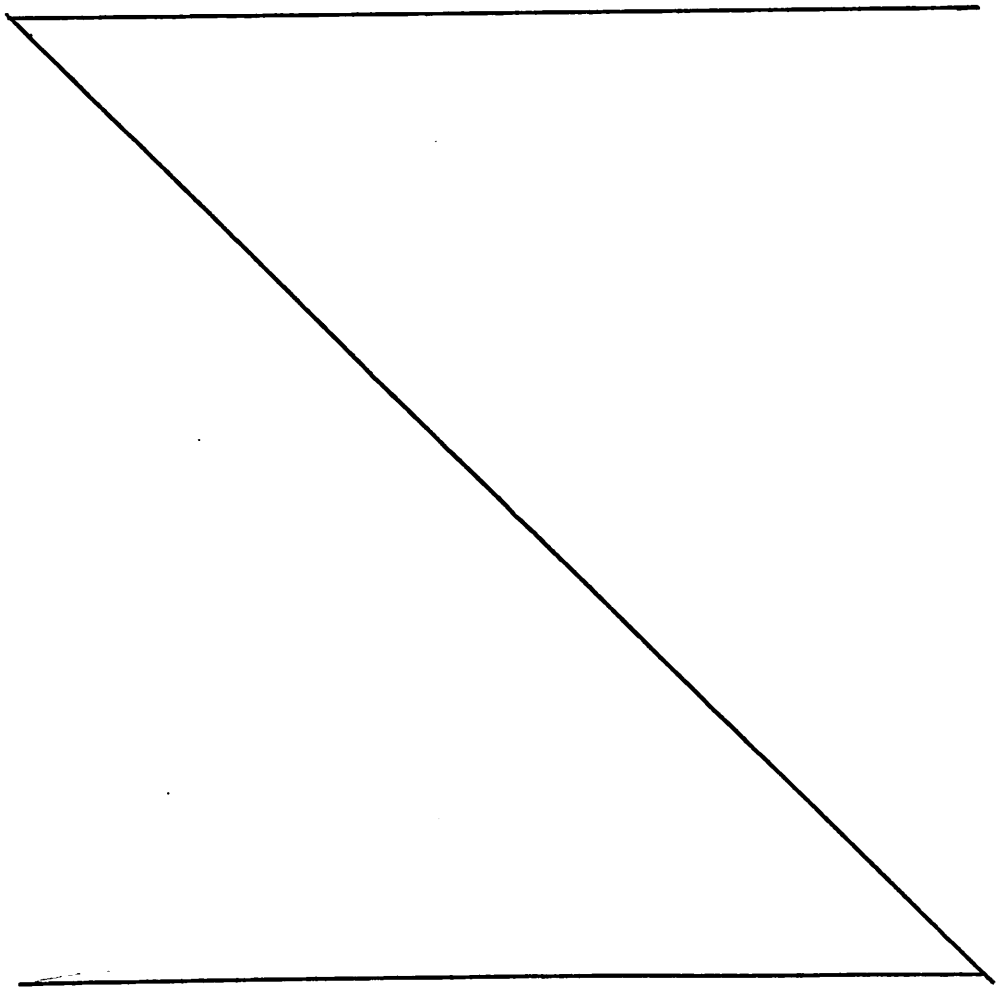
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS EAST FLOYD NO. 3 ADDITION.

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

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

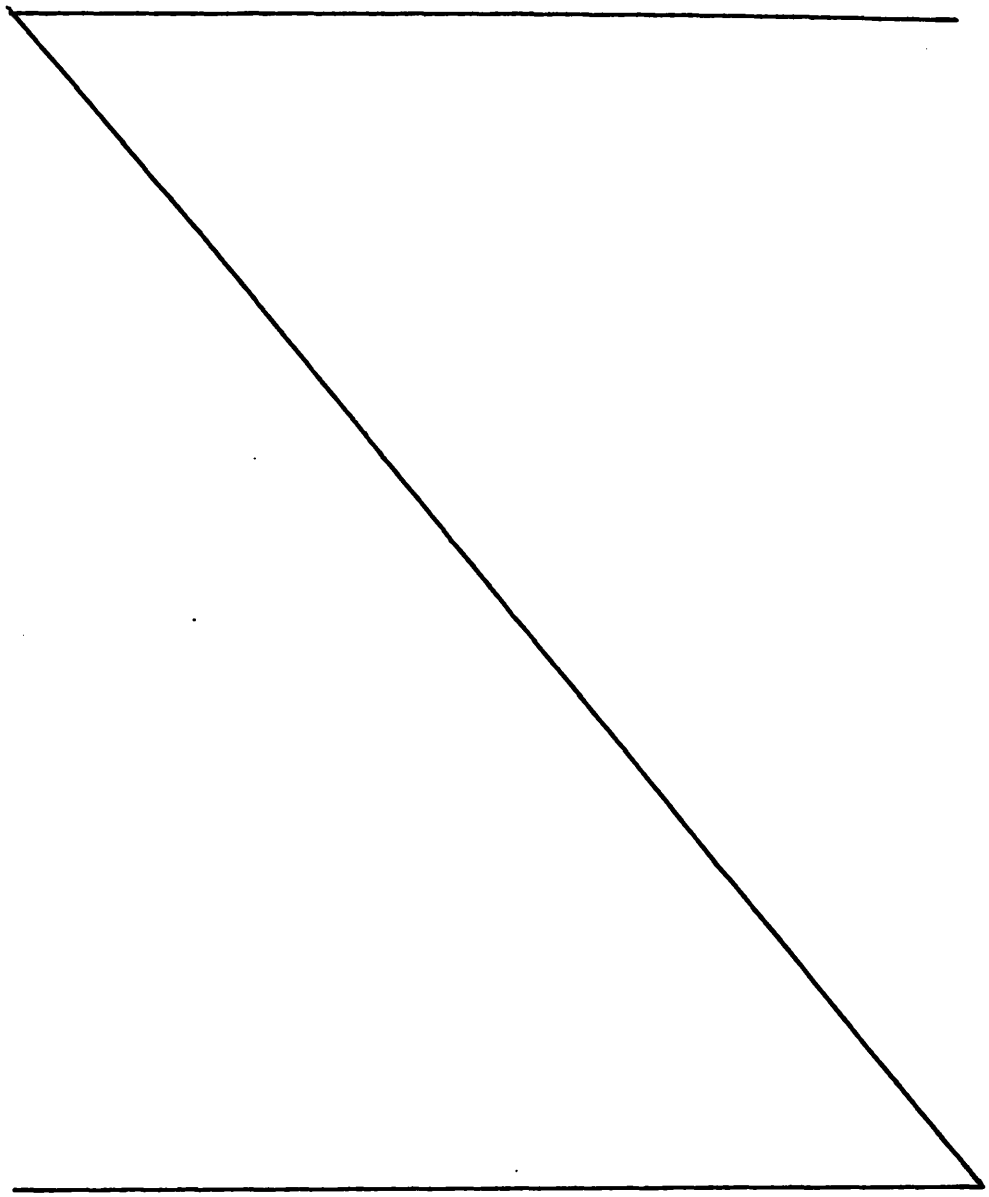
The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:



EAST FLOYD NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and being a portion of Lot 21, of Coffee Colony, as per map filed January 13, 1906, in Volume 2 of Maps, Page 22, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the East Floyd No. 2 Addition, as per description filed June 29, 1960, as Instrument 18292, Stanislaus County Records, said point also being the Southwestern corner of property conveyed to P. U. Knutson, et ux, as per deed recorded December 2, 1947, as Instrument 30718, Stanislaus County Records; thence along the City Limits and the Eastern line of said East Floyd No. 2 Addition North 0° 53' West, 737.24 feet to the Northwestern corner of property conveyed to Maurice E. Boyd, et ux, as per deed recorded June 24, 1955, as Instrument 18356, Stanislaus County Records; thence along the Northern line of said Boyd property South 89° 27' 57" East, 346.00 feet; thence parallel to and 346.00 feet East of the Eastern line of said East Floyd No. 2 Addition, South 0° 53' East, 737.24 feet to a point on the Southern line of the Knutson property; thence along the Southern line of said Knutson property, North 89° 27' 57" West, 346.00 feet, to the point of beginning, containing 5.85 Acres more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-198

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS VENT 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, a petition signed by owners of not less than one fourth 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 3, 1961, 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 VENT ADDITION, and described as follows:

All that real property in the State of California, County of Stanislaus, Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian being the South seven eights of Lots 5 and 6, and the North half of Lot 7 of the Knapp Tract as per map filed November 16, 1904, in Volume 2 of Maps, Page 2, Stanislaus County Records, more particularly described as follows:

Beginning at a point on the existing city limits as established by the Cornwell Addition as per description filed December 29, 1960, as Instrument No. 36792, Stanislaus County Records, said point being on the Western line of a 40 foot public road known as Carver Road and the Northeastern corner of said Cornwell Addition; thence along the city limits the following bearings and distances, North 89° West, 1,320.00 feet, South 0° 15' East, 660.66 feet, North 89° West, 1,320.00 feet, to the center line of a 40 foot public road known as Prescott Road, said point also being on the Western line of Lot 7 of said Knapp Tract; thence along the center line of Prescott Road and the Western line of Lot 7, North 0° 15' West, 1,816.45 feet, to a point on the Westerly extension of the Southern line of Rumble Road as per road deeds recorded May 1, 1957, as Instrument No. 11546, in Volume 1424, Page 443 and February 11, 1920, as Instrument No. 2104, in Volume 274, of Deeds Page 184, Stanislaus County Records; thence along the Southern line of Rumble Road and its Westerly extension, South 89° East, 2,640.00 feet, to a point on the Western line of Carver Road; thence along the Western line of Carver Road, South 0° 15' East, 1,155.79 feet to the point of beginning, containing 90.07 Acres more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on March 14, 19 61, consider the proposed annexation boundaries of said VENT ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City.

5. NOTICE IS HEREBY GIVEN that the 5th day of June, 19 61, at the hour of 4:30 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 county assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll

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 1st day of May, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-199

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS LORENZEN 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, a petition signed by owners of not less than one fourth 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 13, 1961, requesting annexation of the hereinafter described territory to said City.

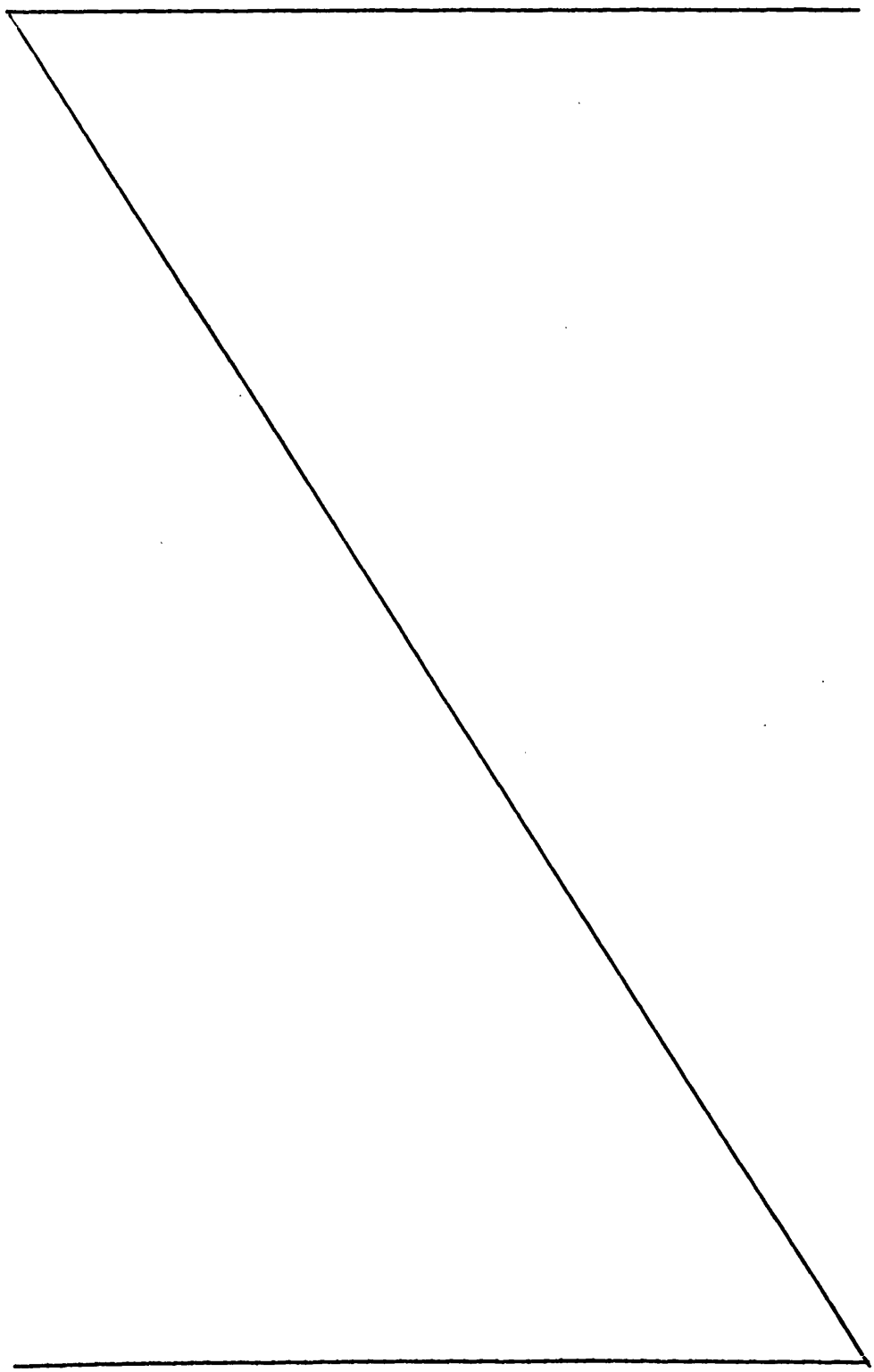
2. That the territory which the petitioners request be annexed to the City of Modesto and which said City and its Council propose to annex, is situate in the County of Stanislaus, State of California, hereby designated as LORENZEN ADDITION, and described as follows:

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 Lots 14 and 19 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 the Northeastern corner of the existing corporate city limits as established by the Downey High School Site annexed by a resolution of the Stanislaus County Board of Supervisors filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being on the Western line of Lot 19; thence along the Western line of Lot 19 and 14, North 00° 29' West, 824.00 feet, to the Northwestern corner of the property conveyed to the Stanislaus County Title Company, a corporation, by deed recorded December 28, 1955, as Instrument 37325, in Volume 1335, Page 299, Stanislaus County Records; thence along the Northern line of said Title Company property, East, 715.09 feet, to the Western line of the Downey Park No. 1 Subdivision as per map filed August 18, 1959, in Volume 19 of Maps, Page 26, Stanislaus County Records; thence along the boundary of said Downey Park No. 1, the following bearings and distances,

South, 222.00 feet,
East, 12.68 feet,
South, 108.09 feet,

South 89° 58' East, 570.02 feet, to the Southeastern corner of Downey Park No. 1 said point being on the Western line of a 40 foot public road known as Rose Avenue; thence along the Western line of Rose Avenue, South 00° 35' East, 495.73 feet, to the Southern line of the property conveyed to Reynold W. Lorenzen, et ux, by deed recorded February 1, 1954, as Instrument 2623, in Volume 1196, Page 352, Stanislaus County Records; thence along the Southern line of said Lorenzen property, North 89° 55' West, 1295.89 feet, to the point of beginning, containing 20.375 acres more or less,



3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on April 11, 1961, consider the proposed annexation boundaries of said LORENZEN ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinablve described area to the city.

5. NOTICE IS HEREBY GIVEN that the 5th day of June, 1961, at the hour of 4:35 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 county assessment roll available on the date the proceedings were initiated, at the address shown on said assessment roll

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 1st day of May, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-200

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,500 FOR CONSTRUCTION OF SUBTRUNK SEWER IN MONTGOMERY UNIT NO. 4 SUBDIVISION

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

FROM:	Special Capital Outlay (321) General Reserve (600)	$1,500
TO:	Sewer Construction (subtrunk and perimeter sewers (321-503)	$1,500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-201

A RESOLUTION APPROVING REQUESTS OF THE STANISLAUS COUNTY FOURTH OF JULY COMMITTEE FOR THE CELEBRATION BEING HELD IN THE CITY OF MODESTO, JULY 4, 1961

WHEREAS, the Stanislaus County Fourth of July Committee has filed the following requests relating to its celebration being held in the City of Modesto, Tuesday, July 4, 1961:

1- Barricade I Street, between 11th and 12th Streets from 9:30 A.M. through 3:30 P.M.;

2- Use the City's reviewing stand with a canvas top, to be placed on I Street, close to the cannon in the Courthouse Park by City personnel on ~~Saturday~~ Monday, July 3;

3- Use a public address system at the reviewing stand;

4- Use Del Webb Field the evening of July 4th for entertainment and fireworks, the City to supply a stand-by fire truck (along with the County). The American Legion to furnish auxiliary police for patrol and added protection.

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 with the following conditions:

1- That the use of Del Webb Field to display fireworks be approved on the 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 assume the responsibility for cleaning the field after its use;

   (d) That the City be reimbursed for any damages which might occur to the field, the Municipal Golf Course, and Dryden Park Municipal Golf Course;

   (e) That arrangements be cleared by the Parks and Recreation and Police Departments.

BE IT FURTHER RESOLVED that the City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ten (10) days from and after the adoption of this resolution within which

to file written acceptance of this permit with the City Clerk, and no right shall be conferred 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 8th day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
REX E. GAILFUS, City Clerk

RESOLUTION NO. 61-202

A RESOLUTION ACCEPTING GIFT OF $60 FROM AMERICAN LEGION AUXILIARY UNIT NO. 74 TO BE USED IN BEAUTIFYING CHILDREN'S PARK IN MEMORY OF ELLEN MERCIER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of $60 for the beautification of Children's Park, in memory of Ellen Mercier, be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor be authorized to send a letter expressing the appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 1st day of May, 1961 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: None

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-203

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF CHLORINATION STATION AND MIXING POND AT SEWAGE TREATMENT PLANT

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

Section 1. The plans and specifications for construction of chlorination station and mixing pond at Sewage Treatment Plant, copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on May 18, 1961 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 8th day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-204

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR WATER PIPE

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

Section 1. The plans and specifications for 6,000' 8" cast iron pipe; 2,700" 10" cast iron pipe; 6,000' 8" asbestos cement pipe; 2,700' 10" asbestos cement pipe

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 18, 1961 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 May, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-205

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR INSTALLATION OF WATER MAINS IN CAMPUS EDGE NO. 2 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-163, on April 24, 1961 approving the plans and specifications for installation of water mains in Campus Edge No. 2 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 4th day of May, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $646.78, 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, 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 8th day of May, 1961, by Councilman Johansen, who moved

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

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-206

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS COMPANY IN THE SUM OF $8,048.20 FOR THE CONSTRUCTION OF CURBS, GUTTERS AND DRIVEWAYS IN THE AREA OF TULLY ROAD AND ORANGEBURG AVENUE

WHEREAS, Resolution No. 61-164, adopted by the Council of the City of Modesto on April 24, 19 61, approved the plans and specifications for the construction of curbs, gutters and driveways in the area of Tully Road and Orangeburg Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the construction of curbs, gutters and driveways in the area of Tully Road and Orangeburg Ave. were opened at 2:45 P.M., May 4, 1961 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 sum of $8,048.20

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials Company in the sum of $8,048.20
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 8th day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-207

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR EXTENSION OF WATER SYSTEM AT SEWAGE TREATMENT PLANT

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-165, on April 24, 1961 approving the plans and specifications for extension of water system at Sewage Treatment Plant

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 4th day of May, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,146.30, 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, 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 8th day of May, 1961, by Councilman Arata, who moved

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

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-208

A RESOLUTION APPROVING THE FINAL MAP OF THE PARK MANOR 3B SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, LANCE E. ELLIS and CAROL L. ELLIS, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 28.2 acres, known as the PARK MANOR 3B SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 1st day of March, 19 60, 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 PARK MANOR 3B 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 that said final map of the PARK MANOR 3B 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 Five Thousand, Two Hundred Fifty-Five and 76/100ths ($5,255.76) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu thereof, have posted a cash deposit with the City Clerk in the sum of Sixty-Five Thousand and no/100ths ($65,000.00) 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 8th day of May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-209

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ RECONSTRUCTION OF DRIVEWAYS ON McHENRY AVENUE BY GEORGE REED; AUTHORIZING RECORDATION OF NOTICE OF COMPLETION AND PAYMENT OF AMOUNTS DUE UNDER THE CONTRACT

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction~~ reconstruction of driveways on McHenry Avenue has been completed by George Reed in accordance with the contract agreement dated March 20, 1961.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ reconstruction of driveways on McHenry Avenue be accepted from said contractor George Reed

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL

RESOLUTION NO. 61-210

A RESOLUTION FIXING THE TIME AND PLACE FOR A PUBLIC HEARING ON AN UNCLASSIFIED USE PERMIT TO BE GRANTED TO MODESTO POST NO. 74 AMERICAN LEGION FOR A WEST COAST SHOWS CARNIVAL, BLOCK 434, BOUNDED BY ELM, CHESTNUT, MADISON AND JEFFERSON STREETS

WHEREAS, the Modesto City Planning Commission has, by resolution filed with the Council, recommended the approval of the following application for an unclassified use permit, Modesto Post No. 74 American Legion for a West Coast Shows Carnival, Block 434, bounded by Elm, Chestnut, Madison and Jefferson Streets

and,

WHEREAS, Section 10-2.2112 of the Modesto Municipal Code provides that the Council shall conduct a duly advertised public hearing on such matters,

NOW, THEREFORE, BE IT HEREBY RESOLVED that a public hearing be held on said application for an unclassified use permit in the City Hall, 801 - 11th Street ~~McHenry Public Library and I Streets~~ in the City of Modesto at 8:30 o'clock p.m. on May 22, 1961.

BE IT FURTHER RESOLVED that the City Clerk give notice of the time and place of said hearing as provided in Section 10-2206(b) 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 May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-211

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND UNITED AIRLINES FOR RENEGOTIATION OF ACTIVITY FEES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and United Airlines

for renegotiation of activity fees for the period of five (5) years from and after January 1, 1961

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-212

A RESOLUTION DECLARING A NEED FOR AN AGENCY TO FUNCTION, AUTHORIZING AND DIRECTING THE APPOINTMENT OF MEMBERS OF THE AGENCY, AND FOR OTHER PURPOSES.

WHEREAS, there exist within the City of Modesto blighted areas and deteriorated or deteriorating areas as defined in Chapter 1 of Part I, Division 24 of the California Health and Safety Code, which Part I of said Division 24 of said Code is known as the Community Redevelopment Law, and

WHEREAS, Section 33200 of the Community Redevelopment Law created in City of Modesto, a public body, corporate and politic for the purpose of exercising the powers granted by the Community Redevelopment Law, but provided, pursuant to Section 33201 thereof, that said public body, corporate and politic shall not transact any business or exercise any powers unless, by resolution, the Council of the City of Modesto declares there is a need for such agency to function.

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

SECTION 1. It is hereby found and declared, pursuant to Section 33201 of the Community Redevelopment Law, that there is a need for the agency created by Section 33200 of said Law to function in the City of Modesto, and said agency is hereby authorized to transact business and exercise its powers under the Community Redevelopment Law.

SECTION 2. The Mayor of the City of Modesto is hereby authorized and directed to appoint in accordance with Sections 33230 through 33233 inclusive, of the Community Redevelopment Law, five (5) resident electors of the City of Modesto as members of the agency provided by Section 1 hereof, provided that all such appointments shall be with the approval of this body.

SECTION 3. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, [illegible], Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Johansen

ATTEST: [signature]
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-213

A RESOLUTION SETTING A HEARING ON CONFIRMATION OF THE REPORT OF THE DIRECTOR OF PUBLIC WORKS CONCERNING THE WORK OF DEMOLISHING AND REMOVING THE DWELLING AND OTHER STRUCTURES LOCATED AT 1204-6th STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203(a) OF THE UNIFORM BUILDING CODE, ASSESSING THE COST OF SAID WORK AGAINST THE PARCEL OF REAL PROPERTY, AND DIRECTING THE METHOD OF COLLECTION OF THE AMOUNT OF SAID LIEN.

WHEREAS, in accordance with the provisions of the Uniform Building Code, 1958 Edition, adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, pursuant to Section 203(a) through (d) of the Uniform Building Code, 1958 Edition, a procedure is established whereby the City Council may, after due notice to the owners, order the Building Official to proceed with demolition and removal of dwellings and structures unsafe or dangerous to human life and declared to be a public nuisance, and

WHEREAS, after receiving such notice the owners of the property situate at 1204-6th Street in the City of Modesto failed and neglected to comply with said notice to repair or demolish and remove dwellings and structures located thereon, the Building Official proceeded with the work specified in a notice to the owners given by registered mail on March 10, 1961,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Monday, the 22nd day of May, 1961, at 7:45 o'clock P.M. in the Council Chambers, located in the City Hall, 801 11th Street, Modesto, California, be set as the time and place for hearing and passing upon a report of the Department of Public Works with respect to the demolishing and removing of the dwelling and other structures located at 1204-6th Street in the City of Modesto, in accordance with the provisions of Section 203(a) of the Uniform

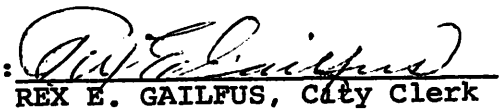
Building Code, together with any objections or protests, if any, which may be raised by the property owners, or other interested persons.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 8th day of May, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Knoles, Mitchell, Tabbert, VanderWall and Mayor Hammond

NOES: None

ABSENT: Johansen

ATTEST: 
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-214

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER LINES IN PARK MANOR 3B SUBDIVISION AND PARK MANOR 3A 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 Park Manor 3B Subdivision and Park Manor 3A Subdivision copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 1, 1961 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 15th day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Councilman Johansen

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-215

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR INSTALLATION OF WATER LINE, MONTGOMERY VILLAGE NO. 4

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-177, on May 1, 1961 approving the plans and specifications for installation of water line, Montgomery Village No. 4 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 11th day of May, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $3,140.36, 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, 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 15th day of May, 1961, by Councilman Arata, who moved

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

AYES: Councilmen: Arata, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Johansen

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-216

A RESOLUTION ACCEPTING THE BID OF GEORGE REED FOR CONSTRUCTION OF ADDITION TO NINTH STREET PARKING LOT IN THE SUM OF $13,882.00

WHEREAS, Resolution No. 61-179, adopted by the Council of the City of Modesto on May 1, 1961, approved the plans and specifications for the construction of an addition to Ninth Street Parking Lot and authorized the calling for bids, and

WHEREAS, the bids received for the construction of an addition to Ninth Street Parking Lot were opened at 2:00 P.M., May 15, 1961 and later tabulated by the Parking and Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of George Reed in the amount of $13,882.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the amount of $13,882.00 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 15th day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Johansen

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-217

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER LINES IN YORKSHIRE MANOR NOS. 2 AND 3 SUBDIVISIONS

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 Yorkshire Manor Nos. 2 and 3 Subdivisions

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 1, 1961 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 15th day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Arata, Johansen

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-218

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO CIVIL AIR PATROL SQUADRON NO. 50 FOR USE OF PHOENIX AVENUE FIRE STATION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Modesto Civil Air Patrol Squadron No. 50 commencing May 1, 1961

for use of Phoenix Avenue Fire Station

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Arata

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-219

A RESOLUTION APPROVING THE FINAL MAP OF THE YORKSHIRE MANOR NO. 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, WOLVERINE BUILDING SERVICE, INC., a corporation, and ARTHUR J. WYLIE and FLORENCE E. WYLIE, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.41 acres, known as the YORKSHIRE MANOR NO. 3 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 16th day of August, 1960, 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 YORKSHIRE MANOR NO. 3 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the YORKSHIRE MANOR NO. 3 SUBDIVISION be approved; that the streets, alleys, and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of One Thousand, Fifty-Eight and 21/100ths ($1,058.21) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Three Thousand and no/100ths ($3,000.00) 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 15th day of May, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-220

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

WHEREAS, WOLVERINE BUILDING SERVICE, INC., a corporation, and ARTHUR J. WYLIE and FLORENCE E. WYLIE, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 4.82 acres, known as the YORKSHIRE MANOR NO. 2 SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 17th day of February, 1959, 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 YORKSHIRE MANOR 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 that said final map of the YORKSHIRE 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 Five Hundred Sixty-Eight and 84/100ths ($568.84) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Twelve Thousand Eight Hundred and no/100ths ($12,800.00) 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 15th day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

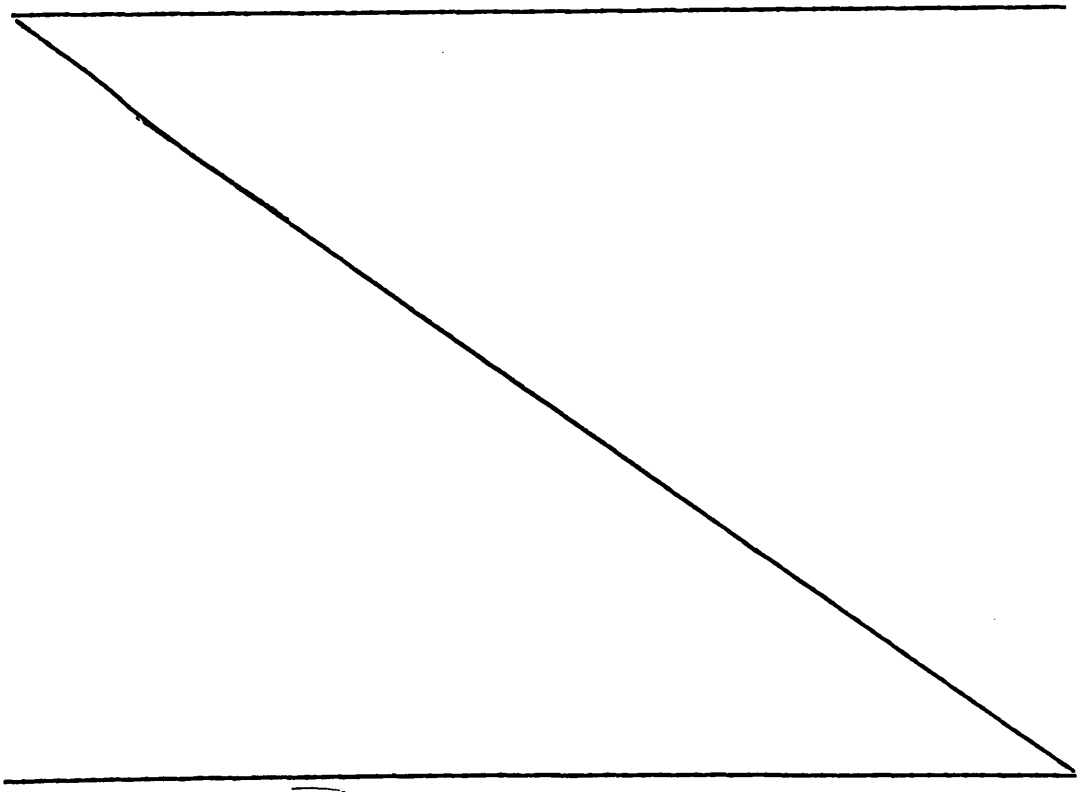
MODESTO CITY COUNCIL
RESOLUTION NO. 61-221

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS EAST FLOYD 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, a petition signed by owners of not less than one fourth 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 26, 19 61, 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 EAST FLOYD NO. 3 ADDITION, and described as follows:



EAST FLOYD NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and being a portion of Lot 21, of Coffee Colony, as per map filed January 13, 1906, in Volume 2 of Maps, Page 22, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the East Floyd No. 2 Addition, as per description filed June 29, 1960, as Instrument 18292, Stanislaus County Records, said point also being the Southwestern corner of property conveyed to P. U. Knutson, et ux, as per deed recorded December 2, 1947, as Instrument 30718, Stanislaus County Records; thence along the City Limits and the Eastern line of said East Floyd No. 2 Addition North 0° 53' West, 737.24 feet to the Northwestern corner of property conveyed to Maurice E. Boyd, et ux, as per deed recorded June 24, 1955, as Instrument 18356, Stanislaus County Records; thence along the Northern line of said Boyd property South 89° 27' 57" East, 346.00 feet; thence parallel to and 346.00 feet East of the Eastern line of said East Floyd No. 2 Addition, South 0° 53' East, 737.24 feet to a point on the Southern line of the Knutson property; thence along the Southern line of said Knutson property, North 89° 27' 57" West, 346.00 feet, to the point of beginning, containing 5.85 Acres more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on April 11, 1961, consider the proposed annexation boundaries of said EAST FLOYD NO. 3 ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. That if said territory is annexed to the city, no change in school district boundaries shall be effected by said annexation proceeding.

5. NOTICE IS HEREBY GIVEN that the 26th day of June, 1961, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 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.

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 15th day of May, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-222

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION IMPROVEMENT BOND TO FRESNO GUARANTEE SAVINGS AND LOAN ASSOCIATION FILED TO GUARANTEE IMPROVEMENTS IN MORAN ESTATES UNIT NO. 1 SUBDIVISION

WHEREAS, Fresno Guarantee Savings and Loan Association, Subdivider of Moran Estates Unit No. 1 Subdivision, has filed with the City of Modesto a subdivision improvement bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision and has recommended the release of the improvement bond.

NOW, THEREFORE, BE IT RESOLVED that the Great American Insurance Company Subdivision Bond No. 8050752 in the sum of $34,500.00 to guarantee the improvements in Moran Estates Unit No. 1 Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1961, by Councilman VanderWall, who moved its adoption, which motinn being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-223

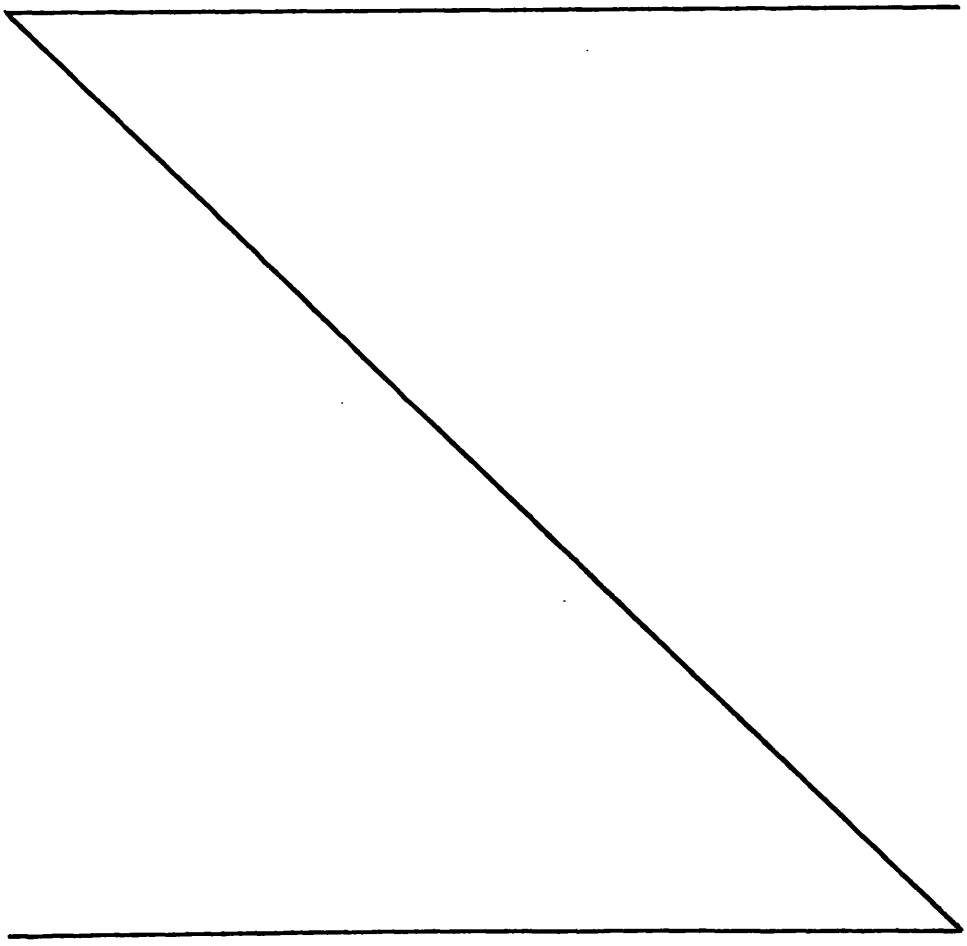
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS GISH ADDITION.

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following 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 more particularly described as follows:



GISH ADDITION

All that real property in the State of California, County of Stanislaus, Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Park Manor Addition, as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being on the quarter section line and the Southeastern corner of property conveyed to Lance E. and Carol L. Ellis, as per deed recorded December 30, 1960, as Instrument 37087, Stanislaus County Records; thence along the quarter section line and the Southern line of said Ellis property, South 89° 21' 30" West, 1326.82 feet to a point on the Eastern line of a 40 foot County Road known as Conant Avenue as per road deed filed July 18, 1930, Volume 401, Page 383, Stanislaus County Records; thence along the Eastern line of said Conant Avenue, North 0° 18' 30" West, 338.13 feet to the Northern line of said Ellis property; thence along the Northern line of said Ellis property, North 89° 21' 30" East, 1326.98 feet to a point on the existing City Limits; thence along the City Limits, South 0° 16' 30" East, 338.13 feet to the point of beginning, containing 10.30 Acres more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-224

A RESOLUTION TERMINATING AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE NAKAGAWA AND FRANK NAKAGAWA FOR LEASE OF PORTION OF HANGAR NO. 5 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 George Nakagawa and Frank Nakagawa for lease of portion of Hangar No. 5 at Modesto City-County Airport be, and it is hereby terminated, effective June 1, 1961

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen:	Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES:	None
ABSENT:	None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-225

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD P. LaTOURETTE, M.D. FOR LEASE OF PORTION OF HANGAR NO. 5 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 Donald P. LaTourette, M.D.

for lease of portion of Hangar No. 5 at Modesto City-County Airport

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-226

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,500.00 FOR INCREASED COST OF GENERAL MUNICIPAL ELECTION

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

FROM:	General Fund, General Reserve (101-600)	$1,500.00
TO:	Miscellaneous unclassified, Elections (65-238)	$1,500.00

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES:		None
ABSENT:		None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-227

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

WHEREAS, a Position Classification Plan was adopted by Resolution No. 54-229 pursuant to Rule 2 of the Personnel Rules and Regulations of the City of Modesto, and

WHEREAS, Rule 2.2 of the Personnel Rules provides that major revisions of 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 abolish the position of "Office Service Clerk" and create new positions entitled "Office Service Clerk I" and "Office Service Clerk II".

SECTION 2. The specifications for the positions of Office Service Clerk I and Office Service Clerk II as shown on the attached Exhibit A, which is hereby made a part of this resolution by reference, are hereby adopted 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 15th day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

Definition

Under direction, to operate and supervise the operation of varied equipment for duplication and reproduction of forms and material, and other office equipment including addressograph, graphotype, coin sorters, coin counters; and to do other work related to central services of the city offices as required.

Typical Tasks

Operates and supervises the operation of multilith, mimeograph, ditto, addressograph, photocopy, postal meter machines, and related reproduction devices; is responsible for the assembling, binding, stapling of reproduced materials; prepares or arranges for the preparation of stencils, plates, and photochemical stencils; makes or supervises the making of simple chemical mixtures; controls requisitioning, storing, and the issuing of forms and maintains perpetual inventory records; makes tallies and computes totals of materials reproduced; maintains proper filing system for forms, sheets, and cards; is responsible for maintaining equipment, keeping it clean and in good repair; arranges for major repair work; collects or supervises collection, sorting, and counting of money from meters; is responsible for making a schedule of work activities for service division of the Finance Department.

Grade Standards

This class is divided into two grades which are distinguished as follows:

Grade I - Operator of all equipment, without supervisory responsibility
Grade II - Operator of all equipment, with additional assigned responsibility for planning, scheduling and coordinating work of the Office Service Division. May have working title Office Service Leadman.

Employment Standards

For Grade I any combination of training and experience equivalent to graduation from high school or business school and experience in duplication machine operation or in the operation of the equipment listed above; in addition for Grade II a minimum of 18 months experience directly related to this type of operation.

Desirable Qualifications

Knowledge of the operating methods and uses of the multilith and addressograph; knowledge of office methods and terminology; ability to instruct others in machine operations and to give detailed instructions; ability to understand and carry out oral and written directions; ability to compare names and numbers and make computations accurately; a high degree of clerical aptitude and manual dexterity; ability to work for long periods in standing position; ability to maintain a schedule of work performance to maintain full production.

City of Modesto

May 15, 1961

EXHIBIT A

MODESTO CITY COUNCIL
RESOLUTION NO. 61-228

A RESOLUTION AMENDING RESOLUTION NO. 61-95 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 SALARY RESOLUTION. Exhibit B entitled "Salary Ranges and Rates for Classes of Positions in the City Service" of Resolution No. 61-95 entitled "A Resolution Establishing Salary Schedules and Fixing the Compensation for Positions in the City Service", is hereby amended to delete the position of Office Service Clerk under Range 15.

SECTION 2. SALARIES FOR CLASSES OF POSITIONS. The Salary Ranges 14.5 and 16.5 of Exhibit B established by Section 2 of Resolution 61-95 are hereby amended to read as follows:

Range 14.5 $317-333-349-367-385

Laborer
Office Service Clerk I
Police Clerk Dispatcher
Pump Operator

Range 16.5 $349-367-385-405-425

Equipment Serviceman
Maintenance Man
Office Service Clerk II
Parking Enforcement Officer (Female)
Sr. Account Clerk
Tree Trimmer I

SECTION 3. EFFECT OF CHANGES ON SALARY OF INCUMBENT OFFICE SERVICE CLERK I. The incumbent in a position in the classification Office Service Clerk, the salary rate or range of which is decreased by the salary changes hereby adopted, shall continue to receive his present salary of $341.00 per month, such salary shall be designated as a "Y" rate, until his next anniversary date for step increase, at which time he will move to the next step in the established range.

SECTION 4. EFFECTIVE DATE. The salary ranges established by this resolution for the classifications Office Service Clerk I and Office Service Clerk II shall be effective June 1, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 15th day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-229

A RESOLUTION ACCEPTING THE BID OF $3,820.00 FROM BRADY-HOLMES COMPANY, SACRAMENTO, CALIFORNIA, FOR GOLF COURSE FAIRWAY TRACTOR AND MOWER

WHEREAS, Resolution No. 61-180, adopted by the Council of the City of Modesto on May 1, 1961, approved the plans and specifications for the Golf Course fairway tractor and mower

and authorized the calling for bids, and

WHEREAS, the bids received for the Golf Course fairway tractor and mower

were opened at 2:00 P.M., May 16, 1961 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 Brady-Holmes Company in the sum of $3,820.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Brady-Holmes Company in the sum of $3,820.00

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 22nd day of May, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-230

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS COMPANY IN THE SUM OF $2.85 PER TON FOR THE FURNISHING OF APPROXIMATELY 2,000 TONS OF 5/16" x #8 ROCK CHIPS FOR SEAL COATING

WHEREAS, The Finance Department called for written and sealed bids for the furnishing of 5/16" x #8 rock chips for the period beginning May 15, 1961 and ending May, 14, 1962 for seal coating, and

WHEREAS, the bids received for the 5/16" x #8 rock chips were opened at 2:00 P.M. on May 12, 1961 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 sum of $2.85 per ton be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials Company in the sum of $2.85 per ton be accepted and the Purchasing Agent be instructed to purchase the annual needs at the rate specified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-231

A RESOLUTION ACCEPTING THE BID OF GEORGE REED IN THE SUM OF $16,306.00 FOR THE IMPROVEMENT OF VIRGINIA AVENUE

WHEREAS, Resolution No. 61-153, adopted by the Council of the City of Modesto on April 17, 1961, approved the plans and specifications for the improvement of Virginia Avenue

and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Virginia Avenue

were opened at 2:15 P.M. on April 27, 1961 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 in the sum of $16,306.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the sum of $16,306.00
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 22nd day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-232

A RESOLUTION ACCEPTING THE BID OF JOHNS-MANVILLE CORPORATION IN THE SUM OF $19,485.00 FOR 6,000 FEET 8" ASBESTOS CEMENT PIPE AND 2,700 FEET 10" ASBESTOS CEMENT PIPE

WHEREAS, Resolution No. 61-204, adopted by the Council of the City of Modesto on May 8, 1961, approved the plans and specifications for the 8" and 10" asbestos cement water pipe
and authorized the calling for bids, and

WHEREAS, the bids received for the 8" and 10" asbestos cement water pipe
were opened at 2:00 P.M., May 18, 1961 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 Johns-Manville Corporation in the sum of $19,485.00

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Johns-Manville Corporation in the sum of $19,485.00
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 22nd day of May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-233

A RESOLUTION REJECTING ALL BIDS FOR THE CONSTRUCTION OF A CHLORINATION STATION, SEWAGE TREATMENT PLANT

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-203, on May 8, 1961 approving the plans and specifications for construction of a Chlorination Station, Sewage Treatment Plant and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 18th day of May, 1961, 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, the only bid received was submitted by Daniels Construction Company in the sum of $32,500, which exceeds the engineers' estimate of $17,500, and

WHEREAS, the Director of Public Works has recommended that the bid of Daniels Construction Company in the sum of $32,500 be rejected.

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, the bid of Daniels Construction Company in the sum of $32,500 be, and it is hereby rejected.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-234

A RESOLUTION APPROVING ~~XXXXXXXXXX~~SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE PUBLICATION AND PRINTING OF THE OFFICIAL ADVERTISING FOR THE FISCAL YEAR 1961-1962

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

Section 1. The plans and specifications for legal advertising for fiscal year 1961-1962.

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 8, 1961 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 22nd day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-235

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR IMPROVEMENT OF BRIGGSMORE AVENUE BETWEEN THE ALLEY EAST OF ALOHA WAY AND McHENRY AVENUE, AND THE IMPROVEMENT OF NORTHERN BOULEVARD BETWEEN McHENRY AND LUNDQUIST TRACT

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

Section 1. The plans and specifications for improvement of Briggsmore Avenue between the alley east of Aloha Way and McHenry Avenue, and the improvement of Northern Boulevard between McHenry and Lundquist Tract

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 1, 1961, at 2:45 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 22nd day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-236

A RESOLUTION ACCEPTING THE BID OF HEDGECOCK-PUTNAM COMPANY FOR THE FURNISHING OF APPROXIMATELY 1,000 TONS OF LIQUID ASPHALT FOR ANNUAL ROAD OIL REQUIREMENTS

WHEREAS, the Finance Department called for written and sealed bids for the furnishing of liquid asphalt for annual road oil requirements for the period beginning May 15, 1961 and ending May 14, 1962, and

WHEREAS, the bids received for the liquid asphalt were opened at 2:00 P.M. on May 12, 1961 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 bids of Hedgecock and Putnam Company for various grades of liquid asphalt be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bids of Hedgecock and Putnam Company for various grades of liquid asphalt be accepted and the Purchasing Agent be instructed to purchase the annual needs at the rates specified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 237

A RESOLUTION CONFIRMING THE REPORT OF THE DIRECTOR OF PUBLIC WORKS CONCERNING THE WORK OF DEMOLISHING AND REMOVING THE DWELLING AND OTHER STRUCTURES LOCATED AT 1204 - 6TH STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203 (a) OF THE UNIFORM BUILDING CODE, ASSESSING THE COST OF SAID WORK AGAINST THE PARCEL OF REAL PROPERTY, AND DIRECTING THE METHOD OF COLLECTION OF THE AMOUNT OF SAID LIEN.

WHEREAS, the Uniform Building Code, 1958 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203 (a) of the Uniform Building Code, 1958 Edition, establishes a procedure whereby the City Council may order the Building Official to proceed with the demolishing and removing of dwelling and structures which are unsafe or dangerous to human life and declared to be a public nuisance after the giving of due notice to the owners of said property, and

WHEREAS, the Council did, on April 3, 1961, adopt its Resolution No. 61-139, directing the Building Official to proceed with said work, as provided therein, and

WHEREAS, the Director of Public Works proceeded to complete the said work in accordance with Council Resolution No. 61-139, and

WHEREAS, May 22, 1961, at 7:45 P.M. in the Council Chambers, located in the City Hall, 801 11th Street, Modesto, California, was set as the time and place for hearing and passing upon a report of the Department of Public Works with respect to the demolishing and removing the dwelling and other structures located on said piece of property, and

WHEREAS, on the completion of said hearing, said Council confirmed the report of the Department of Public Works, as submitted,

and on file in the office of the City Clerk, the cost of said work being determined in the total amount of Two Hundred Fifty and no/100ths ($250.00) Dollars,

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 Two Hundred Fifty and no/100ths ($250.00) Dollars, be assessed as a lien against the parcel of real property located at 1204 - 6th Street in the City of Modesto, County of Stanislaus, State of California, and more particularly described as follows:

Lots 17 and 18 in Block 37, more specifically designated as 1204 - 6th Street, City of Modesto.

SECTION 2. In accordance with the provisions of Section 203 (e) of the Uniform Building Code, 1958 Edition, 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 City Clerk 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 Section 203 (e) of the Uniform Building Code and shall be collected in the manner provided for special assessments.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

NOTICE OF LIEN

Pursuant to the authority vested in me by Modesto City Council Resolution No. 61-139 adopted pursuant to the Uniform Building Code, 1958 Edition, Section 203 (a) I did, on the 22nd day of April, 1961, cause the demolishment and removal of the dwelling and structures located at 1204 - 6th Street in the City of Modesto, County of Stanislaus, State of California, and the legislative body of said City, did, on the 22nd day of May, 1961, by Resolution No. 61-237 assess the cost of said work upon the real property hereinafter described, the same has not been paid nor any part thereof, and the said City does hereby claim a lien on said real property in the sum of Two Hundred Fifty and no/100ths ($250.00) Dollars, and the same shall be a lien upon said real property until the said sum, with interest at the rate of six (6%) per cent per annum, from the 22nd day of May, 1961, has been paid in full and discharged of record.

The real property hereinbefore mentioned and upon which a lien is claimed, is that certain piece or parcel of land lying or being in the City of Modesto, County of Stanislaus, State of California, and particularly described as follows, to wit:

Lots 17 and 18 in Block 37, more specifically designated as 1204 Sixth Street.

Dated this 22nd day of May, 1961.

Marvin Ray

MARVIN RAY, Director of Public Works

MODESTO CITY COUNCIL
RESOLUTION NO. 61-238

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE REQUEST OF H. RUSSELL BRIGGS THAT SECTION 17 OF THE ZONING MAP BE AMENDED TO REZONE PROPERTY LOCATED AT THE SOUTHWEST CORNER OF McHENRY AVENUE AND BOWEN AVENUE, ON THE BASIS OF FINDINGS SET FORTH IN PLANNING COMMISSION RESOLUTION NO. 704, DATED APRIL 18, 1961

WHEREAS, the Council of the City of Modesto held a public hearing in the Council Chamber, May 22, 1961, at 8:00 P.M., for the purpose of considering an appeal filed by H. Russell Briggs on April 25, 1961 to the decision of the Modesto City Planning Commission on April 18, denying his request for the rezoning from Single-Family Zone (R-1) to Neighborhood Commercial Zone (C-1) the following described property:

> Commencing at the Northeast corner of Lot 4 of the Fresno Tract, which point is also the center line of McHenry Avenue, and the center line of Bowen Avenue; thence southerly along the center line of McHenry Avenue a distance of 180 feet; thence westerly parallel to the east-west quarter section line, a distance of 175 feet; thence Northerly parallel to the center line of McHenry Avenue a distance of 180 feet to the center line of Bowen Avenue; thence easterly along the center line of Bowen Avenue to the point of beginning, said property being located at the Southwest corner of McHenry and Bowen Avenues.

WHEREAS, the matter was further discussed by the Council on this date, and

WHEREAS, said Council, after hearing evidence both oral and documentary, found and determined as follows:

1. The rezoning to neighborhood-commercial would constitute rezoning of individual property for individual purposes not in harmony with the plan of zoning for the area.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of H. Russell Briggs to the decision of the Commission on the rezoning of the above described area, be denied and the recommendation 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 22nd day of May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None Absent: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-239

A RESOLUTION DENYING THE APPLICATION OF MARK RANDY TO RECLASSIFY CERTAIN PROPERTY IN SECTION 16 OF THE ZONING MAP AND REQUESTING A FURTHER REPORT FROM THE PLANNING COMMISSION IN ACCORDANCE WITH SECTION 10-2.2114 OF THE MUNICIPAL CODE.

WHEREAS, a verified application for an amendment to Section 16 of the Zoning Map was filed by Mark Randy on March 30, 1961, to reclassify from Multiple family residential Zone, R-3, and Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D, the following described property:

> Beginning at a point on the center line of McHenry Avenue and the southwest corner of Lot 14 of Coffee Colony extended; thence north along the center line of McHenry Avenue a distance of 271.95 feet; thence South 89° 25' East 330 feet; thence North 0° 38' West 255.30 feet; thence South 89° 25' East 330.01 feet; thence South 0° 36' East 527.25 feet; thence North 89° 27' 30" West 684.69 feet to the point of beginning, such property being located on the east side of McHenry Ave. between Tokay and Floyd Ave., and

WHEREAS, the Planning Commission held a public hearing in the Council Chambers, located at the City Hall, at 801 - 11th Street, in the City of Modesto on April 18, 1961, on the proposed amendment, and evidence, both oral and documentary, was taken and introduced, and

WHEREAS, thereafter the Planning Commission adopted Resolution No. 705, recommending to the Council that the rezoning of the area be approved, and

WHEREAS, said matter was set for public hearing before the Council in the Council Chambers located at 801 - 11th Street, in the City of Modesto at 8:05 P.M. on May 22, 1961, 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:

1. The rezoning of the area would not be required by public necessity, convenience and general welfare;

2. Rezoning to Planned-Development would not be in harmony with the development policy along McHenry Avenue;

3. The plan and development schedule submitted will not insure improvement of the property in reasonable compatibility with existing and potential uses of the area and will not provide adequate protection for traffic on McHenry Avenue.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto, that the application of Mark Randy to reclassify the above described property from Multiple family residential Zone, R-3, and Neighborhood Commercial Zone, C-1, to Planned-Development Zone, P-D, be denied.

BE IT FURTHER RESOLVED that the Council does hereby request a further report from the Planning Commission on the proposed rezoning of the above described property, as provided by Section 10-2.2114 of the Modesto Municipal Code.

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 a further report of the Planning Commission; provided, however, that failure of the Planning Commission to act within forty (40) days of receipt of said 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 22nd day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Knoles, Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-240

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(3). (DEETER)

WHEREAS, a verified application for an amendment to Section 16 of the Zoning Map was filed by John H. Deeter on March 14, 1961, to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, the following described property:

> Beginning at a point on the center line of Floyd Avenue 421 feet east of the center line of McHenry Avenue; thence North 0° 38' West 660 feet to the South line of Kavanagh Avenue; thence South 89° 26' East a distance of 884.94 feet; thence Southerly 660 feet to the center line of Floyd Avenue; thence North 89° 26' West 871.80 feet to the point of beginning, such property being located between Floyd Avenue and Kavanagh Avenue beginning 421' east of the center line of McHenry Avenue, and

WHEREAS, after public hearing held on April 18, 1961, 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 plan and development schedule submitted will insure improvements of the property in reasonable compatibility with existing and potential uses of the area, since the density proposed is fewer than eight (8) families per acre, and will provide adequate protection for traffic on surrounding streets; and

2. The development will not substantially alter the population density in this neighborhood as proposed by the General Plan, and

WHEREAS, after a public hearing held on May 22, 1961, the Council found and determined that the application of John H. Deeter 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. 461 -C.S. on the 22nd day of May, 1961, reclassifying the above-described property from Single-Family Zone, R-1, to Planned-Development Zone, P-D(3),

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(3), is hereby approved in accordance with the plan titled "Plot Plan-Modesto Development", dated March 14, 1961, on file in the office of the Planning Director.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(3):

a. The entire construction program shall be accomplished in two (2) phases as shown on the Development Plan:

> Phase 1 shall include twenty-eight (28) rental apartments and twenty-two (22) "own-your-own" apartments, construction to start not later than July 1, 1961, and be completed on or before May 31, 1962.
>
> Phase 2 shall include twenty-four (24) rental apartments and twenty-two (22) "own-your-own" apartments, construction to start not later than September 30, 1962, and be completed on or before August 31, 1963.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan which involve uses shall be made in accordance with the procedure set forth in Article 21 of Title X of the Modesto Municipal Code for an unclassified use permit. Any changes in the development plan which do not involve

uses shall be reviewed by the Board of Zoning Adjustment and such changes, if approved, shall be made in accordance with the procedure set forth in Article 20 of Title X of the Modesto Municipal Code for a conditional use permit.

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(3), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman Mayor Hammond, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-241

A RESOLUTION APPROVING LEASE/AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO UNITY CHURCH FOR OFFICE SPACE IN COMMUNITY SERVICE CENTER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Modesto Unity Church

for office space (Room 202) in the Community Service Center at the rate of $55.00 per month, effective June 1, 1961

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-242

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ DEMOLITION OF THE RIGGS BUILDING ON I STREET BY DORRITY AND SON

WHEREAS, a report has been filed by the Director of ~~Public Works~~ Parking and Traffic that the ~~construction~~ demolition of the Riggs Building on I Street

has been completed by Dorrity & Son

in accordance with the contract agreement dated February 8, 1961.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction~~ demolition of the Riggs Building on I Street

be accepted from said contractor Dorrity & Son

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of ~~amounts~~ $1.00 due the City as provided in the contract, ~~be authorized~~ has been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-243

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRAFFIC SIGNALS, STREET LIGHTS AND TRAFFIC ISLANDS AT 12TH, NEEDHAM AND VIRGINIA AVENUES FROM COLLINS ELECTRICAL COMPANY

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of traffic signals, street lights and traffic islands at 12th, Needham and Virginia Avenues

has been completed by Collins Electrical Company

in accordance with the contract agreement dated March 13, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of traffic signals, street lights and traffic islands

be accepted from said contractor Collins Electrical Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, 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 May, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-244

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO PROFESSIONAL CENTER FOR CONSTRUCTION OF SUBTRUNK SEWER FOR MEDICAL-DENTAL CENTER ON THEIR PROPERTY LOCATED AT ORANGEBURG AND NELSON AVENUES

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Modesto Professional Center

for construction of subtrunk sewer for Medical-Dental Center located at Orangeburg and Nelson Avenues

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-245

A RESOLUTION APPROVING APPROPRIATION TRANSFER $17,000 FROM SPECIAL CAPITAL OUTLAY FUND (321) FROM TRAFFIC SIGNALS, 99 HIGHWAY AND COLDWELL (503) TO SUBTRUNKS AND PERIMETER SEWERS (503)

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

SPECIAL CAPITAL OUTLAY (321)

FROM:	Traffic Signals, 99 Highway and Coldwell(503)	$17,000
TO:	Subtrunks and Perimeter Sewers (503)	$17,000

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-246

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER AND SEWER LATERAL TO SERVE MEDICAL-DENTAL CENTER AT ORANGEBURG AND NELSON AVENUES

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 and sewer lateral to serve Medical-Dental Center at Orangeburg and Nelson 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 1, 1961 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 22nd day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-247

A RESOLUTION APPROVING THE FINAL MAP OF THE GLEN AULEN SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, G. A. STEVENS, JUANITA STEVENS, J. D. TROMBETTA, HELEN TROMBETTA, W. M. MINENI and ROSE MARIE MINENI are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 12.0 acres, known as the GLEN AULEN SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 5th day of July, 1960, 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 GLEN AULEN 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 that said final map of the GLEN AULEN 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 Eighty-Nine and 70/100ths ($1,189.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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-Seven Thousand and no/100ths ($37,000.00) 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 22nd day of May, 1981, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-248

A RESOLUTION DESIGNATING CERTAIN STREETS, OR A PORTION THEREOF, AS MAJOR CITY STREETS IN THE CITY OF MODESTO, STANISLAUS COUNTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the following streets within the corporate city limits of the City of Modesto, Stanislaus County, between the termini indicated herein, be selected, approved, and designated by the City Council of said City, as "Major City Streets":

NAME	TERMINI
B Street,	from Crows Landing Road to Tenth Street.
*Bowen Avenue,	from McHenry Avenue, Route 109, to Tully Road.
*Briggsmore Avenue,	from East City Limit line near Honeysuckle Drive to West City Limit line near Dillon Drive.
Brook Way,	from Morton Boulevard to Morton Boulevard.
Burney Street,	from Downey Avenue to Jennie Street.
California Avenue,	from West City Limits at Franklin Street to Washington Street.
Carver Road,	from State Highway Route 4 to M.I.D. Lat. No. 3.
*Coffee Road,	from alley Block 1032 to City Limit line near Locke Road, and from City Limit line near Chadwick Court to Fairmont Avenue.
Coldwell Avenue,	from State Highway Route 4 to Sycamore Avenue.
College Avenue,	from Needham Street to North City Limits near Durant Street.
Crows Landing Road,	from South City Limits at the Tuolumne River to Sierra Drive.
Downey Avenue,	from McHenry Avenue, Route 109, to Scenic Drive.
Eighth Street,	from H Street to Kansas Avenue.
Eleventh Street,	from D Street (State Highway Route 110) to Needham Street.
Fifth Street,	from Sierra Drive to L Street at Washington Street.
First Street,	from Sierra Drive to Washington Street.
*Floyd Avenue,	from McHenry Avenue, Route 109, to the East City Limits near O'Farrell Avenue extended.
Fourteenth Street,	from D Street (State Highway Route 110) to Needham Street.
Granger Avenue,	from Tully Avenue to McHenry Avenue.

Griswold Avenue,	from Virginia Avenue to McHenry Avenue.
H Street,	from Washington Street to Downey Avenue.
Harriett Street,	from Morton Boulevard to Downey Avenue.
I Street,	from Washington Street to Downey Avenue.
Kansas Avenue,	from West City Limits at Franklin Street to State Highway Route 4.
L Street,	from Ninth Street to Needham Street.
La Loma,	from Yosemite Boulevard to H Street.
Laurel Street,	from West City Limits at Franklin Street to Washington Street.
Miller Avenue,	from La Loma to East City Limits at El Vista Avenue.
Morris Avenue,	from College Avenue to East City Limits near Grantland Court.
Morton Boulevard,	from Tenth Street to La Loma.
Needham Street,	from Ninth Street to McHenry Avenue, Route 109.
Nineteenth Street,	from Burney Street to Downey Avenue.
*Northern Boulevard,	from East City Limit line near Honeysuckle Drive to West City Limit line near Dillon Drive.
*Norwegian Avenue,	from McHenry Avenue, Route 109, to East City Limits near Codding Drive.
Orangeburg Avenue,	from Martin Avenue to East City Limits at McHenry Avenue.
Paradise Avenue,	from West City Limits at Franklin Street to Washington Street.
Roseburg Avenue,	from Carver Road to East City Limits at McHenry Avenue.
Scenic Drive,	from Downey Avenue to East City Limits at El Vecino Avenue extended.
Seventh Street,	from Sierra Drive to Washington Street.
Sierra Drive,	from First Street to South Seventh Street (Crows Landing Road).
Stoddard Avenue,	from Tully Avenue to McHenry Avenue.
Sunrise Avenue,	from Downey Avenue to City Limits at Fairmont Avenue.
Sycamore Avenue,	from Needham Street to Orangeburg Avenue.
Tenth Street,	from Morton Boulevard to Needham Street.
Tully Avenue,	from State Highway Route 4 to North City Limits near Durant Street.
Tuolumne Boulevard,	from West City Limits at Paradise Avenue to Crows Landing Road.

Virginia Avenue,	from Needham Street to Roseburg Avenue.
Washington Street,	from H Street to Eighth Street.
G Street,	from Sierra Drive to Burney Street.
Ross Street,	from Burney Street to La Loma.

NOTE: * Indicates additions or changes.

BE IT FURTHER RESOLVED that said City Council does recommend to the Department of Public Works of the State of California that the above selected streets be approved and designated by the Director of said Department as "Major City Streets" in said city and that said streets within the limits above given, be considered the system of Major City Streets in said city within the meaning of such system as defined in Sections 2050 to 2055, inclusive, of the Streets and Highways Code.

BE IT HEREBY RESOLVED that Resolution No. 59-198 adopted by the Council on May 13, 1959, entitled, "A RESOLUTION DESIGNATING CERTAIN STREETS, OR A PORTION THEREOF, AS MAJOR CITY STREETS IN THE CITY OF MODESTO, STANISLAUS COUNTY" be and is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-249

A RESOLUTION ADOPTING AND SUBMITTING A BUDGET FOR EXPENDITURE OF FUNDS ALLOCATED FROM THE STATE HIGHWAY FUND TO CITIES

WHEREAS, a master agreement has been executed by the City and the State of California on March 1, 1961, for expenditure of funds allocated from the State Highway Fund to cities; and,

WHEREAS, the City Council has prepared a project statement showing estimated expenditures of such funds recommended to be made during the 1961-1962 fiscal year; and,

WHEREAS, the City Council has heard read said project statement and is familiar with the contents thereof;

THEREFORE, be it resolved by the City Council of the City of Modesto that said project statement be and it is hereby adopted as the budget of proposed expenditures of the gas tax allocation to cities, said project statement be and the same is hereby approved and the City Manager is directed to sign the same on behalf of said City, and said project statement to be submitted to the Department of Public Works, State of California, in accordance with the provisions of Section 197 of the 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 May, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-250

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO PROTESTING THE GRANTING OF AN ON-SALE BEER AND WINE LICENSE FOR THE PREMISES AT 824 NINTH STREET

WHEREAS, under State law, the California State Department of Alcoholic Beverage Control has the power to grant or deny licenses for the sale of alcoholic beverages, including beer, and

WHEREAS, William Miller and Helen Miller have applied for an "On-Sale Beer and Wine License" at 824 - 9th Street, and

WHEREAS, the Modesto Police Department has recommended that the issuance of a license be denied to applicant because the issuance of such a license will create a police problem in an area which is already one of the sources of a large percentage of police activity, and

WHEREAS, Section 23988 of the Business and Professions Code of the State of California authorizes local governmental agencies to protest the granting of a liquor license within their jurisdictions,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto hereby protests to the California State Department of Alcoholic Beverage Control the granting of an "On-Sale Beer and Wine License" to William and Helen Miller at 824 - 9th Street, Modesto, California.

BE IT FURTHER RESOLVED that the City Clerk transmit a certified copy of this resolution to the California State Department of Alcoholic Beverage Control.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 22nd day of May, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-251

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $25,000.00 FOR SETTLEMENT OF HOLIDAY PAY LITIGATION - POLICE OFFICERS

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

FROM:
General Fund, General Reserve (101-600) $25,000.00

TO:
Police Department, Holiday Pay (overtime) Settlement (22-131) $25,000.00

The foregoing resolution was introduced at a special ~~regular~~ meeting of the Council of the City of Modesto held on the 31st day of May, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Knoles

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-252

A RESOLUTION ACCEPTING THE BID OF LIFT ALL, INC. IN THE SUM OF $2,978.20 FOR THE FURNISHING OF AN INDUSTRIAL POWER VACUUM SWEEPER FOR CLEANING THE CITY'S PARKING LOTS

WHEREAS, the Finance Department called for written and sealed bids for the furnishing of an Industrial Power Vacuum Sweeper for cleaning the City's parking lots, and

WHEREAS, the bids received for the Industrial Power Vacuum Sweeper were opened at 10:00 A.M. on May 24, 1961 and later tabulated by the Purchasing Agent for the consideration of the Council, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Lift All, Inc. in the sum of $2,978.20 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Lift All, Inc. in the sum of $2,978.20 be accepted and the Purchasing Department instructed to initiate the purchase.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Tabbert

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-253

A RESOLUTION ACCEPTING THE BID OF CURTIS EQUIPMENT COMPANY IN THE SUM OF $737. FOR THE FURNISHING OF A LIGHT DUTY TILT BED TRAILER TO CARRY AN INDUSTRIAL POWER VACUUM SWEEPER

WHEREAS, the Finance Department called for written and sealed bids for the furnishing of a light duty tilt bed trailer to carry an industrial power vacuum sweeper, and

WHEREAS, the bids received for the light duty tilt bed trailer were opened at 10:00 A.M. on May 24, 1961 and later tabulated by the Purchasing Agent for the consideration of the Council, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Curtis Equipment Company in the sum of $737. be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Curtis Equipment Company in the sum of $737. be accepted and the Purchasing Department instructed to initiate the purchase.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-254

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR THE INSTALLATION OF WATER LINE, PARK MANOR SUBDIVISION (3B) AND (3A)

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-214, on May 15, 1961 approving the plans and specifications for installation of water line, Park Manor Subdivision (3B) and (3A)

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 1st day of June, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $4,279.20, 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, 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 5th day of June, 1961, by Councilman VanderWall, who moved

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

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-255

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR INSTALLATION OF WATER LINE, YORKSHIRE MANOR NOS. 2 & 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-217, on May 15, 1961 approving the plans and specifications for installation of water line, Yorkshire Manor Nos. 2 & 3 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 1st day of June, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,659., 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, 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 5th day of June, 1961, by Councilman Arata, who moved

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

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-256

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF WATER LINES IN SARATOGA MANOR NO. 3 SUBDIVISION

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

Section 1. The plans and specifications for the construction of water lines in Saratoga Manor 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 June 16, 1961 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 5th day of June, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond
NOES: None
ABSENT: Tabbert

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-257

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF WATER LINES, MONTGOMERY VILLAGE PARK SUBDIVISION

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

Section 1. The plans and specifications for construction of water lines, Montgomery Village Park Subdivision copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 11th Street, in the City of Modesto, on June 16, 1961 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 June, 1961, by Councilman Knoles, who moved its adoption, which motion beind duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Tabbert

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 258

A RESOLUTION CONFIRMING THE REPORT OF THE SUPERINTENDENT OF STREETS CONCERNING THE WORK OF REPAIR OF SIDEWALK IN FRONT OF PROPERTY LOCATED AT 340-342 SEMPLE STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE IMPROVEMENT DISTRICT ACT OF 1911, ASSESSING THE COST OF CONSTRUCTION AGAINST THE PARCEL OF REAL PROPERTY, AND DIRECTING THE METHOD OF COLLECTION OF THE AMOUNT OF SAID LIEN.

WHEREAS, Chapter 22 of Part 3 of Division 7 of the Streets and Highways Code of the State of California establishes a procedure pursuant to which the repair of sidewalks may be required, and

WHEREAS, the Superintendent of Streets did, on March 31, 1961, notify the owner of the property fronting on 340-342 Semple Street in the City of Modesto to repair said sidewalk by mailing a written notice with postage thereon prepaid, to the owner thereof at his last known address, and

WHEREAS, the Superintendent of Streets did thereafter on April 18, 1961, cause to be posted in a conspicuous place on the property a notice to repair said sidewalk within two (2) weeks, and

WHEREAS, the owner having failed to repair said sidewalk as required by the notice to repair, the Superintendent of Streets proceeded to complete the said work as aforesaid, in compliance with the provisions of Chapter 22 of Part 3 of Division 7 of the Streets and Highways Code, and

WHEREAS June 5, 1961, at 4:40 P. M. in the Council Chambers, located in the City Hall, 801 11th Street, Modesto, California, was set as the time and place for hearing and passing upon 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 One Hundred Forty-One and 95/100ths ($141.95) Dollars,

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 One Hundred Forty-One and 95/100ths ($141.95) Dollars, be assessed as a lien against the parcel of property fronting upon the sidewalk so repaired, to wit; the West 41.00 feet of Lots 42 to 46 of Block 577 of the City of Modesto, as per map filed December 21, 1942, in Volume 15 of Maps, Page 577, Stanislaus County Records. (340-342 Semple Street)

SECTION 2. In accordance with the provisions of Section 5628 of the 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 City Clerk 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 by Section 5629 of the California 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 June, 1961 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, VanderWall, Mayor Hammond, Tabbert

NOES: Councilmen: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

NOTICE OF LIEN

Pursuant to the authority vested in me by the Improvement Act of 1911, I did on the 17th day of May, 1961, cause the sidewalk in front of the real property hereinafter described, to be repaired and improved, and the legislative body of said city did, on the 5th day of June, 1961, by Resolution No. 61-258, assess the cost of such repair upon the real property hereinafter described, and the same has not been paid nor any part thereof, and the said city does hereby claim a lien on said real property in the sum of One Hundred Forty-One and 95/100ths ($141.95) Dollars, and the same shall be a lien upon said real property until the said sum, with interest at the rate of six (6%) per cent per annum from the said 5th day of June, 1961, has been paid in full and discharged of record.

The real property hereinbefore mentioned and upon which a lien is claimed, is that certain piece or parcel of land lying and being in the State of California, and particularly described as follows, to wit:

340-342 Semple Street, Modesto, California, described as follows:

The West 41.00 feet of Lots 42 to 46 of Block 577 of the City of Modesto as per map filed December 21, 1942, in Volume 15 of Maps, Page 577, Stanislaus County Records.

Dated this 5th day of June, 1961.

Marvin Ray

MARVIN RAY, Superintendent of Streets

MODESTO CITY COUNCIL
RESOLUTION NO. 61-259

A RESOLUTION APPROVING THE FINAL MAP OF THE SARATOGA MANOR NO. 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, ARTHUR J. WYLIE and FLORENCE E. WYLIE, husband and wife, as Joint Tenants, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.36 acres, known as the Saratoga Manor No. 3 Subdivision,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 7th day of July, 1959,

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 Saratoga Manor No. 3 Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the Saratoga Manor No. 3 Subdivision be approved; that the streets, alleys, and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of One Thousand and Two and 70/100ths ($1,002.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Thousand Five Hundred and 00/100ths ($40,500.00) 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 5th day of June, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: **Councilmen:** Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: **Councilmen:** None

ABSENT: **Councilmen:** None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL

RESOLUTION NO. 61-260

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND WALTER W. STORER, A. A. AUSTERLAND AND S. V. NORQUIST

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Right of Way Agreement between the City of Modesto and Walter W. Storer, A. A. Austerland and S. V. Norquist for right of way at 1537 Tully Road for improvement under our project no. 56-15-6116-7.
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 the City Clerk be authorized to record said Right of Way Agreement 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 5th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

Ayes:	Councilmen:	Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
Noes:	Councilmen:	None
Absent:	Councilmen:	None

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-261

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RAY GADA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Ray Gada

for radio maintenance service, effective for one year from June 5, 1961 until June 4, 1962

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 June, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-262

A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 61-145.

WHEREAS, Section 3-6.03 of the Modesto Municipal Code authorizes the Council to establish by resolution the rates and parking time limits for the parking of vehicles on public parking facilities as well as the days and hours during which they shall apply,

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

SECTION 1. Rates and parking time limits for the parking of vehicles on public parking facilities are hereby established as follows:

DAILY HOURLY RATES

7:30 A.M. to 5:00 P.M., Sundays Excepted

LOT NO.	LOCATION	RATE	MAXIMUM TIME LIMIT
10	8th Street between I & K Streets	Two and one half hours or fraction, 5¢	None
	9:00 A.M. to 4:30 P.M., Sundays Excepted		
1	11th & G Streets	First two hours or fraction, 10¢ Next two hours or fraction, 10¢ Next five hours or fraction, 10¢ nine hours 30¢	None
	9:00 A.M. to 6:00 P.M., Sundays Excepted		
3	12th & I Streets (Southeast corner)	One half hour or fraction, 5¢	3 Hours
7	12th & I Streets (Northeast corner)	One half hour or fraction, 5¢	3 Hours

9:00 A.M. to 10:00 P.M., Daily

2	9th Street between I & J Streets	One half hour or fraction,	5¢	3 Hours
4a	11th Street between H & I Streets (Street level)	One half hour or fraction,	5¢	3 Hours
4b	11th Street between H & I Streets (Lower level)	One half hour or fraction,	5¢	No.Limit
5	10th Street between K & L Streets (West side)	One half hour or fraction,	5¢	3 Hours
8	14th & J Streets (Southwest corner)	One half hour or fraction,	5¢	3 Hours
9	13th Street between J & K Streets	One hour	5¢	None
12	10th & H Streets (Southwest corner)	One half hour or fraction,	5¢	5 Hours

SECTION 2. No vehicle shall be parked upon said off-street parking facilities at any time above specified without payment of the established fees as hereinabove set forth.

SECTION 3. The Traffic Engineer is hereby directed to cause the above locations to be marked and designated in accordance with the provisions of this resolution.

SECTION 4. Resolution No. 61-145 adopted by the Council on the 10th day of April, 1961, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-263

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DEVELOPERS OF NORTH STAR ESTATES SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Alfred L. Flory, James B. Johnston and Joe H. Tidwell, developers of North Star Estates Subdivision, effective June 5, 1961

for water service to North Star Estates Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 June, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-264

A RESOLUTION APPROVING THE FINAL MAP OF THE MONTGOMERY VILLAGE PARK SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, U. Z. BRANNON and GENEVA BRANNON, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.85 acres, known as the MONTGOMERY VILLAGE PARK, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 7th day of February, 19 61, 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 MONTGOMERY VILLAGE PARK SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the MONTGOMERY VILLAGE PARK 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, Five Hundred Eighty-Four and 12/100ths ($1,584.12) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Twelve Thousand Three Hundred and no/100ths ($12,300.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-265
CONTRACT

A RESOLUTION APPROVING ~~AGREEMENT~~ BETWEEN THE CITY OF MODESTO AND STATE PERSONNEL BOARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the ~~Agreement~~ Contract between the City of Modesto and State Personnel Board

for continuance of examining services, effective July 1, 1961 to and including June 30, 1962

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

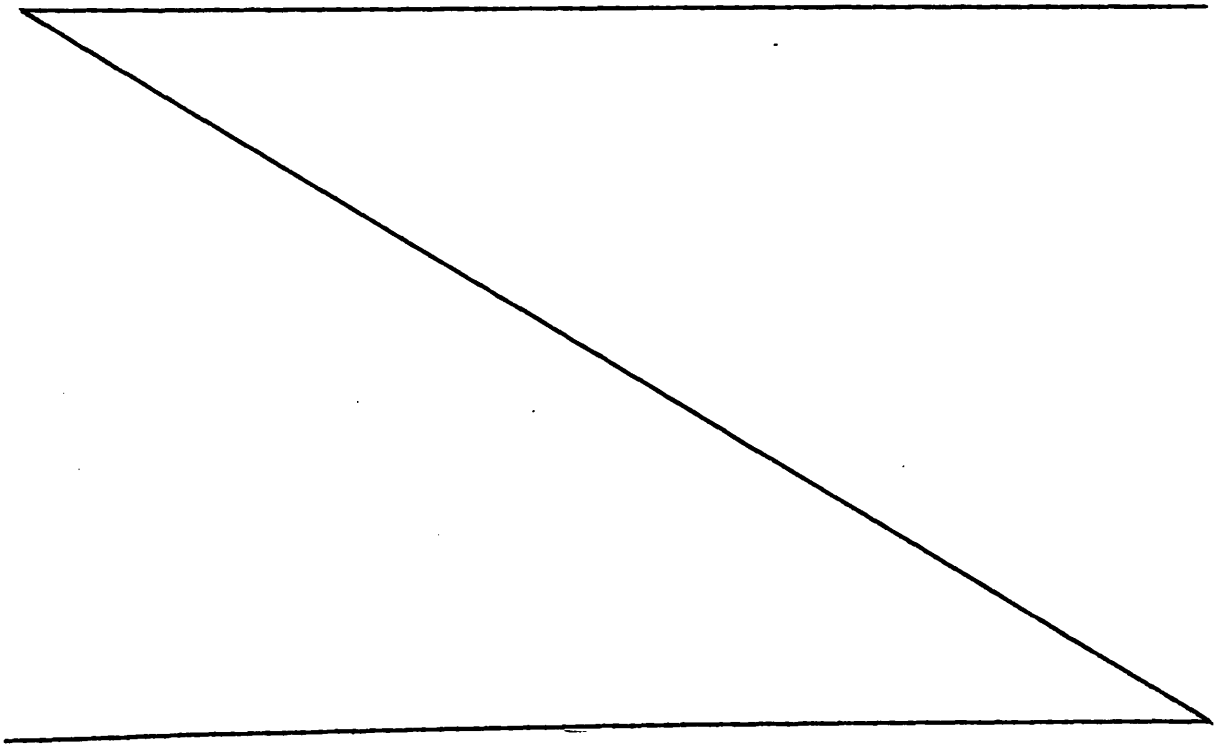
MODESTO CITY COUNCIL
RESOLUTION NO. 61- 266

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS GISH 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, a petition signed by owners of not less than one fourth of the land in the hereinafter described territory by area and by assessed value as shown on the last equalized assessment roll of the County of Stanislaus, was filed with the Council of the City of Modesto on May 8, 19 61, 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 GISH ADDITION, and described as follows:



GISH ADDITION

All that real property in the State of California, County of Stanislaus, Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Park Manor Addition, as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being on the quarter section line and the Southeastern corner of property conveyed to Lance E. and Carol L. Ellis, as per deed recorded December 30, 1960, as Instrument 37087, Stanislaus County Records; thence along the quarter section line and the Southern line of said Ellis property, South 89° 21' 30" West, 1326.82 feet to a point on the Eastern line of a 40 foot County Road known as Conant Avenue as per road deed filed July 18, 1930, Volume 401, Page 383, Stanislaus County Records; thence along the Eastern line of said Conant Avenue, North 0° 18' 30" West, 338.13 feet to the Northern line of said Ellis property; thence along the Northern line of said Ellis property, North 89° 21' 30" East, 1326.98 feet to a point on the existing City Limits; thence along the City Limits, South 0° 16' 30" East, 338.13 feet to the point of beginning, containing 10.30 Acres more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on April 11, 19 61, consider the proposed annexation boundaries of said GISH ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 24th day of July, 19 61, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 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.

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 5th day of June, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-267

A RESOLUTION ESTABLISHING RATES FOR THE USE OF THE SWIMMING POOLS AT THE MODESTO HIGH SCHOOL AND DOWNEY HIGH SCHOOL DURING THE SUMMER VACATION SEASONS WHILE POOLS ARE BEING OPERATED BY THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 59-265.

WHEREAS, the City of Modesto has entered into agreements with the Modesto High School District of Stanislaus County for the operation of the swimming pools at Downey High School and Modesto High School during summer vacation seasons, and

WHEREAS, said agreements provide that the City may set reasonable fees to be charged the public for the use of the pools and facilities,

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

SECTION 1. The following rates are hereby established for the use of the swimming pools during the summer vacation seasons while they are under the control and supervision of the Department of Parks and Recreation of the City of Modesto:

Registration Fee ----------	$ 2.00
Adult Admissions, 18 years and over ------	.40
Child Admissions, 17 years and under -----	.25
Season Tickets:	
Family ----------	17.50
Adult, 18 years and over ----------	10.00
Child, 17 years and under ----------	7.50
Party or Group Rates, first hour ---------	10.00
Each additional hour ---------	4.00

SECTION 2. This resolution shall become effective as of June 1, 1961.

SECTION 3. Resolution No. 59-265 adopted by the Council on June 17, 1959, is hereby rescinded as of June 1, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-268

A RESOLUTION PETITIONING THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS TO EXCLUDE ALL PROPERTY WITHIN THE INCORPORATED LIMITS OF THE CITY OF MODESTO FROM COUNTY TAX LEVY FOR SUPPORT OF FIRE PROTECTION IN THE COUNTY PURSUANT TO THE PROVISIONS OF GOVERNMENT CODE SECTION 25643.

WHEREAS, the County of Stanislaus does now, and for many years prior hereto has levied a County tax each fiscal year upon property within the County, including property within the corporate limits of the City of Modesto, assessed for tax purposes, to provide county funds for structural fire protection of areas in the County, and

WHEREAS, Government Code Section 25643 provides that the Board of Supervisors shall exclude from such tax levy property within the incorporated limits of an incorporated city having an organized fire department in operation and existence and providing adequate structural fire protection within such incorporated city, and

WHEREAS, this Council finds that the City of Modesto does now, and for many years prior hereto has had an organized fire department in operation and existence, which is providing adequate fire protection to all property within the incorporated limits of said city, and no additional benefit in fire protection is received or required by such property from structural fire protection given by the County of Stanislaus,

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

1. That this Council does hereby petition the Board of Supervisors of the County of Stanislaus, pursuant to the provisions of Section 25643 of the Government Code of the State of California, to exclude all property within the incorporated limits of the City of Modesto, including all property which

may hereafter be annexed to said city prior to a tax levy being made thereupon, from a tax levy to provide county funds for structural fire protection of areas in the County of Stanislaus.

2. The City Clerk is hereby directed to certify and forward to the Clerk of the Board of Supervisors of Stanislaus County, a copy of this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-269

A RESOLUTION APPROVING APPROPRIATION TRANSFERS

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

General Fund (101)

FROM:	General Reserve - 600	$15,000.
TO:	Water Line & Hydrant Ext. - 503 (50)	15,000.
FROM:	General Reserve - 600	150.
TO:	City Attorney, Office Supplies - 301 (13)	150.

Service Working Capital Fund (512)

FROM:	Appropriated Reserve - 600	3,716.
TO:	Service Working Capital - Vacuum Sweeper - 504 (48)	3,716.

Special Gas Tax Street Improvement Fund - 207

FROM:	Special Gas Tax Reserve - 600	500.
TO:	Project 86 - Reconstruction of driveways, McHenry Avenue - 503	500.
FROM:	Project No. 84 - Improvement of Briggsmore Avenue - 503	11,500.
TO:	Project No. 87 - Improvement of Briggsmore Ave. from alley east of Aloha Way to McHenry	11,500.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of June, 19 61, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-270

A RESOLUTION SETTING THE DATE FOR THE PUBLIC HEARING ON THE PROPOSED BUDGET FOR THE CITY OF MODESTO FOR THE FISCAL YEAR 1961-62

WHEREAS, Section 1303 of the Charter of the City of Modesto requires that the Council shall determine the time for holding a public hearing upon the annual budget,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Monday, June 26, 1961, at 8:00 P.M. in the Council Chambers, located at 801 Eleventh Street, be set as the time and place for the public hearing upon the proposed budget for the fiscal year 1961-62, at which time and place all persons interested in said budget will be given an opportunity to be heard, and

BE IT FURTHER RESOLVED that the City Clerk is hereby directed to publish Notice of Public Hearing in the official newspaper of the City of Modesto, The Modesto Bee, according to the provision of Section 1303 of the Charter.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto, held on the 5th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Knoles, Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-271

A RESOLUTION ACCEPTING THE BID OF BALEME CONSTRUCTION COMPANY, INC. IN THE SUM OF $18,879.02 FOR INSTALLATION OF SEWER LINE TO MEDICAL-DENTAL BUILDING ON ROSEBURG AVENUE TO NELSON AVENUE

WHEREAS, Resolution No. 61-246, adopted by the Council of the City of Modesto on May 22, 1961, approved the plans and specifications for the installation of sewer line to Medical-Dental Building on Roseburg Avenue to Nelson Avenue and authorized the calling for bids, and

WHEREAS, the bids received for the installation of sewer line to Medical-Dental Center Building on Roseburg Avenue to Nelson Ave. were opened at 2:30 P.M., June 1, 1961 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 Baleme Construction Company, Inc. in the sum of $18,879.02 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Baleme Construction Company, Inc. in the sum of $18,879.02 be accepted and the execution of a contract for the completion of the project by the City's 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 June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-272

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MRS. BONNIE ULLOA FOR THE RENTAL OF CITY-OWNED PROPERTY AT 430 BRIGGSMORE AVENUE ON A MONTH TO MONTH TENANCY BEGINNING JUNE 1, 1961 AT A RENTAL RATE OF $40. PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Mrs. Bonnie Ulloa

for the rental of City-owned property at 430 Briggsmore Avenue on a month to month tenancy beginning June 1, 1961 at a rental rate of $40. per month

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: Faye E. Griffin
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-273

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MRS. BILLIE ALTSTATT FOR THE RENTAL OF CITY-OWNED PROPERTY AT 1435 CARVER ROAD ON A MONTH TO MONTH TENANCY BEGINNING JUNE 1, 1961 AT A RENTAL RATE OF $45. PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Mrs. Billie Altstatt

for the rental of City-owned property at 1435 Carver Road on a month to month tenancy beginning June 1, 1961 at a rental rate of $45. per month

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 June, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-274
PROPOSAL AND SPECIFICATIONS

A RESOLUTION APPROVING ~~PLANS AND SPECIFICATIONS~~ AND AUTHORIZING THE CALLING FOR BIDS FOR THE PAINTING OF THE EXTERIORS OF FIRE STATIONS NO. 1, 2, 3, AND 4

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

Section 1. The plans ~~and specifications~~ for the painting of the exteriors of Fire Stations No. 1, 2, 3, and 4 copies of which are on file, are hereby accepted and approved.

Section 2. The ~~City Clerk~~ Purchasing Agent is hereby authorized to call for public competitive sealed bids 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 21, 1961 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 12th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL

RESOLUTION NO. 61-275

A RESOLUTION GRANTING A VARIANCE TO MODESTO AND EMPIRE TRACTION COMPANY TO PERMIT TEMPORARY INSTALLATION OF PLANT-MIX SURFACING IN THE SIDEWALK AREA OF THEIR "E" STREET FRONTAGE

WHEREAS, Modesto and Empire Traction Company has submitted a request for a variance to permit the installation of plant-mix surfacing in the sidewalk area of their "E" Street frontage, and

WHEREAS, Section 7-1.203 of the Municipal Code provides that no sidewalk, driveway, driveway approach, curb, or curb and gutter shall be constructed other than of concrete unless special permission therefor has first been obtained from the Council, and

WHEREAS, Modesto and Empire Traction Company has requested that permission be granted for the installation of driveover type curb and gutter along the entire north side of "E" Street between the alley and 11th Street, and

WHEREAS, Section 7-1.203 provides that all curb and gutter work shall be done under the direction, supervision and to the satisfaction of the Director of Public Works,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Modesto and Empire Traction Company to install driveover type curb and gutter along the entire north side of "E" Street between the alley and 11th Street be, and it is hereby approved.

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the request of Modesto and Empire Traction Company for a variance to Section 7-1.203 of the Municipal Code to install plant-mix paving in the sidewalk area between the alley and 11th Street be, and it is hereby approved, subject to the following conditions:

1. That this permit shall be on a temporary basis for a period of one year from date of granting;

2. That Modesto and Empire Traction Company shall be responsible for maintaining the sidewalk section in this area; and

3. Permittee shall have twenty (20) days from and after the adoption of this resolution within which to file written acceptance of this permit.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1961 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and

the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 276

A RESOLUTION APPROVING A DEVELOPMENT PLAN FOR PLANNED-DEVELOPMENT ZONE, P-D(5). (ELLIS)

WHEREAS, a verified application for an amendment to Section 18 of the Zoning Map was filed by Lance Ellis on March 31, 1961, to reclassify from Single-Family Zone, R-1, to Planned-Development Zone, P-D, the following described property:

All that portion of Lot 10 of the Knapp Tract according to the map thereof as recorded in Volume 2 of Maps at Page 2, Stanislaus County Records, in the southwest quarter of Section 18, Township 3, South, Range 9 East, Mount Diablo Base and Meridian described as follows:

Beginning at the southwest corner of Lot 10 of said Knapp Tract; thence north along the west line of said Lot 10 a distance of 747.00 feet; thence east a distance of 355.00 feet; thence along a curve concave to the northwest having a radius of 275.00 feet, through a central angle of 25° 00', a curve distance of 120.00 feet; thence north 65° 00' east a distance of 139.00 feet; thence south 25° 00' east a distance of 470.00 feet; thence south 11° 30' east, 231.00 feet more or less to the northerly right-of-way line of the existing Modesto Irrigation District Lat. No. 3; thence along said northerly right-of-way line along a curve concave to the southeast having a radius of 300.00 feet, a curve distance of 335.00 feet more or less, thence continuing along said northerly right-of-way line in a southwesterly direction a distance of 61.00 feet more or less to the south line of said Lot 10; thence along said south line to the point of beginning, such property being located on the east side of Prescott Road north of M. I. D. Lateral #3, and

WHEREAS, after public hearing held on April 18, 1961, 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 General Plan shows a need for a shopping center in the general vicinity; and

2. The plan and development schedule submitted will insure improvement of the property in reasonable compatibility with existing and potential uses of the area and will provide adequate protection for traffic on surrounding streets; and

3. Rezoning to Planned-Development would give the City control over structures and uses to eliminate those which would be detrimental to the proposed land use pattern, and

WHEREAS, after a public hearing held on June 12, 1961, the Council found and determined that the application of Lance 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. 467 -C.S. on the 12th day of June, 1961, reclassifying the above-described property from Single-Family Zone, R-1, to Planned-Development Zone, P-D(5),

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(5), is hereby approved in accordance with the plan titled "Site Plan -- Application for Planned-Development Zone," dated March 29, 1961, on file in the office of the Planning Director.

SECTION 2. DEVELOPMENT SCHEDULE. The following development schedule is hereby approved for said Planned-Development Zone, P-D(5):

a. The entire construction program shall be accomplished in two (2) phases as shown on the development plan:

Phase 1 shall include:

i) Construction of curb and gutter, sidewalks, and street improvements required on Prescott Road and Mount Vernon Drive;

ii) Construction of Building A -- Super market and service stores;

iii) Construction of service station;

iv) Landscaping on the east side, along Mount Vernon Drive, and Prescott Road; and

v) Construction of required service and loading yard, employee parking and customer parking for approximately two hundred fifty (250) cars.

Construction on Phase 1 shall commence on or before April 1, 1962, and be completed on or before April 30, 1965.

Phase 2 shall include completion of buildings, parking areas and landscaping as shown on Site Development Plan, said work to commence on or before April 1, 1965 and be completed on or before April 1, 1969.

SECTION 3. CHANGES IN DEVELOPMENT PLAN. Any changes in the above-mentioned development plan which involve uses shall be made in accordance with the procedure set forth in Article 21 of Title X of the Modesto Municipal Code for an unclassified use permit. Any changes in the development plan which do not involve uses shall be reviewed by the Board of Zoning Adjustment and such changes, if approved, shall be made in accordance with the procedure set forth in Article 20 of Title X of the Modesto Municipal Code for a conditional use permit.

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(5), becomes effective.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

(SEAL)

ATTEST: _____
REX E. GAILFUS, City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-277

A RESOLUTION APPROVING APPROPRIATION TRANSFERS

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

General Fund (101)		
FROM:	General Reserve - 600	$316.
TO:	Elections (Miscellaneous Unclassified(65) - 238	316.
Special Fund for Capital Outlay (321)		
FROM:	General Reserve - 600	$3,500.
TO:	Subtrunk and Perimeter Sewers - 503	3,500.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-278

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION~~ FURNISHING, MANUFACTURING AND INSTALLATION OF DRAPERIES IN THE CITY HALL BY GORDO'S DRAPERIES

WHEREAS, a report has been filed by the Director of ~~Public~~ Finance ~~Works~~ that the ~~CONSTRUCTION~~ MANUFACTURING and installation of draperies in the City Hall

has been completed by Gordo's Draperies

in accordance with the contract agreement dated March 6, 1961.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ manufacturing and installation of draperies in the City Hall be accepted from said contractor Gordo's Draperies

~~that a Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized~~

AND that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 12th day of June, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-279

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR CONSTRUCTION OF WATER LINE, SARATOGA MANOR NO. 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-256, on June 5, 1961 approving the plans and specifications for construction of water line, Saratoga Manor No. 3 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 16th day of June, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,419.40, 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, 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 19th day of June, 1961, by Councilman VanderWall, who moved

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

AYES: Councilmen: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-280

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR INSTALLATION OF WATER LINE, MONTGOMERY VILLAGE PARK SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-257, on June 5, 1961 approving the plans and specifications for installation of water line, Montgomery Village Park Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 16th day of June, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,088.62, 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, 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 19th day of June, 1961, by Councilman Arata, who moved

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

AYES: Councilmen: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-281

A RESOLUTION ACCEPTING THE BID OF THE MODESTO TRIBUNE FOR LEGAL ADVERTISING FOR THE FISCAL YEAR 1961-62

WHEREAS, Resolution No. 61-234, adopted by the Council of the City of Modesto on May 22, 1961, approved the plans and specifications for the legal advertising for the fiscal year 1961-62 and authorized the calling for bids, and

WHEREAS, the bids received for the legal advertising for the fiscal year 1961-62 were opened at 2:00 P.M. on June 8, 1961 and later tabulated by the City Clerk's office for the consideration of the Council, and

WHEREAS, the City Clerk has recommended that the bid of The Modesto Tribune be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of The Modesto Tribune be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, Mayor Hammond

NOES: Councilmen: Arata, VanderWall

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-282

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR RELOCATION OF SANITARY SEWER FACILITIES REQUIRED BY CONSTRUCTION OF STATE FREEWAY IN THE CITY

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

Section 1. The plans and specifications for relocation of sanitary sewer facilities required by construction of State freeway in the City

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 11, 1961 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 June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-283

A RESOLUTION ACCEPTING THE BID OF STANDARD MATERIALS COMPANY IN THE SUM OF $19,796.10 FOR IMPROVEMENT OF BRIGGSMORE AVENUE AND NORTHERN BOULEVARD BETWEEN McHENRY AVENUE AND ALLEY IN BLOCK 6195

WHEREAS, Resolution No. 61-235, adopted by the Council of the City of Modesto on May 22, 19 61, approved the plans and specifications for the improvement of Briggsmore Avenue and Northern Boulevard between McHenry Avenue and alley in Block 6195 and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Briggsmore Avenue and Northern Boulevard between McHenry Avenue and alley in Block 6195 were opened at 2:45 P.M., June 1, 1961 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 sum of $19,796.10

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Standard Materials Company in the sum of $19,796.10 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 19 61, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: Roy E. Gailford
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-284

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GRIFFENHAGEN-KROEGER, INC. FOR A RESURVEY OF THE CITY'S POSITION CLASSIFICATION PLAN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Griffenhagen-Kroeger, Inc.

for a resurvey of the City's Position Classification Plan

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Mitchell

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-285

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (KIRKPATRICK ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 429 -C.S., adopted on January 4, 1961, and

WHEREAS, said territory officially became a part of the City on January 6, 1961, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 15 and 16 of the Coffee Colony as per map filed June 13, 1906 in Volume 2 of Maps, Page 22, Stanislaus County Records, described as follows:

Beginning at a point on the existing city limits as established by the Northeast Addition as per description filed January 31, 1958, as Instrument 2427, Stanislaus County Records, said point being the intersection of the Western line of Lot 15 of the Coffee Colony and the Southern line of a 40 foot public road known as Floyd Avenue; thence along the Southern line of Floyd Avenue, South 89° 27' 17" East, 660.37 feet to the Eastern line of Lot 16 of the Coffee Colony, said point being on the existing city limits; thence along the city limits and the Eastern line of Lot 16 of the Coffee Colony, South 0° 45' 10" East, 1299.41 feet to the Southeastern corner of Lot 16 of Coffee Colony; thence continuing along the city limits and the Southern line of Lots 16 and 15, North 89° 30" West, 661.55 feet to the Southwestern corner of Lot 15 of Coffee Colony; thence continuing along the city limits and the Western line of Lot 15 of the Coffee Colony North 0° 42' West, 1299.91 feet to the point of beginning, containing 19.717 acres more or less.

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 19th day of June, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 286

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (LORENZEN ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 463 -C.S., adopted on June 5, 1961, and

WHEREAS, said territory officially became a part of the City on June 9, 1961, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District:

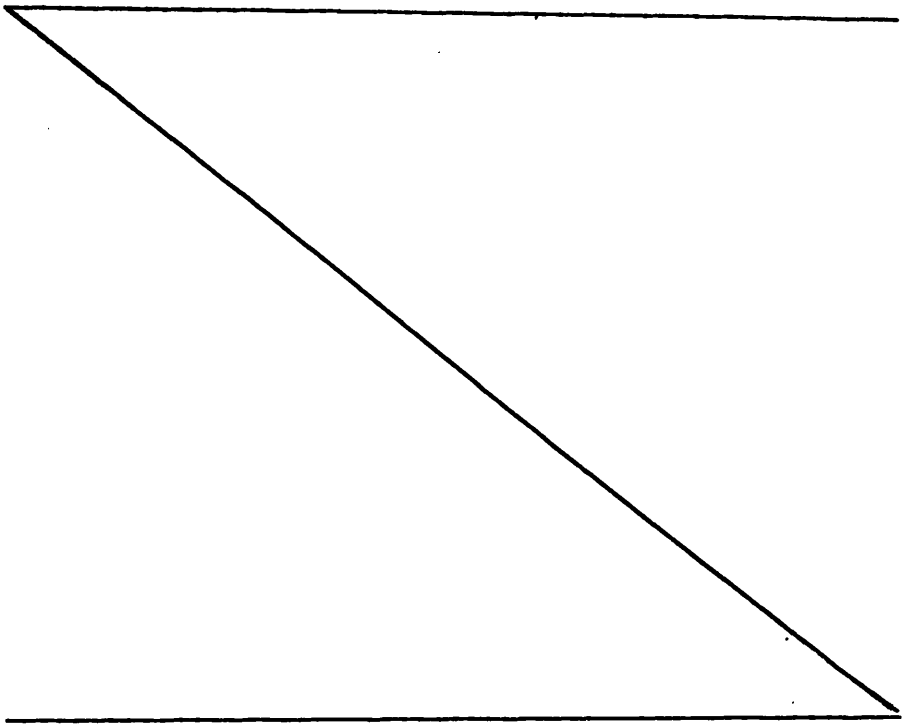
LORENZEN ADDITION

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 Lots 14 and 19 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 the Northeastern corner of the existing Corporate City Limits as established by the Downey High School Site annexed by a Resolution of the Stanislaus County Board of Supervisors filed July 27, 1950, as Instrument 16443, Stanislaus County Records, said point being on the Western line of Lot 19; thence along the Western line of Lot 19 and 14, North 00° 29' West, 824.00 feet, to the Northwestern corner of the property conveyed to the Stanislaus County Title Company, a corporation, by deed Recorded December 28, 1955, as Instrument 37325, in Volume 1335, Page 299, Stanislaus County Records; thence along the Northern line of said Title Company property, East, 715.09 feet, to the Western line of the Downey Park No. 1 Subdivision as per map filed August 18, 1959, in Volume 19 of Maps, Page 26, Stanislaus County Records; thence along the boundary of said Downey Park No. 1, the following bearings and distances,

South, 222.00 feet,
East, 12.68 feet,
South, 108.09 feet,

South 89° 58' East, 570.02 feet, to the Southeastern corner of Downey Park No. 1 said point being on the Western line of a 40 foot Public Road known as Rose Avenue; thence along the Western line of Rose Avenue, South 00° 35' East, 495.73 feet, to the Southern line of the property conveyed to Reynold W. Lorenzen, et ux, by deed Recorded February 1, 1954, as Instrument 2623, in Volume 1196, Page 352, Stanislaus County Records; thence along the Southern line of said Lorenzen property, North 89° 55' West, 1295.89 feet, to the point of beginning, containing 20.375 Acres more or less.



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 19th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-287

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE WOODLAND FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (TUTTLE ADDITION)

WHEREAS, a portion of the Woodland Fire Protection District was annexed to the City of Modesto by Ordinance No. 427 -C.S., adopted on December 21, 1960, and

WHEREAS, said territory officially became a part of the City on December 27, 1960, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the Woodland Fire Protection District:

All that certain real property situate in the State of California, County of Stanislaus, Section 31, 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 Maze Court Addition as per description recorded October 9, 1951, as Instrument 23639, Stanislaus County Records, said point being the intersection of the center line of Maze Boulevard and the Eastern line of Modesto Irrigation District Lateral No. 5; thence along the Southern line of said Maze Court Addition and center line of Maze Boulevard North 89° 40' East, 136.68 feet to the Northerly extension of the Western line of Spencer Avenue; thence along the Western line

of Spencer Avenue and its Northerly extension, South 169.26 feet to the Southern line of the property conveyed to William P. Tuttle as per deed recorded March 3, 1960, as Instrument 6252, Stanislaus County Records; thence along the Southern line of said Tuttle property, South 88° 40' West, 276.71 feet to a point on the existing City Limits as established by the Mark Twain Addition as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records, said point also being on the center line of the Modesto Irrigation District Lateral No. 5; thence along the existing City Limits and Eastern line of said Mark Twain Addition North 25° 43' 44" East, 160.79 feet to the Southern line of Maze Boulevard; thence continuing along the existing City Limits and Southern line of Maze Boulevard North 89° 40' East, 55.66 feet to the Eastern line of Modesto Irrigation District Lateral No. 5; thence continuing along the existing City Limits and Eastern line of Modesto Irrigation District Lateral No. 5, North 25° 43' 42" East, 33.40 feet to the point of beginning, containing 0.88 Acres more or less.

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 19th **day of** June, **19** 61, **by Councilman** Johansen, **who moved its adoption, which motion being duly seconded by Councilman** Tabbert, **was upon roll call carried and the resolution adopted by the following vote:**

AYES: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-288

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE WOODLAND FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (VENT ADDITION)

WHEREAS, a portion of the Woodland Fire Protection District was annexed to the City of Modesto by Ordinance No. 462 -C.S., adopted on June 5, 1961, and

WHEREAS, said territory officially became a part of the City on June 9, 1961, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the Woodland Fire Protection District:

All that real property in the State of California, County of Stanislaus, Section 18, Township 3 South, Range 9 East, Mount Diablo Base and Meridian being the South seven eighths of Lots 5 and 6, and the North half of Lot 7 of the Knapp Tract as per map filed November 16, 1904, in Volume 2 of Maps, Page 2, Stanislaus County Records, more particularly described as follows:

Beginning at a point on the existing city limits as established by the Cornwell Addition as per description filed December 29, 1960, as Instrument No. 36792, Stanislaus County Records, said point being on the Western line of a 40 foot public road known as Carver Road and the Northeastern corner of said Cornwell Addition; thence along the city limits the following bearings and distances, North 89° West, 1,320.00 feet, South 0° 15' East, 660.66 feet, North 89° West, 1,320.00 feet, to the center line of a 40 foot public road known as Prescott Road, said point also being on the Western line of Lot 7 of said Knapp Tract; thence along the center line of Prescott Road and the Western line of Lot 7, North 0° 15' West, 1,816.45 feet, to a point on the Westerly extension of the Southern line of Rumble Road as per road deeds recorded May 1, 1957, as Instrument No. 11546, in Volume 1424, Page 443 and February 11, 1920, as Instrument No. 2104, in Volume 274, of Deeds Page 184, Stanislaus County Records; thence along the Southern line of Rumble Road and its Westerly extension, South 89° East, 2,640.00 feet, to a point on the Western line of Carver Road; thence along the Western line of Carver Road, South 0° 15' East, 1,155.79 feet to the point of beginning, containing 90.07 Acres more or less.

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 19th day of June, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Arata, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-289

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO THE STANDARD SPECIFICATIONS FOR SUBDIVISION IMPROVEMENTS

WHEREAS, the Modesto City Planning Commission has recommended to the Council of the City of Modesto that Section III (a) (3) of the Standard Specifications be amended to read as follows:

> "The minimum requirement for alley surfacing shall conform to the requirements of Section 19 of the Standard Specifications for road mix surfacing and shall have a minimum thickness of two and one-half ($2\frac{1}{2}$) inches after compaction. The bituminous binder to be mixed with the mineral aggregate shall be liquid asphalt of a grade designated by the Engineer."

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment be set for 8:00 P.M., July 10, 1961 in the Council Chambers of the City of Modesto 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 19th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-290

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MODESTO PROTESTING THE GRANTING OF AN ON-SALE BEER AND WINE LICENSE FOR THE PREMISES AT 820 NORTH HIGHWAY 99

WHEREAS, under State law, the California State Department of Alcoholic Beverage Control has the power to grant or deny licenses for the sale of alcoholic beverages, including beer, and

WHEREAS, Doyle Thomas Fontana has applied for an "On-Sale Beer and Wine License" at 820 North Highway 99, and

WHEREAS, THE Modesto Police Department has recommended that a license be denied to applicant due to prior law enforcement experience with a prior business establishment of a similar nature operated by him, which indicates that the granting of the license would be undesirable and not in the public interest, safety or general welfare, and

WHEREAS, Section 23988 of the Business and Professions Code of the State of California authorizes local governmental agencies to protest the granting of a liquor license within their jurisdictions,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Modesto hereby protests to the California State Department of Alcoholic Beverage Control the granting of an "On-Sale Beer and Wine License" to Doyle Thomas Fontana at 820 North Highway 99, Modesto, California.

BE IT FURTHER RESOLVED that the City Clerk transmit a certified copy of this resolution to the California State Department of Alcoholic Beverage Control.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1961, by (Councilman) Mayor Hammond who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
Noes: None Absent: Mitchell

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-291

A RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY BY THE CITY OF MODESTO FROM MODESTO CITY SCHOOL DISTRICT OF STANISLAUS COUNTY.

WHEREAS, Modesto City School District of Stanislaus County owns that certain parcel of real property hereinafter described, and

WHEREAS, the City of Modesto desires to acquire said parcel of real property for use for municipal purposes, and

WHEREAS, the sale of said property was authorized by a resolution entitled "Notice of Sale of Real Property to Public Agency" passed and adopted at a regular, open meeting of the Board of Education of the City of Modesto held on the 15th day of May, 1961.

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

SECTION 1. PURCHASE AUTHORIZED. The purchase of the following described real property with improvements thereon from Modesto High School District of Stanislaus County for the sum of Seven Hundred Fifty and 00/100ths ($750.00) Dollars, in accordance with the provisions of that certain deed referred to in Section 3 of this resolution is hereby authorized. Said real property is described as follows:

All that portion of Section 17, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the Southeastern corner of the property conveyed to the City of Modesto by deed recorded May 16, 1960, as Instrument 14105, in Volume 1613, Page 342, Stanislaus County Records, said point also being on the Eastern line of a 90 foot Public Road known as Tully Road and on the Northern line of the Bel Air Number 2 Subdivision as per map filed January 18, 1957 in Volume 18 of Maps, Page 64, Stanislaus County Records; thence along the Eastern line of said City property, North 00° 48' 30" West, 70.70 feet, to the true point of beginning of this description; thence continuing along the Eastern line of said City property North 00° 48' 30" West, 60.00 feet; thence North 89° 11' 30" East, 50.00 feet; thence South 00° 48' 30" East 60.00 feet; thence 89° 11' 30" West, 50.00 feet to the true point of beginning, containing 0.069 Acre, more or less.

SECTION 2. PAYMENT. The City of Modesto hereby authorizes the Director of Finance to make payment of the sum of Seven Hundred Fifty and 00/100ths ($750.00) Dollars to Modesto High School District of Stanislaus County upon the adoption of this resolution and in accordance with the resolution of the Board of Education adopted on the 15th day of May, 1961.

SECTION 3. ACCEPTANCE AND RECORDING OF DEED. The City of Modesto hereby accepts the deed from Modesto High School District of Stanislaus County conveying the above described property to the City of Modesto and hereby authorizes the City Clerk to record said 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 19th day of June, 1961, by Councilman VanderWall, who moved its adoption which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-292

A RESOLUTION AUTHORIZING THE CITY MANAGER OR THE DEPUTY CITY MANAGER OF THE CITY OF MODESTO TO SIGN FOR AND ACCEPT SURPLUS FEDERAL PROPERTY AND RESCINDING RESOLUTION NO. 58-82

WHEREAS, by Public Law 655, 84th Congress (70th Stat. 493), the Federal Government has authorized the donation of surplus Federal property for civil defense purposes; and

WHEREAS, certain conditions are imposed by the Office of Civil and Defense Mobilization, the Department of Health, Education and Welfare, the California Disaster Office, and the State Educational Agency for Surplus Property, in connection with the acquisition of such property; and

WHEREAS, the City of Modesto, California desires to establish its eligibility for such property;

IT IS, THEREFORE, certified that:

I. It is a civil defense organization designated pursuant to State law, within the meaning of the Federal Property and Administrative Services Act of 1949, as amended, and the regulations of the Department of Health, Education and Welfare.

II. Property requested by this document is usable and necessary in the State for civil defense purposes, including research for any such purpose; is required for its own use to fill an existing need; and is not being acquired for any other use or purpose, for use outside the State, or for sale.

III. Funds are available to pay the costs of cars and handling incident to donation, including packing, preparation for shipping, loading, and transporting such property.

THE DONEE HEREBY AGREES TO THE FOLLOWING TERMS AND CONDITIONS:

I. TERMS AND CONDITIONS APPLICABLE TO ALL PROPERTY, REGARDLESS OF ACQUISITION COST, DONATED FOR CIVIL DEFENSE PURPOSES:

A. Property acquired by the donee shall be on an "as is", "where is" basis, without warranty of any kind.

B. There will also be applicable such other terms and conditions as are contained in the Regulations of the Office of Civil and Defense Mobilization, Title 32, Code of Federal Regulations, Subtitle C, Part 1702, as in effect on the date hereof.

II. ADDITIONAL TERMS AND CONDITIONS APPLICABLE TO PROPERTY HAVING A SINGLE ITEM ACQUISITION COST OF $2,500 OR MORE DONATED FOR CIVIL DEFENSE PURPOSES:

A. All such property shall be distributed and, during the period of restriction, be properly maintained in good operational condition and stored, or installed or utilized only as necessary to achieve

a state of operational readiness as required by the civil defense mission assigned to the donee in accordance with the civil defense operational plans of the State, and, where applicable, local government (which shall be consistent with the National Plan for Civil Defense and Defense Mobilization, as now or hereafter amended). Operational readiness shall include necessary use in training under a civil defense training program approved by the State civil defense director as being in accordance with the civil defense operational plans of the State.

B. Except as otherwise expressly provided hereinbelow and unless and until expressly waived in writing by the Director of the Office of Civil and Defense Mobilization (OCDM), on a case basis, the period of restriction for all items of property donated for civil defense purposes shall be four years from the date such property is first used or put in stockpile in accordance with this subsection. The specific exceptions are as follows:

1. Motor Vehicles, Federal Supply Classification (FSC) Group 23 -- for which a two-year period of restriction shall apply.

2. Boats (FSC Group 19), Tractors (FSC Group 24), Construction, Mining, Excavating and Highway Maintenance Equipment (FSC Group 38), Fire-fighting and Rescue Equipment (FSC Group 42), Prefabricated Structures (FSC Group 54), and Generators (FSC Class 6115), for all of which a six-year period shall apply.

3. Aircraft (FSC Group 15), for which the special terms and conditions provided in the DHEW Conditional Transfer Document (Aircraft) covering the transfer shall apply.

C. Reserve stock storage and installation of equipment for operational readiness shall, in addition to meeting the above criteria, meet all applicable criteria established by the OCDM.

D. During the period of restriction, the property shall not be sold, traded, leased, loaned, bailed, encumbered, or otherwise disposed of without the specific, prior, written approval of the Director OCDM.

E. If, during the period of restriction, property is no longer suitable, usable, or further needed for the purpose for which acquired, the donee shall promptly notify the OCDM through the State Civil Defense Director and shall, as directed by the OCDM, either retransfer the property to such department or agency of the United States of America or such other donee as may be designated, or sell the property at a public sale.

F. In the event any of the terms and conditions set forth in this section are breached, all right, title and interest in the property involved, at the option of the Director of OCDM, shall revert to the United States of America. In addition, where there has been an unauthorized disposal or

or improper use of any kind, the donee, at the option of the Director of OCDM, shall be liable to the United States for all damages. Where the property is not returned to the United States Government or where property is improperly used, the donee shall be liable to the United States for any proceeds from the disposal or improper use or for the fair market value or rental value of the property at the time of such disposal, or improper use, at the option of and as determined by the Director of OCDM.

NOW, THEREFORE, IT IS RESOLVED by the City Council of said City that:

John C. Keefe, Deputy City Manager

Ross Miller, City Manager

shall be and are hereby authorized as the representatives of said City to sign for and accept surplus Federal property, regardless of acquisition cost, in accordance with the conditions imposed by the above agencies; and

IT IS FURTHER RESOLVED that this resolution of authorization shall remain in full force and effect until superseded or rescinded by resolution of this Council transmitted in duplicate to the California Disaster Office; and

IT IS FURTHER RESOLVED that the Clerk of this Council is hereby authorized and directed to send two (2) certified copies of this Resolution to the California Disaster Office, for filing with said Disaster Office and with the State Department of Education.

BE IT FURTHER RESOLVED that Resolution No. 58-82 is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 19th day of June, 1961, by Councilman Arata, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Arata, Johansen, Knoles, XXXXXXXX, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST:

Rex E. Gailfus, City Clerk

Don D. Hammond, Mayor

MODESTO CITY COUNCIL
RESOLUTION NO. 61-293

A RESOLUTION REMOVING THE SUSPENSION OF RESOLUTION NO. 61-239 DENYING THE APPLICATION FOR REZONING OF MARK RANDY TO RECLASSIFY CERTAIN PROPERTY IN SECTION 16 OF THE ZONING MAP. (McHENRY AVENUE)

WHEREAS, by Resolution No. 61-239, adopted on May 22, 1961, the Council of the City of Modesto denied the application and requested a further report from the Planning Commission on the rezoning of the Mark Randy property on McHenry Avenue, and suspended the effectiveness of said decision until such time as it received a further report from the Planning Commission as required by Section 10-2.2114 of the Modesto Municipal Code, and

WHEREAS, by Resolution No. 718 adopted on June 6, 1961, the Planning Commission made its further report and recommendation to the City Council reaffirming its recommendation contained in Resolution No. 705 and recommending the rezoning requested by Mark Randy, and

WHEREAS, after further considering the matter, the Council still finds that the denial of the requested rezoning is in the public interest,

NOW, THEREFORE, BE IT RESOLVED that the suspension of Resolution No. 61-239 adopted by the Council on May 22, 1961, be removed and that the provisions of the resolution denying the application for rezoning become effective immediately.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-294

RESOLUTION ADJOURNING THE JUNE 26, 1961 MEETING OF THE MODESTO CITY COUNCIL IN RESPECT OF AND EXPRESSING ITS HIGH REGARD FOR COUNCILMAN DAVID L. ARATA AND EXTENDING SYMPATHY TO HIS FAMILY

WHEREAS, Almighty God in His infinite wisdom has removed from our midst our fellow citizen and Council member, David L. Arata, and

WHEREAS, during his sojourn in our midst he has set an outstanding and enviable example as a citizen of this community and as a member of the City Council of the City of Modesto by his ability, leadership, courage and integrity, and

WHEREAS, he has devoted many years of his life to the service of the government of the City of Modesto and has served his City unstintingly and with intelligence and devotion, and

WHEREAS, David L. Arata 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 be adopted as an expression of our esteem for our late departed comrade and friend, and as an expression of our sense of personal loss; of our gratitude for our association and acquaintance with him, and also 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 David L. Arata.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None ABSENT: Councilmen: Mitchell

ATTEST: Joyce E. Griffiths
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-295

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF THE MODESTO GARBAGE COMPANY FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-312 grants a license to the Modesto Garbage Company for the collection of garbage in the City of Modesto for a period of five (5) years, which period terminates on July 1, 1960, and

WHEREAS, Resolution No. 60-180 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-481 further extended the term of said license for a period of six (6) months to June 30, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection, and an additional period of time is required to complete the same,

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

SECTION 1. The license granted to the Modesto Garbage Company by Resolution No. 55-312, as extended by Resolution No. 60-180 and Resolution No. 60-481, is hereby further extended to October 1, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Knoles, Tabbert, VanderWall and Mayor Hammond

NOES: None

ABSENT: Councilman Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-296

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF THE AIRPORT GARBAGE SERVICE FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-313 grants a license to the Airport Garbage Service for the collection of garbage in the City of Modesto for a period of five (5) years, which period terminates on July 1, 1960, and

WHEREAS, Resolution No. 60-181 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-482 further extended the term of said license for a period of six (6) months to June 30, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection, and an additional period of time is required to complete the same,

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

SECTION 1. The license granted to the Airport Garbage Service by Resolution No. 55-313, as extended by Resolution No. 60-181 and Resolution No. 60-482, is hereby further extended to October 1, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Knoles, Tabbert, VanderWall and Mayor Hammond

NOES: None

ABSENT: Councilman Mitchell

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-297

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF THE SANDERS SALVAGE COMPANY FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-311 grants a license to the Sanders Salvage Company for the collection of garbage in the City of Modesto for a period of five (5) years, which period terminates on July 1, 1960, and

WHEREAS, Resolution No. 60-182 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-483 further extended the term of said license for a period of six months to June 30, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection, and an additional period of time is required to complete the same,

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

SECTION 1. The license granted to the Sanders Salvage Company by Resolution 55-311, as extended by Resolution No. 60-182 and Resolution No. 60-483, is hereby further extended to October 1, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Knoles, Tabbert, VanderWall and Mayor Hammond

NOES: None

ABSENT: Councilman Mitchell

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-298

A RESOLUTION GRANTING AN EXTENSION OF THE LICENSE OF RUDY BONZI FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-315 grants a license to Rudy Bonzi for the collection of swill in the City of Modesto for a period of five (5) years, which period terminates on July 1, 1960, and

WHEREAS, an application has been received from Rudy Bonzi to extend the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-200 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection and an additional period of time is required to complete the same,

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

SECTION 1. The license to collect swill granted to Rudy Bonzi by Resolution No. 55-315, as extended by Resolution No. 60-200, is hereby further extended to October 1, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Tabbert, VanderWall and Mayor Hammond

NOES: None

ABSENT: Councilman Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-299

A RESOLUTION ACCEPTING THE BID OF DON L. DAVIS IN THE SUM OF $3,997 FOR PAINTING THE EXTERIORS OF FOUR FIRE STATIONS

WHEREAS, Resolution No. 61-274, adopted by the Council of the City of Modesto on June 12, 1961, approved the plans and specifications for the painting of the exteriors of four fire stations and authorized the calling for bids, and

WHEREAS, the bids received for the painting of the exteriors of four fire stations were opened at 10:00 A.M. on June 21, 1961 and later tabulated by the Purchasing Agent for the consideration of the Council, and

WHEREAS, the Purchasing Agent has recommended that the bid of Don L. Davis in the sum of $3,997 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Don L. Davis in the sum of $3,997 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-300

A RESOLUTION AUTHORIZING THE CITY TO RENEW ITS GENERAL COMPREHENSIVE LIABILITY INSURANCE AND AVIATION LIABILITY INSURANCE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City's comprehensive liability policy, which expires on June 27, 1961, be renewed with Great American Insurance Company,

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the City's comprehensive airport liability policy, which expires on June 27, 1961, be renewed with Insurance Company of North America.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-301

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CLARIFIER AND SPIROVORTEX UNITS AT THE SEWAGE TREATMENT PLANT

WHEREAS, a report has been filed by the Director of Public Works that the construction of clarifier and spirovortex units at the Sewage Treatment Plant

has been completed by Daniel's Construction Company

in accordance with the contract agreement dated June 22, 1960.

NOW, THEREFORE, BE IT RESOLVED that the construction of clarifier and spirovortex units at the Sewage Treatment Plant

be accepted from said contractor Daniel's Construction Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized, less the sum of $3,520.89 which is to be withheld as liquidated damages under the provisions of Section 4 of the Specifications relating to prosecution of the work.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-302

A RESOLUTION ACCEPTING THE RECONSTRUCTION OF VIRGINIA AVENUE BETWEEN NEEDHAM AND MORRIS AVENUES BY GEORGE REED

WHEREAS, a report has been filed by the Director of Public Works that the reconstruction of Virginia Avenue between Needham and Morris Avenues

has been completed by George Reed

in accordance with the contract agreement dated May 22, 1961.

NOW, THEREFORE, BE IT RESOLVED that the reconstruction of Virginia Avenue between Needham and Morris Avenues

be accepted from said contractor George Reed

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-303

A RESOLUTION ACCEPTING GIFT OF $7.50 FROM MISS JACQUELINE FORET FOR USE AT CHILDREN'S PARK

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of $7.50 to help provide landscaping in the Modesto Children's Park be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor be authorized to send a letter expressing the appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961 by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-304

A RESOLUTION ACCEPTING GIFT OF A SET OF THREE BUCKET SWINGS WITH FRAME FOR TINY TOT AREA IN MODESTO CHILDREN'S PARK FROM MRS. T. B. SCOTT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the donation of a set of three bucket swings with frame for the Tiny Tot area in Modesto Children's Park be, and it is hereby accepted, and

BE IT FURTHER RESOLVED that the Mayor be authorized to send a letter expressing the appreciation of the Council of the City of Modesto for the donation.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961 by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

Ayes: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

Noes: Councilmen: None

Absent: Councilmen: Mitchell

ATTEST: Pearl E. Gaughan
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-305

A RESOLUTION AUTHORIZING THE CLOSING OF STREETS FOR FOURTH OF JULY BLOCK PARTIES (CHERRYWOOD DRIVE, CYPRESS AVENUE, AND PURDUE AVENUE)

WHEREAS, John McCaffery filed a request for the closing of the Fifteen Hundred Block on Cherrywood Drive between the hours of 4:00 P.M. and 9:30 P.M. to hold a Block Party on July 4, and

WHEREAS, Mrs. Galen Rydelius has also filed a request for the closing of Cypress Avenue between Linwood and Arbor Avenue from 5:30 P.M. to 10:00 P.M. for a Block Party on July 4, and

WHEREAS, Rex Alexander has also filed a request for the closing of Purdue Avenue between Tully Road and Notre Dame Avenue from 4:00 P.M. to 9:30 P.M. for a Block Party on July 4,

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

SECTION 1. Permission is hereby granted to close the Fifteen Hundred Block of Cherrywood Drive, Cypress Avenue between Linwood and Arbor Avenue, and Purdue Avenue between Tully Road and Notre Dame Avenue from 4:00 P.M. to 9:30 P.M., 5:30 P.M. to 10:00 P.M. and 4:00 P.M. to 9:30 P.M. respectively to hold July 4 Block Parties subject to the following provisions of this resolution:

(a) Permittees 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) Permittee shall assume the responsibilities for cleaning the streets after their use.

(c) Proper arrangements shall be cleared by the Permittees through the Chief of Police and Director of Parking and Traffic.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961 by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: ~~Mitchell~~

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-306

A RESOLUTION APPROVING APPROPRIATION TRANSFERS

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

Special Fund for Capital Outlays (321)

FROM:	General Reserve (600)	$6,289.
TO:	City Hall and Parking Garage (502)	$6,289.

General Fund (101)

FROM:	General Reserve (600)	$22,800.
TO:	Contractual Services (22-240) Police Department	$22,800.

Parking (209)

FROM:	General Reserve (209-600) Parking	$1,300.
TO:	Parking & Traffic (57-503) 9th Street Parking Lot Expansion	$1,300.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of June, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-307

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF WATER LINES IN QUARESMA HOMES UNIT NO. 3 SUBDIVISION

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

Section 1. The plans and specifications for construction of water lines in Quaresma Homes Unit 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 July 18, 1961 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 3rd day of July, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall
Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 308

A RESOLUTION APPROVING AN AGREEMENT WITH THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT IN STANISLAUS COUNTY RELATING TO THE DIVISION OF DISTRICT ASSETS AND AUTHORIZING THE LEASE OF CERTAIN REAL PROPERTY TO THE DISTRICT.

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

SECTION 1. APPROVAL OF AGREEMENT. That certain agreement between the City of Modesto and the McHenry-Dry Creek Fire Protection District in Stanislaus County, relating to the division of assets of the District necessitated by the withdrawal of portions of the territory of the District due to their annexations to the City, a copy of which agreement is on file in the office of the City Clerk of the City of Modesto, is hereby approved, and the City Manager and the City Clerk are hereby authorized to execute and attest said agreement, respectively, on behalf of the City of Modesto, and do all things necessary to carry out the terms of said agreement.

SECTION 2. APPROVAL OF LEASE AGREEMENT. That certain lease agreement between the City of Modesto, as Landlord, and the McHenry-Dry Creek Fire Protection District in Stanislaus County, as Tenant, relating to the lease of certain real property by Landlord to Tenant, a copy of which is on file in the office of the City Clerk of the City of Modesto, is hereby approved, and the City Manager and the City Clerk are hereby authorized to execute and attest said lease, respectively, on behalf of the City of Modesto, and do all things necessary to carry out the terms of said agreement.

SECTION 3. ACCEPTANCE AND RECORDING OF DEED. The City of Modesto hereby accepts the deed referred to in the agreement mentioned in Section 1 of this resolution, when executed by the District conveying the following described property to the City of Modesto, and hereby authorizes the City Clerk to record said deed, when received, with the Recorder of Stanislaus County:

All that portion of the Northeast quarter of Section 28, Township 3 South, Range 9 East, M.D.B. &M., and a portion of Lot 44 of the Broughton Colony Tract, as per Map filed March 17, 1904 in Vol. 1 of Maps, page 78, Stanislaus County Records, described as follows:

Beginning at the Northeast corner of said Section 28 and running thence South 0° 04' East 1320.22 feet to the Southeast corner of the Northeast quarter of the Northeast quarter of said Section 28; thence North 89° 18' West 38 links (25.08) feet to a point that marks the intersection of the West line of a 50 foot County Road with the Northerly line of road as described in the Deed to Raymond F. Plumb and wife, recorded November 17, 1926 as Instrument No. 14163; thence South 67° 33' West 103.22 feet along the Northerly line of said road to the true point of beginning of this description; thence continuing South 67° 33' West and along the Northerly line of said road, a distance of 89.50 feet to the Southeast corner of the property conveyed to Title Insurance and Guaranty Company, a corporation, recorded January 13, 1937 as Instrument No. 574; thence North and along the East line of the said Title Insurance Company property, a distance of 122.08 feet to the Southwest corner of the property conveyed to Frank Martin Jr. and wife, by Deed recorded January 12, 1946 as Instrument No. 1101; thence North 85° 58' East and along the South line of said Martin property, a distance of 82.25 feet to a point on the West line of the property conveyed to Signal Oil Company, a corporation, by Deed recorded April 6, 1944 as Instrument No. 5061; thence South 1° 25' East and along the West line of said Signal Oil Company property, a distance of 93.71 feet to the point of beginning.

The above described land is situated in the Modesto Irrigation District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-309

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BOND FILED BY ROOSEVELT CENTER, INC. AND STANDARD MATERIALS COMPANY TO GUARANTEE IMPROVEMENTS IN NORTHGATE NO. 3 SUBDIVISION

WHEREAS, Roosevelt Center, Inc. and Standard Materials Company, Subdividers of Northgate No. 3 Subdivision, have filed with the City of Modesto a subdivision improvement bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the subdivision bond,

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Great American Insurance Company Subdivision Improvement Bond No. 8058848 in the sum of $96,500 filed by Roosevelt Center, Inc. and Standard Materials Company to guarantee the improvements in Northgate No. 3 Subdivision be, and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall (Mayor Pro Tempore)

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Mayor Hammond

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-310

A RESOLUTION AUTHORIZING THE RELEASE OF SUBDIVISION BONDS FILED BY LANCE E. ELLIS AND CAROL L. ELLIS TO GUARANTEE IMPROVEMENTS IN AULSTON MANOR NO. 1 SUBDIVISION AND AULSTON MANOR NO. 2 SUBDIVISION

WHEREAS, Lance E. Ellis and Carol L. Ellis, Subdividers of Aulston Manor No. 1 Subdivision, have filed with the City of Modesto a contract bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, Lance E. Ellis and Carol L. Ellis, Subdividers of Aulston Manor No. 2 Subdivision, have filed with the City of Modesto a contract bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivisions to his satisfaction, and has recommended the release of the subdivision bonds,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Great American Insurance Company contract bond No. 8063514 in the sum of $23,000 filed by Lance E. Ellis and Carol L. Ellis to guarantee the improvements in Aulston Manor No. 1 Subdivision be, and it is hereby released, and

BE IT FURTHER RESOLVED by the Council of the City of Modesto that the Great American Insurance Company contract bond No. 8063517 in the sum of $28,500 filed by Lance E. Ellis and Carol L. Ellis to guarantee the improvements in Aulston Manor No. 2 Subdivision be, and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, Mayor Pro Tempore VanderWall
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Mayor Hammond

ATTEST: _____
CITY CLERK

(SEAL)

RESOLUTION NO. 61- 311

A RESOLUTION APPROVING THE FINAL MAP OF THE QUARESMA HOMES UNIT 3 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, JOHN QUARESMA and BERNICE QUARESMA, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 6.69 acres, known as the QUARESMA HOMES UNIT 3 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 23rd day of December, 19 58, 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 QUARESMA HOMES UNIT 3 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the QUARESMA HOMES UNIT 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 Six Hundred Forty-Seven and 27/100ths ($647.27) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Eight Thousand and no/100ths ($8,000.00) 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 3rd day of July, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall (Mayor Pro Tempore)

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Mayor Hammond

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-312

A RESOLUTION GRANTING AN EXTENSION OF TIME FOR FILING FINAL MAP OF MAY FAIR ESTATES SUBDIVISION

WHEREAS, by Resolution No. 618 adopted on July 5, 1960, the Planning Commission approved the tentative map of May Fair Estates Subdivision, and

WHEREAS, a letter has been received from Lance E. Ellis requesting an extension of one year for filing the final map of said subdivision, and

WHEREAS, the Planning Commission adopted Resolution No. 722 on June 20, 1961, recommending that the City Council approve the request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Lance E. Ellis be granted an extension of time to July 5, 1962 for filing of the final map of May Fair Estates Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, Mayor Pro Tempore VanderWall

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, Mayor Hammond

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-313

A RESOLUTION ACCEPTING THE CONSTRUCTION OF CURBS AND GUTTERS ON ORANGEBURG AND TULLY AVENUES BY STANDARD MATERIALS COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of curbs and gutters on Orangeburg and Tully Avenues

has been completed by Standard Materials Company

in accordance with the contract agreement dated May 9, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of curbs and gutters on Orangeburg and Tully Avenues
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, 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 July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, Mayor Pro Tempore VanderWall
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, Mayor Hammond

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 314

A RESOLUTION REJECTING THE CLAIM OF MRS. FREDA L. McCLELLAN FOR DAMAGES AGAINST THE CITY.

WHEREAS, Mrs. Freda L. McClellan filed a claim for damages dated June 8, 1961, against the City of Modesto and certain designated officials thereof on the 9th day of June, 1961, a copy of which claim is on file in the office of the City Clerk, and

WHEREAS, the Council finds and determines there is no legal basis for said claim,

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

SECTION 1. The aforementioned claim of Mrs. Freda L. McClellan is hereby rejected in its entirety both as to the City of Modesto and the officials named therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Tabbert, Mayor Pro Tempore VanderWall

NOES: None

ABSENT: Mitchell, Mayor Hammond

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-315

A RESOLUTION AUTHORIZING THE CLOSING OF THE FIFTEEN HUNDRED BLOCK ON ASHWOOD DRIVE FOR FOURTH OF JULY BLOCK PARTY

WHEREAS, Edward Boland filed a request for the closing of the Fifteen Hundred Block on Ashood Drive between the hours of 6:30 P.M. and 10:00 P.M. to hold a Block Party on July 4,

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

SECTION 1. Permission is hereby granted to close the Fifteen Hundred Block of Ashwood Drive from 6:30 P.M. to 10:00 P.M. to hold a July 4 Block Party subject to the following provisions of this resolution:

(a) Permittee 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) Permittee shall assume the responsibilities for cleaning the streets after their use.

(c) Proper arrangements shall be cleared by the Permittee through the Chief of Police and Director of Parking and Traffic.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 3rd day of July, 1961 by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolutinn adopted by the following vote:

AYES: Johansen, Knoles, Tabbert, Mayor Pro Tempore VanderWall

NOES: None

ABSENT: Mitchell, Mayor Hammond

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-316

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF TRUNK SEWER EXTENSION ON MILLER AVENUE

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

Section 1. The plans and specifications for construction of trunk sewer extension on Miller 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 25, 1961 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 July, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-317

A RESOLUTION APPROVING AMENDMENTS 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, Section III relating to alley improvements has been found to be in need of revision, and

WHEREAS, the Planning Commission by Resolution No. 715 has recommended to the Council that Section III (a)(3) of the Standard Specifications for Subdivision Improvements relating to alley improvements be amended, and

WHEREAS, the proposed amendment was set for public hearing before the City Council on July 10, 1961, at 8:00 o'clock 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 as follows:

SECTION 1. That Section III (a)(3) relating to alley improvements be amended to read as follows:

"The minimum requirement for alley surfacing shall conform to the requirements of Section 19 of the Standard Specifications for road mix surfacing and shall have a minimum thickness of two and one-half (2½) inches after compaction. The bituminous binder to be mixed with the mineral aggregate shall be liquid asphalt of a grade designated by the Engineer."

SECTION 2. That the City Clerk furnish a copy of this resolution to the Planning Director and the City Engineer who shall place said 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 10th day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, [illegible], Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell, Knoles

ATTEST: _____
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-318
TERMINATION OF
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND HELM MOTOR RENTAL DIVISION FOR RENTAL VEHICLES 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 Helm Motor Rental Division

for rental vehicles at Modesto City-County Airport for a period of five years, effective November 7, 1960

be, and it is hereby terminated.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-319

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND HOMER J. AND SHUSHAN R. SERGIS

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Right of Way Agreement between the City of Modesto and Homer J. and Shushan R. Sergis

for 20 feet of property on Orangeburg Avenue

be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of July, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-320

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TEAKWOOD TERRACE, INC. FOR CONSTRUCTION OF SANITARY SEWER LINE IN McHENRY HIGHLANDS SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Teakwood Terrace, Inc.

for construction of sanitary sewer line in McHenry Highlands Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Mitchell

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-321

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF SEWER LINE TO SERVE McHENRY HIGHLANDS SUBDIVISION AND ADJACENT AREA

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

Section 1. The plans and specifications for construction of sewer line to serve McHenry Highlands Subdivision and adjacent area

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 25, 1961 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 10th day of July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-322

A RESOLUTION APPOINTING JON B. SHASTID TO THE VACANCY EXISTING IN THE OFFICE OF COUNCILMAN OF THE CITY OF MODESTO

WHEREAS, a vacancy now exists in the office of Councilman of the City of Modesto previously held by David L. Arata, deceased, and

WHEREAS, Section 702 of the City Charter provides that if a vacancy shall occur in the office of Councilman, the Council shall forthwith appoint a person to fill such vacancy, and

WHEREAS, the Council believes that Jon B. Shastid is eminently qualified for the appointment to the office of Councilman and will serve the City in such capacity in the interests of the entire community.

NOW, THEREFORE, BE IT RESOLVED that Jon B. Shastid be appointed to the office of Councilman of the City of Modesto to fill the aforesaid vacancy and serve until the next general municipal election to be held in April, 1963, or until the next special municipal election, as provided in Section 702 of the Charter of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th Day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: [signature] CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-323

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO THE ZONING REGULATIONS OF THE CITY OF MODESTO

WHEREAS, the Modesto City Planning Commission held a public hearing on June 20, 1961, and on July 11, 1961, in the Council Chambers for the purpose of considering an amendment to the Zoning Regulations of the City of Modesto, and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 724 recommending to the Council that the described amendments to the Code would be in the interest of the general welfare,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendment be set for 8:00 P.M., Monday, August 14, 1961, in the Council Chambers of the City of Modesto 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 17th day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-324

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND DONALD L. AND DORIS B. STARN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Right of Way Agreement between the City of Modesto and Donald L. and Doris B. Starn

for 10 feet of property on Roseburg Avenue

be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-325

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RICHARD E. REED FOR THE RENTAL OF CITY-OWNED PROPERTY AT 217 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING JULY 1, 1961 AT A RENTAL RATE OF $55 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Richard E. Reed

for the rental of City-owned property at 217 Elm Street on a month to month tenancy beginning July 1, 1961 at a rental rate of $55 per month

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-326

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND RUTH JASON FOR THE RENTAL OF CITY-OWNED PROPERTY AT 221 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING JULY 7, 1961 AT A RENTAL RATE OF $25 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Ruth Jason

for the rental of City-owned property at 221 Elm Street on a month to month tenancy beginning July 7, 1961 at a rental rate of $25 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, M itchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
CITY CLERK.

MODESTO CITY COUNCIL
RESOLUTION NO. 61-327

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND DENICE HECKE FOR THE RENTAL OF CITY-OWNED PROPERTY AT 223 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING JULY 15, 1961 AT A RENTAL RATE OF $30 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Denice Hecke

for the rental of City-owned property at 223 Elm Street on a month to month tenancy beginning July 15, 1961 at a rental rate of $30 per month

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-328

A RESOLUTION RELATING TO THE ACQUISITION OF RIGHT OF WAY FOR THE WIDENING OF SHERWOOD AVENUE (LAND ACQUISITION PROJECT 58-17, PARCEL 6062-2).

WHEREAS, the City of Modesto accepted and authorized recordation of a deed from the Title Insurance and Trust Company, a corporation, dated May 1, 1961, covering a portion of Lot 7 of Mensinger Colony for the purpose of acquiring a right of way for the widening of Sherwood Avenue, and

WHEREAS, said deed was recorded June 5, 1961, in Volume 1687 of Official Records at Page 624, Office of the County Recorder, as Instrument No. 17606, and

WHEREAS, it has been discovered that the aforementioned deed contains an incorrect legal description of the right of way sought to be acquired, and

WHEREAS, the Title Insurance and Trust Company desires to correct said incorrect description by means of having the City quitclaim to the Title Insurance and Trust Company all right, title and interest acquired by the City of Modesto in the aforesaid deed, and said Title Insurance and Trust Company desires thereafter to grant the right of way sought by the City by a deed setting forth the correct description of the right of way sought to be acquired, and has furnished the City with an executed copy of a Grant Deed conveying to the City the right of way properly described,

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

SECTION 1. CONVEYANCE OF RIGHT OF WAY AUTHORIZED. The execution of a Quitclaim Deed by the City of Modesto, a municipal corporation, to the Title Insurance and Trust Company, a corporation, for the purpose of quitclaiming to the Title Insurance and Trust Company, a corporation, all the right, title and interest acquired by the City of Modesto, a municipal corporation, by deed recorded

June 5, 1961, in Volume 1687 of Official Records at Page 624, as Instrument No. 17606, is hereby authorized for the purpose of correcting an error in the deed conveying said right of way to the City of Modesto.

SECTION 2. EXECUTION OF QUITCLAIM DEED. The Mayor and the City Clerk are hereby authorized on behalf of the City to execute and attest respectively a Quitclaim Deed granting all right, title and interest acquired by the City of Modesto in the property mentioned in Section 1 hereof to the Title Insurance and Trust Company, a corporation. The Title Insurance and Trust Company, a corporation, is hereby authorized to accept and record said Quitclaim Deed.

SECTION 3. ACCEPTANCE AND RECORDING OF DEED. The City of Modesto hereby accepts a Grant Deed from the Title Insurance and Trust Company, a corporation, conveying the right of way to the City of Modesto, a municipal corporation, dated July 13, 1961, covering a portion of Lot 7 of Mensinger Colony, and conveying to the City of Modesto by correct legal description of the right of way sought to be acquired for the purpose of widening Sherwood Avenue identified as Land Acquisition Project 58-17, Parcel 6062-2, and hereby authorizes the Title Insurance and Trust Company to record said 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 17th day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-329

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE McHENRY-DRY CREEK FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (EAST FLOYD NO. 3 ADDITION)

WHEREAS, a portion of the McHenry-Dry Creek Fire Protection District was annexed to the City of Modesto by Ordinance No. 470 -C.S., adopted on June 26, 1961, and

WHEREAS, said territory officially became a part of the City on July 3, 1961, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the McHenry-Dry Creek Fire Protection District:

EAST FLOYD NO. 3 ADDITION

All that real property in the State of California, County of Stanislaus, Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian and being a portion of Lot 21, of Coffee Colony, as per map filed January 13, 1906, in Volume 2 of Maps, Page 22, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the East Floyd No. 2 Addition, as per description filed June 29, 1960, as Instrument 18292, Stanislaus County Records, said point also being the Southwestern corner of property conveyed to P. U. Knutson, et ux, as per deed recorded December 2, 1947, as Instrument 30718, Stanislaus County Records; thence along the City Limits and the Eastern line of said East Floyd No. 2 Addition North 0° 53' West, 737.24 feet to the Northwestern corner of property conveyed to Maurice E. Boyd, et ux, as per deed recorded June 24, 1955, as Instrument 18356, Stanislaus County Records; thence along the Northern line of said Boyd property South 89° 27' 57" East, 346.00 feet; thence parallel to and 346.00 feet East of the Eastern line of said East Floyd No. 2 Addition, South 0° 53' East, 737.24 feet to a point on the Southern line of the Knutson property; thence along the Southern line of said Knutson property, North 89° 27' 57" West, 346.00 feet, to the point of beginning, containing 5.85 Acres more or less.

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 17th day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Mitchell, Tabbert, Shastid, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: Kay E. Garfield
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-330

A RESOLUTION AUTHORIZING THE CITY TO RENEW ITS FIRE, EXTENDED COVERAGE, VANDALISM AND MALICIOUS MISCHIEF INSURANCE FOR THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the City's fire, extended coverage, vandalism and malicious mischief insurance be renewed with the following insurance companies:

New Hampshire Insurance Company

Great American Insurance Company

St. Paul Fire and Marine Insurance Co.

Springfield Fire and Marine Insurance Co.

Sayre & Toso, Inc.

The Home Insurance Company

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 17th day of July, 1961 by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-331

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE DEPARTMENT OF FINANCE, STATE OF CALIFORNIA FOR THE PREPARATION OF A POPULATION ESTIMATE FOR 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 the Department of Finance, State of California

for the preparation of a population estimate for the City of Modesto

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature] CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-332

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR CONSTRUCTION OF WATER LINE, QUARESMA HOMES UNIT NO. 3 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-307, on July 3, 19 61, approving the plans and specifications for construction of water lines, Quaresma Homes Unit No. 3 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 18th day of July, 19 61, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,018.30, 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, 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 24th day of July, 19 61, by Councilman VanderWall who moved

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

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-333
UTILITIES RELOCATION

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and the State of California

for utilities relocation (Utilities Agreement No. 10Ut509 (Revised)

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-334

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR FURNISHING INCANDESCENT, FLUORESCENT AND MERCURY VAPOR LAMPS FOR MUNICIPAL LIGHTING TO THE CITY

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

Section 1. The ~~plans and specifications~~ specifications for incandescent, fluorescent and mercury vapor lamps for Municipal lighting to the City copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 2, 1961 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 24th day of July, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-335

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR DRILLING AND DEVELOPING WELLS NO. 24 (GRACE DAVIS HIGH SCHOOL) AND NO. 25 (SOUTHEAST CORNER OF NORTH STAR ESTATES SUBDIVISION)

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

Section 1. The plans and specifications for drilling and developing Wells No. 24 (Grace Davis High School) and No. 25 (Southeast Corner of North Star Estates Subdivision) copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 - 11th Street, in the City of Modesto, on August 8, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 336

A RESOLUTION APPROVING THE FINAL MAP OF THE ROSEMEAD TERRACE SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, MEDRITH G. BOSSHARDT, a widow, is/~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 5.89 acres, known as the ROSEMEAD TERRACE SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 16th day of August, 19 60, 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 ROSEMEAD TERRACE 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 that said final map of the ROSEMEAD TERRACE 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 Six Hundred Eleven and 20/100ths ($611.20) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Fifteen Thousand Six Hundred and no/100ths ($15,600.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execut. and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-337

A RESOLUTION AUTHORIZING THE RELEASE OF THE CENTRAL SURETY AND INSURANCE CORPORATION PERFORMANCE BOND FILED TO GUARANTEE IMPROVEMENTS IN SHERWOOD MANOR SUBDIVISION

WHEREAS, Robert P. and Muriel F. Bomberger, Subdividers of Sherwood Manor Subdivision, have filed with the City of Modesto a performance bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the performance bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Central Surety and Insurance Corporation Performance Bond No. 34 36 48 in the sum of $128,000 filed by Robert P. and Muriel F. Bomberger, to guarantee the improvements in Sherwood Manor Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1961 by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-338

A RESOLUTION ACCEPTING THE BID OF GRISWOLD AND WIGHT IN THE SUM OF $5,205.06 FOR THE FURNISHING OF A TRUCK CAB AND CHASSIS FOR WATER TANK TRUCK

WHEREAS, the Finance Department called for written and sealed bids for the furnishing of a truck cab and chassis for water tank truck, and

WHEREAS, the bids received for the truck cab and chassis were opened on July 19, 1961 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 Griswold and Wight in the sum of $5,205.06 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Griswold and Wight in the sum of $5,205.06 be accepted and the Purchasing Agent be instructed to purchase said truck cab and chassis, at the amount specified.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-339

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOE ZLAB FOR CONSTRUCTION OF PERIMETER SEWER IN NORTH ALLEY OF ZLAB NO. 2 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Joe Zlab

for construction of perimeter sewer in north alley of Zlab No. 2 Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-340

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JOHN QUARESMA FOR CONSTRUCTION OF FIVE STREET LIGHTS (PERIMETER) IN QUARESMA HOMES UNIT NO. 1 SUBDIVISION

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and John Quaresma

for construction of five perimeter street lights in Quaresma Homes Unit No. 1 Subdivision

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 July, 19 61, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 341

A RESOLUTION AUTHORIZING THE USE OF AUTHORIZATIONS FROM EMPLOYEES OF THE CITY TO MAKE DEDUCTIONS FROM THEIR SALARIES OR WAGES TO COVER THE PAYMENT OF DUES IN ANY BONA FIDE ASSOCIATION WHOSE MEMBERS ARE COMPRISED EXCLUSIVELY OF CITY EMPLOYEES.

WHEREAS, the Modesto City Fire Fighters' Association has requested the Council to authorize payroll deductions for dues for membership in the Association, and

WHEREAS, Section 1157.3 of the Government Code of the State of California authorizes employees of a public agency, on approval of, and in accordance with the provisions made by the governing body of the public agency, to authorize deductions to be made from their salaries or wages for the payment of dues in a bona fide association whose members are comprised exclusively of the employees of such public agency,

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

SECTION 1. USE OF PAYROLL DEDUCTIONS AUTHORIZED. The use of authorizations from city employees to the city to make deductions from their salaries or wages for the payment of dues in any bona fide association whose members are comprised exclusively of employees of the city is hereby authorized, and such authorization shall be processed accordingly.

SECTION 2. EFFECTIVE DATE. This resolution shall be effective on and after August 1, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 24th day of July, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Knoles, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Johansen

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-342

A RESOLUTION GRANTING THE WESTERN TITLE INSURANCE COMPANY PERMISSION TO REMOVE THE ADVERTISING SIGN ON THE PREMISES AT 826 - 12th STREET, AND REINSTALL THE SIGN AT THE SAME PREMISES SUBJECT TO CERTAIN CONDITIONS.

WHEREAS, an application was made to the City of Modesto Parking Authority on August 12, 1952, by Giddings Brothers for the right to construct and maintain a commercial advertising sign on the premises located at 826 - 12th Street on the wall of the building extending over the City's parking lot, and

WHEREAS, permission to construct and maintain such sign was granted by the City of Modesto Parking Authority at its regular meeting on August 12, 1952, subject to the terms and conditions outlined in the letter to the Parking Authority from Giddings Brothers dated August 12, 1952, and

WHEREAS, the Western Title Insurance Company is in the process of purchasing the building at 826 - 12th Street from Giddings Brothers for use for commercial purposes for their offices,

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

SECTION 1. The Western Title Insurance Company is hereby granted permission to remove the above-mentioned sign, change the lettering, and reinstall the sign in the same location on the premises at 826 - 12th Street, Modesto, California, subject to the following conditions:

(a) The commercial advertising sign shall be erected on the northern wall of the premises and shall extend a maximum of twelve (12") inches over the City's parking lot.

(b) Said sign shall be maintained a minimum of eight (8') feet above ground level and shall in no way interfere with the operation of the parking facility.

(c) Western Title Insurance Company agrees to hold the City harmless from any liability or damages arising out of the removal, reinstallation and maintenance of said sign.

(d) The permission granted by this resolution to maintain said sign is revocable, and said sign shall be removed from said building by the Western Title Insurance Company upon sixty (60) days prior written notice.

(e) The revocable permission granted by this resolution covers only the removal, reinstallation and maintenance of the same sign as originally constructed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-343

A RESOLUTION GRANTING A PERMIT TO THE 20-30 CLUB OF MODESTO TO USE DEL WEBB BASEBALL FIELD FOR ANNUAL DONKEY BASEBALL GAME ON SEPTEMBER 16, 1961

WHEREAS, The 20-30 Club of Modesto has filed a request with the Council for permission to use Del Webb Field on September 16, 1961 for annual Donkey Baseball Game

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

SECTION 1. A permit is hereby granted to said applicant to use Del Webb Baseball Field on September 16, 1961 for annual Donkey Baseball Game
subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee shall take out and maintain during the life of this permit such public liability and property damage insurance as shall protect it, and any person performing work under this permit, for claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise out of the exercise of the rights granted by this permit, whether by itself, or by

any subcontractor, or by anyone directly or indirectly employed by either of them, and the amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One hundred thousand and no/100ths ($100,000) Dollars for injuries, including accidental death, to any one person; and, subject to the same limit for each person, in an amount not less than Two hundred thousand and no/100ths ($200,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Twenty-five thousand and no/100ths ($25,000) Dollars.

Permittee shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely non-cancellable for a period of not less than five (5) days after notice to the City.

Permittee shall assume the responsibilities for cleaning the facility after its use.

Proper arrangements shall be cleared by the Permittee through the appropriate city departments.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have 20 days from and after the adoption of this resolution within which to file written acceptance of this permit and a certificate of insurance as required by this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance and certificate is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-344

A RESOLUTION ACCEPTING THE BID OF WILLE ELECTRIC SUPPLY COMPANY FOR INCANDESCENT, FLUORESCENT, STREET SERIES, TRAFFIC SIGNAL, AND MERCURY VAPOR LAMPS FOR MUNICIPAL LIGHTING FOR A PERIOD OF ONE YEAR BEGINNING AUGUST 15, 1961

WHEREAS, Resolution No. 61-334, adopted by the Council of the City of Modesto on July 24, 1961, approved the plans and specifications for the furnishing of incandescent, fluorescent, street series, traffic signal, and Mercury vapor lamps for Municipal lighting for a period of one year beginning August 15, 1961 and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of incandescent, fluorescent, street series, traffic signal, and Mercury vapor lamps for Municipal lighting for a period of one year beginning August 15, 1961 were opened at 2:30 P.M. on August 2, 1961 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 Wille Electric Supply Company

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Wille Electric Supply Company be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-345

A RESOLUTION ACCEPTING THE BID OF GEORGE REED IN THE SUM OF $10,514.40 FOR EXTENSION OF MILLER AVENUE SANITARY TRUNK SEWER

WHEREAS, Resolution No. 61-316, adopted by the Council of the City of Modesto on July 10, 19 61, approved the plans and specifications for the extension of Miller Avenue Sanitary Trunk Sewer
and authorized the calling for bids, and

WHEREAS, the bids received for the extension of Miller Avenue Sanitary Trunk Sewer
were opened at 2:00 P.M., July 25, 1961 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 in the sum of $10,514.40

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of George Reed in the sum of $10,514.40
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-346

A RESOLUTION ACCEPTING THE BID OF LEON STOBAUGH IN THE SUM OF $9,638 FOR CONSTRUCTION OF SANITARY SEWER FACILITIES TO McHENRY HIGHLANDS

WHEREAS, Resolution No. 61-321, adopted by the Council of the City of Modesto on July 10, 1961, approved the plans and specifications for the construction of sanitary sewer facilities to McHenry Highlands
and authorized the calling for bids, and

WHEREAS, the bids received for the construction of sanitary sewer facilities to McHenry Highlands
were opened at 2:15 P.M., July 25, 1961 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 Leon Stobaugh in the sum of $9,638

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Leon Stobaugh in the sum of $9,638
be accepted and the execution of a contract for the completion of the project by the City's 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 August, 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-347

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR IMPROVEMENT OF CARVER BETWEEN M.I.D. LATERAL NO.3 AND THE NORTH LINE OF SARATOGA NO. 3 SUBDIVISION

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

Section 1. The plans and specifications for improvement of Carver between M.I.D. Lateral No. 2 and the north line of Saratoga 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 August 22, 1961 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 August, 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-348

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF WATER LINES TO SERVE GLEN AULEN, ROSEMEAD TERRACE AND NORTH STAR ESTATES SUBDIVISIONS

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

Section 1. The plans and specifications for construction of water lines to serve Glen Aulen, Rosemead Terrace and North Star Estates Subdivisions

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 22, 1961 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 7th day of August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-349

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR RELOCATION OF STORM DRAIN FACILITIES REQUIRED BY FREEWAY CONSTRUCTION

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

Section 1. The plans and specifications for relocation of storm drain facilities required by freeway construction

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 22, 1961 at 2:10 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-350

A RESOLUTION ACCEPTING THE BID OF J & M, INC. IN THE SUM OF $159,015.75 FOR RELOCATION OF SANITARY SEWER FACILITIES REQUIRED BY CONSTRUCTION OF STATE FREEWAY IN THE CITY

WHEREAS, Resolution No. 61-282, adopted by the Council of the City of Modesto on June 19, 1961, approved the plans and specifications for the relocation of sanitary sewer facilities required by construction of State Freeway in the City and authorized the calling for bids, and

WHEREAS, the bids received for the relocation of sanitary sewer facilities required by construction of State Freeway in the City were opened at 2:00 P.M. on July 11, 1961 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 J & M, Inc. in the sum of $159,015.75

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of J & M, Inc. in the sum of $159,015.75
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 7th day of August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-351

LEASE
A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND COUNTY OF STANISLAUS FOR PORTION OF THE CITY'S PROPERTY LOCATED IN THE SOUTHWEST CORNER OF NORTH MORTON BOULEVARD AND DOWNEY AVENUE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Lease/Agreement between the City of Modesto and County of Stanislaus for portion of the City's property located in the southwest corner of North Morton Boulevard and Downey Avenue be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Knoles, Shastid

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 352

A RESOLUTION GRANTING AN EXTENSION OF THE LICENSE OF AMERICAN HOG FARM FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-314 granted a license to American Hog Farm for the collection of swill in the City of Modesto for a period of five (5) years, for a period terminating July 1, 1960, and

WHEREAS, the license granted by Resolution No. 55-314 was thereafter extended by Resolution No. 60-201, and

WHEREAS, the City of Modesto is in the process of revising its regulations pertaining to the collection of garbage, and

WHEREAS, American Hog Farm desires to continue to engage in the business of collecting swill in the City of Modesto under the license granted by Resolution No. 55-314, as extended,

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

SECTION 1. The license to collect swill granted to American Hog Farm by Resolution No. 55-314, as extended by Resolution No. 60-201, is hereby further extended to October 1, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None
ABSENT: Knoles, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-353

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ED MULLIGAN FOR THE RENTAL OF CITY-OWNED PROPERTY AT 225 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING JUNE 1, 1961 AT A RENTAL RATE OF $40 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Ed Mulligan for the rental of City-owned property at 225 Elm Street on a month to month tenancy beginning June 1, 1961 at a rental rate of $40 per month be and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-354

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LESTER E. AND JUDITH A. HYER FOR THE RENTAL OF CITY-OWNED PROPERTY AT 202 LAUREL ON A MONTH TO MONTH TENANCY BEGINNING AUGUST 1, 1961 AT A RENTAL RATE OF $70.15 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Lester E. and Judith A. Hyer

for the rental of City-owned property at 202 Laurel on a month to month tenancy beginning August 1, 1961 at a rental rate of $70.15 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 355

A RESOLUTION ESTABLISHING RATES AND CONDITIONS FOR PLAY ON THE MODESTO MUNICIPAL GOLF COURSE AND THE DRYDEN PARK MUNICIPAL GOLF COURSE AND RESCINDING RESOLUTION NOS. 60-167 AND 60-168.

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 (2 adults, 2 or more children)	$18.00
Monthly Unlimited Family Ticket (2 adults, 1 child)	17.00
Monthly Unlimited Family Ticket (2 adults)	16.00
Monthly Unlimited Family Ticket (1 adult, 2 or more children)	16.00
Monthly Unlimited Family Ticket (1 adult, 1 child)	14.00
Monthly Unlimited Individual Ticket	12.00
Monthly Limited Student Ticket (Weekdays and after 12 o'clock noon only on Saturdays, Sundays and holidays)	5.00
Monthly Weekday Family Ticket	11.00
Monthly Weekday Individual Ticket	7.00
Monthly Weekday Student Ticket	2.50
Weekdays, for 18 holes	1.50
After 4 o'clock P.M. any day during such time as Pacific Standard Time is in effect	1.00
After 5 o'clock P.M. any day during such time as Pacific Daylight Saving Time is in effect	1.00

Weekends and holidays	$ 2.00
Weekdays for 9 holes (applies only to the Modesto Municipal 9 Hole Golf Course)	1.00

SECTION 2. TICKETS. (a) Monthly Tickets. Each monthly ticket issued will become invalid on the last day of the month issued and will not be validated for play on the golf courses until the appropriate monthly rate has been paid.

(b) Complimentary Tickets. Complimentary tickets without fee may be issued by or under the direction of the Professional Golf Course Instructor and Manager 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 for students of Modesto Schools and Modesto Junior College 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. Monthly limited student tickets will not be valid on Saturdays, Sundays and holidays before noon. Monthly weekday student tickets will not be valid on Saturdays, Sundays or holidays. Students wishing to play during these periods shall be subject to the regular greens fees.

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 Professional Golf Course Instructor and Manager 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 September 1, 1961.

SECTION 6. REPEALS. Resolution No. 60-167 and Resolution No. 60-168 adopted on May 11, 1960, are 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST: REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-356

A RESOLUTION ACCEPTING THE CONSTRUCTION OF COMFORT STATIONS AT KEWIN AND LEGION PARKS

WHEREAS, a report has been filed by the Director of Public Works that the construction of comfort stations at Kewin and Legion Parks

has been completed by B. B. Ford

in accordance with the contract agreement dated April 3, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of comfort stations at Kewin and Legion Parks

be accepted from said contractor B. B. Ford

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, as provided in the contract, be authorized, less $54.94 which is to be withheld as liquidated damages under the provisions of Section 8.5 of the Specifications relating to prosecution of the work.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 7th day of August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-357

A RESOLUTION AUTHORIZING THE PURCHASE OF CERTAIN REAL PROPERTY BY THE CITY OF MODESTO FROM DAVID T. YOUNG AND LAVON G. YOUNG

WHEREAS, DAVID T. YOUNG and LAVON G. YOUNG owns that certain parcel of real property hereinafter described, and

WHEREAS, the City of Modesto desires to acquire said parcel of real property for use for municipal purposes,

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

SECTION 1. PURCHASE AUTHORIZED. The purchase of the following described real property with improvements thereon from David T. Young and Lavon G. Young for the sum of ($5,522.00) Five Thousand Five Hundred Twenty-Two and no/100ths Dollars, in accordance with the provisions of that certain agreement referred to in Section 2 of this resolution is hereby authorized. Said real property is described as follows:

All that portion of Section 16, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 4 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:

The Eastern 60.00 feet, measured at right angles, of Lot 4 of the Pomona Villa Tract.

EXCEPT the Southern 30.00 feet, measured at right angles.

SECTION 2. APPROVAL OF AGREEMENT. That certain agreement between the City of Modesto and David T. Young and Lavon G. Young relating to the purchase of certain real property for municipal purposes, a copy of which is on file in the office of the City Clerk of the City of Modesto, is hereby approved and the City Manager and the City Clerk are hereby authorized to execute and attest said agreement, respectively, on behalf of the City of Modesto and do all things necessary to carry out the terms of said agreement.

SECTION 3. ACCEPTANCE AND RECORDING OF DEED. The City of Modesto hereby accepts the deed from David T. Young and Lavon G. Young conveying the above-described property to the City of Modesto and hereby authorizes the City Clerk to record said 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 7th day of August, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST: [signature]
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-358

A RESOLUTION ESTABLISHING THE CITY'S POLICY FOR WATER SERVICE FROM THE MUNICIPAL WATER SYSTEM IN THE CITY OF MODESTO URBAN AREA.

WHEREAS, a number of private water companies are serving portions of this community, and

WHEREAS, this results in varying levels of service and charges, and

WHEREAS, the City owns and operates a water system, and

WHEREAS, integration of the water systems would permit uniform service, and

WHEREAS, the interests of the City of Modesto and the taxpayers within the City can best be served by an integrated water system to provide adequate water supply for fire protection and regular use, and

WHEREAS, it is logical that the private systems be integrated with the municipal water system,

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

SECTION 1. Whenever the Council finds and determines that it is in the public interest, steps shall be taken to acquire private water systems with such acquisitions scheduled as feasible.

SECTION 2. Private water systems shall be integrated with the municipal system as they are acquired.

SECTION 3. It shall be the policy of the City to provide water service from municipal facilities within the General Plan area, as it now exists or may be hereafter revised, when within a reasonable distance from the developed urban area and when the City determines it is economically feasible to do so.

SECTION 4. Notwithstanding the provisions of Section 3 of this resolution, it is not the present intent of the City

to provide water service in that area south and east of Dry Creek (Beard Brook), and south of the Tuolumne River, and east of the present U.S. Highway 99, except for the areas presently served by the City, as long as said areas are served by private water utilities.

SECTION 5. Private water companies operating in the General Plan area are urged to provide water distribution systems adequate for fire protection in accordance with standards of the Board of Fire Underwriters.

SECTION 6. The City Clerk is hereby directed to send copies of this resolution to each of the private water companies operating in this area, and to engineers involved in the subdivision of land in the vicinity 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 August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-359

A RESOLUTION ACCEPTING THE CONSTRUCTION OF IMPROVEMENT OF BRIGGSMORE AVENUE AND NORTHERN BOULEVARD BETWEEN McHENRY AVENUE AND ALLEY IN BLOCK 6195

WHEREAS, a report has been filed by the Director of Public Works that the construction of improvement of Briggsmore Avenue and Northern Boulevard between McHenry Avenue and alley in Block 6195

has been completed by Standard Materials Company

in accordance with the contract agreement dated June 19, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of improvement of Briggsmore Avenue and Northern Boulevard between McHenry Avenue and alley in Block 6195 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, 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-360

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE STATE OF CALIFORNIA, DIVISION OF HIGHWAYS, FOR TRAFFIC SIGNALS ON NINTH AND P, KANSAS, AND TULLY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and State of California, Division of Highways

for traffic signals on Ninth and P, Kansas, and Tully

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-361

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON A PROPOSED AMENDMENT TO SECTION 19 OF THE ZONING MAP (LOTS 4 TO 11 INCLUSIVE, IN BLOCK 6019 - ROSEBURG-CARVER)

WHEREAS, the Modesto City Planning Commission held a public hearing on July 18, 1961, in the Council Chamber for the purpose of considering an amendment to Section 19 of the Zoning Map, to reclassify from Single-Family Zone, R-1, to Two-Family Zone, R-2

the following described property:

Beginning at a point at the intersection of the center lines of Carver Road and Roseburg Avenue; thence northerly along the center line of Carver Road 412.49 feet; thence easterly along the north line of lot 4, Block 6019 extended a distance of 135 feet to the center line of the north south alley in Block 6019; thence southerly along the center line of said alley 278 feet to the center line of the east west alley in Block 6019; thence easterly along the center line of said alley 157.16 feet to the east line of lot 11 in Block 6019 extended; thence southerly along the east line of lot 11 in Block 6019 extended 134.16 feet to the center line of Roseburg Avenue; thence westerly along the center line of Roseburg Avenue 290.52 feet to the point of beginning, consisting of lots 4 to 11 inclusive in Block 6019 of Westland Manor #2.

and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendment, adopted Resolution No. 728 recommending to the Council that rezoning of the area as requested was 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 be set for 8:00 P.M., Monday, August 28, 1961, in the Council Chamber of the City of Modesto 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 7th day of August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-362

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO PLANNING COMMISSION FILED BY FULFORD, LUDLOW AND SCHONHOFF ON THE REZONING OF PROPERTY LOCATED ON THE SOUTH SIDE OF "G" STREET BETWEEN BURNEY AND JAMES STREETS

WHEREAS, the Modesto/City Planning Commission held a public hearing in the Council Chambers located in the City Hall, 801 11th Street, in the City of Modesto for the purpose of considering an application for the amendment to Section 28 of the Zoning Map, filed by Fulford, Ludlow and Schonhoff on June 2, 1961, to reclassify from Two-Family Zone, R-2, to Neighborhood-Commercial Zone, C-1, the following described property:

> Beginning at a point along the center line of "G" Street 166.5 feet east of the center line of Burney Avenue; thence easterly along the center line of "G" Street for a distance of 100 feet; thence southerly parallel with the westerly line of lot 7 in Block 205, 190 feet; thence westerly parallel with the center line of "G" Street, 100 feet; thence northerly parallel to the west line of lot 7, 190 feet to the point of beginning. Being located on the south side of "G" Street between Burney and James Streets.

WHEREAS, said Commission after hearing evidence, both oral and documentary adopted Resolution No. 726, denying the request for the amendment to Section 28 of the Zoning Map, and

WHEREAS, on July 28, 1961, Fulford, Ludlow and Schonhoff filed an appeal with the City Clerk on the decision of the Planning Commission denying the request for rezoning, and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Commission denying an application for amendment.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto/City Planning Commission be set for Monday, September 11, 1961 at 8:00 P.M., in the Council Chambers 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 August, 1961 by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and

the resolution adopted by the following vote:

AYES: Johansan, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO.61-363

A RESOLUTION WITHDRAWING CERTAIN DESCRIBED TERRITORY FROM THE SALIDA COUNTY FIRE PROTECTION DISTRICT BY REASON OF ITS ANNEXATION TO THE CITY OF MODESTO. (GISH ADDITION)

WHEREAS, a portion of the Salida County Fire Protection District was annexed to the City of Modesto by Ordinance No. 474 -C.S., adopted on July 24, , 19 61, and

WHEREAS, said territory officially became a part of the City on July 26, 19 61, and

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 District which has been annexed to the City that the area be withdrawn from said Fire 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 following described territory be withdrawn from the boundaries of the Salida County Fire Protection District:

GISH ADDITION

All that real property in the State of California, County of Stanislaus, Section 13, Township 3 South, Range 8 East, Mount Diablo Base and Meridian, described as follows:

Beginning at a point on the existing City Limits as established by the Park Manor Addition, as per description filed June 2, 1960, as Instrument 15668, Stanislaus County Records, said point being on the quarter section line and the Southeastern corner of property conveyed to Lance E. and Carol L. Ellis, as per deed recorded December 30, 1960, as Instrument 37087, Stanislaus County Records; thence along the quarter section line and the Southern line of said Ellis property, South 89° 21' 30" West, 1326.82 feet to a point on the Eastern line of a 40 foot County Road known as Conant Avenue as per road deed filed July 18, 1930, Volume 401, Page 383, Stanislaus County Records; thence along the Eastern line of said Conant Avenue, North 0° 18' 30" West, 338.13 feet to the Northern line of said Ellis property; thence along the Northern line of said Ellis property, North 89° 21' 30" East, 1326.98 feet to a point on the existing City Limits; thence along the City Limits, South 0° 16' 30" East, 338.13 feet to the point of beginning, containing 10.30 Acres more or less.

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 7th day of August, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-364

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND ELMER BREAULT, JR. AND OLGA MARIE BREAULT FOR THE WIDENING OF ROSEBURG AVENUE, PROJECT 54-13

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Right of Way Agreement between the City of Modesto and Elmer Breault, Jr. and Olga Marie Breault

for the widening of Roseburg Avenue, Project 54-13

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 7th day of August, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: ~~XXXX~~ Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-365

A RESOLUTION ACCEPTING THE BID OF OSTERBERG & CARROL FOR DRILLING AND DEVELOPING WELLS NO. 24 (GRACE DAVIS HIGH SCHOOL) AND NO. 25 (SOUTH-EAST CORNER OF NORTH STAR ESTATES SUBDIVISION)

WHEREAS, Resolution No. 61-355, adopted by the Council of the City of Modesto on July 24, 1961, approved the plans and specifications for the drilling and developing of Wells No. 24 (Grace Davis High School) and No. 25 (Southeast corner of North Star Estates Subdivision) and authorized the calling for bids, and

WHEREAS, the bids received for the drilling and developing of Wells No. 24 and No. 25 were opened at 2:00 P.M., August 8, 1961 and later tabulated by the Public Works Department for the consideration of the Council, and

WHEREAS, the Director of Public Works has recommended that the bid of Osterberg and Carrol be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Osterberg and Carrol be accepted and the execution of a contract for the completion of the project by the City's 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-366

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILEY HARRIS AND LETHA HARRIS FOR THE RENTAL OF CITY-OWNED PROPERTY AT 213 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING JULY 21, 1961 AT A RENTAL RATE OF $49.77 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Wiley Harris and Letha Harris

for the rental of City-owned property at 213 Elm Street on a month to month tenancy beginning July 21, 1961 at a rental rate of $49.77 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-367

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ED AND EVELYN WILLIAMS FOR THE RENTAL OF CITY-OWNED PROPERTY AT 206 LAUREL STREET ON A MONTH TO MONTH TENANCY BEGINNING AUGUST 10, 1961 AT A RENTAL RATE OF $75.15 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Ed and Evelyn Williams

for the rental of City-owned property at 206 Laurel Street on a month to month tenancy beginning August 10, 1961 at a rental rate of $75.15 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 ~~August~~, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-368

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LARRY C. DAVIS FOR THE RENTAL OF CITY-OWNED PROPERTY AT 205 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING AUGUST 14, 1961 AT A RENTAL RATE OF $70.15 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Larry C. Davis

for the rental of City-owned property at 205 Elm Street on a month to month tenancy beginning August 14, 1961 at a rental rate of $70.15 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 369

A RESOLUTION APPROVING THE FINAL MAP OF THE ROSE GARDENS UNIT NO. 1 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, Inland Empire Developers, Inc., a corporation, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 11.21 acres, known as the ROSE GARDENS UNIT NO. 1 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of March, 1961, 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 GARDENS UNIT NO. 1 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the ROSE GARDENS UNIT NO. 1 SUBDIVISION be approved; that the streets, alleys, and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of One Thousand, Three Hundred Eight and 70/100ths ($1,308.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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, Five Hundred and no/100ths ($41,500.00) 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 14th day of August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 370

A RESOLUTION APPROVING THE FINAL MAP OF THE ROSE GARDENS UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, INLAND EMPIRE DEVELOPERS, INC., a corporation, is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 3.27 acres, known as the ROSE GARDENS UNIT NO. 2 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of March, 1961, 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 GARDENS UNIT NO. 2 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the ROSE GARDENS UNIT NO. 2 SUBDIVISION be approved; that the streets, alleys, and easements as shown thereon within the boundaries of said tract be accepted on behalf of the public for public use; and that the City Clerk be authorized to certify the map of said tract on behalf of the City of Modesto after the fees in the amount of Four Hundred Eight and 20/100ths ($408.20) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Twelve Thousand, Three Hundred and no/100ths ($12,300.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-371

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR INSTALLATION OF WATER MAINS ON BRIGHTON AVENUE BETWEEN NORTH AND SOUTH PROPERTY LINE OF DOWNEY HIGH SCHOOL AND IN ROSE GARDENS SUBDIVISION UNITS 1 AND 2

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

Section 1. The plans and specifications for installation of water mains on Brighton Avenue between north and south property line of Downey High School and in Rose Gardens Subdivision Units 1 & 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 August 29, 1961 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 August, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-372

A RESOLUTION REJECTING THE CLAIM OF WILMA OWENS FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Wilma Owens filed a claim for damages dated August 4, 1961, against the City of Modesto on the 10th day of August, 1961, a copy of which claim is on file in the office of the City Clerk, and

WHEREAS, the Council finds and determines there is no legal basis for said claim,

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

SECTION 1. The aforementioned claim of Wilma Owens is hereby rejected in its entirety both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 14th day of August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Knoles, Shastid

ATTEST _____
Rex E. Gailfus, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-373

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE PURCHASE OF EXCESS DIGESTED SLUDGE FROM THE CITY'S SEWAGE TREATMENT PLANT

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

Section 1. The plans and specifications for the purchase of excess digested sludge from the City's Sewage Treatment Plant

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 - 11th Street, in the City of Modesto, on September 12, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mayor Pro Tempore /Johansen, Mitchell, Shastid, Tabbert

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-374

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SEWER LINE TO MEDICAL-DENTAL BUILDING ON ROSEBURG AVENUE TO NELSON AVENUE BY BALEME CONSTRUCTION COMPANY, INC.

WHEREAS, a report has been filed by the Director of Public Works that the construction of sewer line to Medical-Dental Building on Roseburg Avenue to Nelson Avenue

has been completed by Baleme Construction Company, Inc.

in accordance with the contract agreement dated June 12, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of sewer line to Medical-Dental Building on Roseburg Avenue to Nelson Avenue be accepted from said contractor Baleme Construction Company, Inc.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Tabbert, who moved its 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, Shastid, Tabbert, ~~XXXXXX~~ Pro Tempore Mayor/Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-375

A RESOLUTION AMENDING RESOLUTION NO. 61-95 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 that Librarian I and Librarian II listed under Library Rates on page 3 of "Exhibit B" of Resolution No. 61-95 entitled "A Resolution Establishing Salary Schedules and Fixing the Compensation for Positions in the City Service", be amended to read as follows:

LIBRARY RATES

Librarian I - Range 18

$376 - 395 - 415 - 436 - 458

Librarian II - Range 20

$415 - 436 - 458 - 481 - 505

The schedules of salary rates and ranges, and the compensation fixed for Librarian I and Librarian II by this resolution shall be effective retroactively on and after August 1, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Mayor Pro Tempore Johansen who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Mitchell, Shastid, Tabbert, Mayor Pro Tempore Johansen

NOES: None

ABSENT: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
Acting City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-376

A RESOLUTION APPROVING APPROPRIATION TRANSFER $1,034 FROM GENERAL RESERVE - LIBRARY (600-201) TO SALARIES AND WAGES - REGULAR (110)

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

GENERAL RESERVE (600)

FROM:	Library (201)	$1,034
TO:	Salaries and Wages, Regular (110)	$1,034

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, Mayor Pro Tempore Johansen
NOES: None
ABSENT: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-377

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM B. TOLDEN FOR THE RENTAL OF CITY-OWNED PROPERTY AT 207 AND 209 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING AUGUST 7, 1961 AT A RENTAL RATE OF $65 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and William B. Tolden

for the rental of City-owned property at 207 and 209 Elm Street on a month to month tenancy beginning August 7, 1961 at a rental rate of $65 per month
be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Mitchell, Shastid, Tabbert, ~~XXXXX~~ Mayor Pro Tempore Johansen
NOES: Councilmen: None

ABSENT: Councilmen: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
acting CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-378

A RESOLUTION GRANTING PERMISSION TO PLACE VOTER REGISTRATION TABLES IN DOWNTOWN AREAS

WHEREAS, a request has been received from the Modesto League of Women Voters for permission to place tables to facilitate voter registration at the corner of 10th and Jay Streets (the southeast corner) between the hours of 2:00 P.M. and 5:00 P.M. on August 19, 1961, and between the hours of 2:00 P.M. and 5:00 P.M., and between the hours of 6:30 P.M. and 9:00 P.M. on August 24, 1961.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request for permission to place tables at the corner of 10th and Jay Streets (the southeast corner) between the hours of 2:00 P.M. and 5:00 P.M. on August 19, 1961, and between the hours of 2:00 P.M. and 5:00 P.M., and between the hours of 6:30 P.M. and 9:00 P.M. on August 24, 1961, to facilitate voter registration, be and it is hereby granted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Tabbert, who moved its 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, Shastid, Tabbert, Mayor Pro Tempore Johansen
NOES: Councilmen: None
ABSENT: Councilmen: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
acting CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-379

A RESOLUTION AUTHORIZING APPLICATIONS FOR STATE AID FOR CONSTRUCTION OF RAILROAD CROSSING PROTECTIONS AT SOUTHERN PACIFIC RAILROAD CROSSING NUMBER B-112.2 AND KANSAS AVENUE; AT TIDEWATER SOUTHERN RAILROAD CROSSING NUMBER 75-28.8 AND P STREET

WHEREAS, the State of California, under Chapter 1739, Statutes of 1953, has appropriated funds for allotment to counties and cities so that they may engage in the construction of railroad grade crossing protection, and

WHEREAS, the City desires to apply for an allotment of State aid for the construction of protection for railroad grade crossings, and

WHEREAS, an application to the Public Utilities Commission of the State of California has been prepared and presented to this Legislative Body for consideration, and

WHEREAS, the City of Modesto has made provision for paying that portion of the costs of the projects notrequested as an allotment for the State.

NOW, THEREFORE, BE IT RESOLVED that the City of Modesto submit the aforesaid application for State aid for construction of railroad grade crossings protection to the Public Utilities Commission requesting a combined allotment of One Thousand Five Hundred and no/100ths ($1,500.00) Dollars, or of a combined allotment of such amount as may be alloted by the Public Utilities Commission.

BE IT FURTHER RESOLVED that the City of Modesto hereby certifies the total estimate of cost to be paid for the construction of protection for Southern Pacific Railroad crossing No. B-112.2, and Kansas Avenue, and Tidewater Southern Railroad crossing No. 75-28.8 and P Street, which the City of Modesto is making under said act is Three Thousand and no/100ths ($3,000.00) Dollars.

BE IT FURTHER RESOLVED that for the purpose of this request, the Mayor of the City of Modesto be, and he is hereby designated as the authorized agent of the City of Modesto, and is hereby authorized and directed to sign the hereinmentioned application of the City of Modesto, and to submit the same to the Public Utilities Commission, together with

a certified statement of the total estimated cost to be paid for construction of the projects herein mentioned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Mitchell, 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, Tabbert, ~~Acting~~ Pro Tempore Mayor Johansen

NOES: Councilmen: None

ABSENT: Councilmen: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-380

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $388 FROM GENERAL RESERVE OF GENERAL FUND TO PUBLIC WORKS, AIRPORT - TAXES

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

GENERAL (101)

FROM:	General Reserve (600)	$388
TO:	Public Works, Airport - Taxes (430-46)	$388

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 21st day of August, 1961, by Councilman Mitchell, 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, Tabbert, Mayor pro tempore Johansen
NOES: None
ABSENT: Knoles, VanderWall, Mayor Hammond

ATTEST: Pauline F. Stanley
acting CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-381

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

WHEREAS, Chapter 27 of Part 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 of 1526 Albany Avenue (Block 6119, Lot 17)

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 State of California, County of Stanislaus, City of Modesto, described as follows:

Lot 17, Block 6119, of the FRANCEK TRACT, as per map filed August 28, 1956, in Volume 14, Page 71, Stanislaus County Records.

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

SECTION 2. The 11th day of September, 19 61, 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 28th day of August, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Shastid, Tabbert, ~~XXX~~ Mayor Hammond

NOES: None

ABSENT: Mitchell, VanderWall

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-382

A RESOLUTION ACCEPTING THE BID OF M. J. RUDDY, JR. IN THE SUM OF $5,898 FOR THE IMPROVEMENT OF CARVER ROAD BETWEEN M.I.D. LATERAL NO. 3 AND SARATOGA MANOR NO. 3 SUBDIVISION

WHEREAS, Resolution No. 61-347, adopted by the Council of the City of Modesto on August 7, 19 61, approved the plans and specifications for the improvement of Carver Road between M.I.D. Lateral No. 3 and Saratoga Manor No. 3 Subdivision and authorized the calling for bids, and

WHEREAS, the bids received for the improvement of Carver Road between M.I.D. Lateral No. 3 and Saratoga Manor No. 3 Subdivision were opened at 2:00 P.M., August 22, 1961 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 M. J. Ruddy, Jr. in the sum of $5,898

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of M. J. Ruddy, Jr. in the sum of $5,898
be accepted and the execution of a contract for the completion of the project by the City's 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 August, 19 61, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-383

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE CONSTRUCTION OF WATER LINES TO NORTH STAR ESTATES, GLEN AULEN AND ROSEMEAD TERRACE SUBDIVISIONS

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-348, on August 7, 1961, approving the plans and specifications for the construction of water lines to North Star Estates, Glen Aulen and Rosemead Terrace Subdivisions

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 22nd day of August, 1961, 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

WEREAS, 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 W. M. Lyles, Company, in the sum of $7,764.43, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $6,707.15, thus effecting a savings to the taxpayers of approximately $1,057.28, 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 28th day of August, 1961, by Councilman Johansen, 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: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-384

A RESOLUTION ACCEPTING THE BID OF W. M. LYLES COMPANY IN THE SUM OF $28,503.04 FOR THE RELOCATION OF SEWER FACILITIES ALONG MODESTO FREEWAY

WHEREAS, Resolution No. 61-349, adopted by the Council of the City of Modesto on August 7, 1961, approved the plans and specifications for the relocation of sewer facilities along Modesto Freeway
and authorized the calling for bids, and

WHEREAS, the bids received for the relocation of sewer facilities along Modesto Freeway
were opened at 2:10 P.M., August 22, 1961 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 Company in the sum of $28,503.04

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of W. M. Lyles Company in the sum of $28,503.04
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-385

A RESOLUTION GRANTING AN EXTENSION OF TIME FOR FILING FINAL MAP OF BEL AIR NO. 3 SUBDIVISION

WHEREAS, by Resolution No. 625, adopted on August 2, 1960, the Planning Commission approved the revised tentative map of Bel Air No. 3 Subdivision, and

WHEREAS, a letter has been received requesting a 60-day extension of time for filing of the final map of Bel Air No. 3 Subdivision, and

WHEREAS, the Planning Commission adopted Resolution No. 736 on August 15, 1961, recommending that the City Council approve the request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Modesto Developing Association, Inc. be granted an extension of time to November 5, 1961 for filing of the final map of Bel Air No. 3 Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961 by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-386

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES AND CARRIE SHEPPARD FOR THE RENTAL OF CITY-OWNED PROPERTY AT 215 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING JUNE 15, 1961 AT A RENTAL RATE OF $50 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and James and Carrie Sheppard

for the rental of City-owned property at 215 Elm Street on a month to month tenancy beginning June 15, 1961 at a rental rate of $50 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-387

A RESOLUTION AUTHORIZING THE RELEASE OF THE SPRINGFIELD INSURANCE COMPANY PERFORMANCE BOND FILED TO GUARANTEE IMPROVEMENTS IN VILLAGE MANOR UNIT NO. 1 SUBDIVISION

WHEREAS, John H. and Dolores Irene Kirkpatrick, Subdividers of Village Manor Unit No. 1 Subdivision, have filed with the City of Modesto a performance bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the performance bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Springfield Insurance Company Performance Bond No. S 22019 in the sum of $20,000.00 filed by John H. and Dolores Irene Kirkpatrick, to guarantee the improvements in Village Manor Unit No. 1 Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-388
AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND BOMBERGER AND ABST, ARCHITECTS, FOR ARCHITECTURAL AND ENGINEERING SERVICES FOR CONTROL TOWER AT MODESTO CITY-COUNTY AIRPORT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the/Agreement (amended) between the City of Modesto and Bomberger and Abst, Architects for architectural and engineering services for control tower at Modesto City-County Airport, amending agreement dated January 25, 1961 be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said /Agreement (amended) by the designated 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 August, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-389

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND TEAKWOOD TERRACE, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Teakwood Terrace, Inc., agreeing to convey to the City a three (3') feet wide protection strip along the easterly right of way of McHenry Highlands Subdivision, running north from Floyd Avenue a distance of approximately three hundred twenty-five (325') feet adjacent to the property now owned by G. J. Hootman of 505 Floyd Avenue, under conditions set forth, ~~for~~

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 August, 19 61, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Knoles, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

RESOLUTION NO. 61-390

A RESOLUTION APPROVING THE FINAL MAP OF THE McHENRY HIGHLANDS SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, TEAKWOOD TERRACE, INC. are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 24.05 acres, known as the McHenry Highlands Subdivision, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 11th day of July, 1961, 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 McHenry Highlands 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 that said final map of the McHenry Highlands 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 Sixty-eight and 70/100ths ($2,368.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Thousand Five Hundred Fifty-three and no/100ths ($50,553.00) 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 28th day of August, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-391

A RESOLUTION GRANTING ENCROACHMENT PERMIT TO BEARD LAND AND INVESTMENT COMPANY ON EAST SIDE OF 11TH STREET BETWEEN "B" STREET AND MORTON BOULEVARD, IN THE CITY OF MODESTO

WHEREAS, the Beard Land and Investment Company has filed a request for an encroachment permit to construct a stairway and platform four and one-half (4½') feet in width, and ten (10') feet three inches (3") in length in the sidewalk area on the east side of 11th Street between B Street and Morton Boulevard, for the purpose of providing access to an existing warehouse building, and

WHEREAS, this construction is necessary for access due to the construction of a cold storage plant adjacent to the existing warehouse, and

WHEREAS, at this particular location pedestrian traffic is not a problem,

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

SECTION 1. A permit is hereby granted to said applicant to construct steel steps and pedestrian platform with total overall dimensions of four and one-half (4½') feet by twelve (12') feet for the purpose of providing an entrance to an existing warehouse building on the east side of 11th Street between B Street and Morton Boulevard, as shown on the sketch on file in the office of the City Clerk, subject to other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to-wit:

(a) This permit may be revoked by City upon giving Permittee thirty (30) days notice, and upon revocation of the permit Permittee agrees to remove the structure and return the street to its original condition at its own expense.

(b) Permittee, 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.

(c) Permittee, its successors and assigns, during the term of this permit, at its own cost and expense, shall defend any and all lawsuits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee shall take out and maintain during the life of this permit such public liability and property damage insurance as shall protect it, for claims for damages for personal injury, including accidental death, as well as from claims for property damage, which may arise out of the exercise of the rights granted by this permit, whether by itself, or by any subcontractor, or by anyone directly or indirectly employed by either of them, and the amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One Hundred Thousand and no/100ths ($100,000) Dollars for injuries, including accidental death, to any one person; and subject to the same limit for each person, in an amount not less than Two Hundred Thousand and no/100ths ($200,000) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Ten Thousand and no/100ths ($10,000) Dollars.

Permittee shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely non-cancellable for a period of not less than five (5) days after notice to the City.

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 certificate of insurance as required by this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance and certificate are filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961 by Councilman Knoles, 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: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-392

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

WHEREAS, Chapter 27 of Part 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 of 413 Yosemite 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 State of California, County of Stanislaus, City of Modesto, described as follows:

Lots 7 and 8, Block 356 of the City of Modesto as per map filed December 21, 1942 in Volume 15 of Maps, Page 356, 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 11th day of September, 1961, 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 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 28th day of August, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: ~~XXXXXX~~, VanderWall, Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-393

A RESOLUTION APPROVING APPROPRIATION TRANSFERS

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

General (101)			
	FROM:	General Reserve (600)	$140
	TO:	Fire, Paint Station #1 (21-502)	140
	FROM:	General Reserve (600)	625
	TO:	Music and Promotions, Special Trade Events (61-446)	625
Special Fund for Capital Outlays (321)			
	FROM:	General Reserve (600)	6,400
	TO:	Carver Improvement (503)	6,400

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961, by Councilman Knoles, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-394

A RESOLUTION COMMENDING LESLIE G. KNOLES FOR OUTSTANDING SERVICES RENDERED TO THE CITY OF MODESTO AS A MEMBER OF THE MODESTO CITY COUNCIL

WHEREAS, Leslie G. Knoles was elected a member of the Modesto City Council on April 14, 1959, and

WHEREAS, Mr. Knoles has served this community in an outstanding manner, and has been a devoted and sincere public servant for approximately two and one-half years,

NOW, THEREFORE, BE IT RESOLVED that this Council, on its own behalf, and on behalf of the citizens of this City, hereby expresses its sincere appreciation to Leslie G. Knoles for his outstanding service to the community.

BE IT FURTHER RESOLVED that the City Clerk be directed to furnish a suitably inscribed certified copy of this Resolution to Mr. Knoles in recognition of his outstanding service.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961, by Mayor Hammond, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell, VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-395

A RESOLUTION REQUESTING THE MODESTO IRRIGATION DISTRICT TO ANNOUNCE TO THE PUBLIC, PRIOR TO SETTING THE DATE FOR THE PENDING BOND ELECTION FOR THE PROPOSED CONSTRUCTION OF THE UPPER DON PEDRO RESERVOIR, HOW IT IS PROPOSED TO RAISE THE FUNDS FOR PAYING OFF THE BOND ISSUE

WHEREAS, the Modesto Irrigation District has proposed a public election to authorize bonds to finance the construction of the upper Don Pedro Reservoir; and

WHEREAS, no public determination has yet been announced by the Modesto Irrigation District as to how the proposed bonds are to be repaid; and

WHEREAS, it is important to the industrial, commercial, and residential users of electrical power, as well as to the users of irrigation water, that there be an equitable distribution of the costs involved; and

WHEREAS, it is of vital concern to the whole community that the public be informed in advance of the election as to how the funds for repayment of principal and interest of the bonds will be raised,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that this Council does hereby request a meeting of its previously appointed bond committee and the Modesto Irrigation District to discuss the matter in a constructive manner, to the end that the Council will be advised, and that the Modesto Irrigation District then announce to the public, prior to setting the date for the bond election for the proposed construction of the upper Don Pedro Reservoir, how it is proposed to raise the funds for paying off the bond issue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 28th day of August, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Knoles, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: Mitchell, VanderWall

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-396
PROPOSAL

A RESOLUTION APPROVING ~~PLANS~~ AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE PURCHASE OF ONE MECHANIZED LEAF AND LITTER REMOVER (GROUND GROOMER)

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

Section 1. The proposal and specifications for the purchase of one mechanized leaf and litter remover (Ground Groomer) copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 13, 1961 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 September, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: VanderWall

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-397

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE CONSTRUCTION OF WATER LINE, BRIGHTON AVENUE AND ROSE GARDEN SUBDIVISIONS NOS. 1 AND 2

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-371, on August 14, 1961, approving the plans and specifications for the construction of water line, Brighton Avenue and Rose Garden Subdivisions Nos. 1 and 2

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 29th day of August, 1961, 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

WEREAS, 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 Baleme Construction Company, Inc., in the sum of $6,896.35, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $4,058.50, thus effecting a savings to the taxpayers of approximately $2,837.85, 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 5th day of September, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: VanderWall

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-398

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF WATER LINES TO McHENRY HIGHLANDS SUBDIVISION

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

Section 1. The plans and specifications for construction of water lines to McHenry Highlands 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 19, 1961 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 September, 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: VanderWall

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-399

A RESOLUTION REJECTING THE CLAIM OF CLAUD COLLIER FOR DAMAGES AGAINST THE CITY OF MODESTO

WHEREAS, Claud Collier filed a claim for damages dated August 29, 1961, against the City of Modesto on the 29th day of August, 1961, a copy of which claim is on file in the office of the City Clerk, and

WHEREAS, the Council finds and determines there is no legal basis for said claim,

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

SECTION 1. The aforementioned claim of Claud Collier is hereby rejected in its entirety both as to the City of Modesto and the officials therein.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of September, 1961, by ~~Councilman~~ Mayor Hammond, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 400

A RESOLUTION APPROVING THE EXPENDITURE FOR REPAIR OF DEEP WELL PUMP AT CITY PUMP STATION NO. 4.

WHEREAS, on August 7, 1961, the deep well pump at City's Pump Station No. 4 failed to operate, and

WHEREAS, the weather exceeded One Hundred (100°) degrees in temperature and water consumption was extremely high, and

WHEREAS, the repair of said pump immediately was of urgent necessity in order to preserve life, health and property as an emergency action, and there was insufficient time to process the matter in the normal manner,

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

SECTION 1. The emergency repair of the deep well pump at Pump Station No. 4 is hereby authorized, ratified and confirmed.

SECTION 2. The claim of Stanislaus Pump and Supply Company in the amount of Four Thousand, Seven Hundred Thirty-Four and 44/100ths ($4,734.44) Dollars for the emergency repair of said pump is hereby approved, and the payment of said claim is authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of September, 1961, 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: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: VanderWall

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-401

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $4,735 FROM GENERAL FUND, GENERAL RESERVE TO PUBLIC WORKS, WATER TO REPLACE DEEP WELL #4 PUMP AND MOTOR

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

GENERAL FUND (101)

FROM:	General Reserve (600)	$4,735
TO:	Public Works, Water (50-503) Replace Deep Well #4, Pump and Motor	$4,735

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 5th day of September, 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond
NOES: None
ABSENT: VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-402

A RESOLUTION GRANTING A DRIVEWAY VARIANCE TO PAUL H. SMITH AT 307 MENSINGER AVENUE

WHEREAS, Section 7-1.104 (c) of the Modesto Municipal Code relating to driveway construction provides that no driveway shall exceed forty (40%) per cent of the frontage upon any street of the lot or lots or parcel of land to be served, and

WHEREAS, Paul H. Smith has filed a request with the City Council to extend the maximum width of his driveway at 307 Mensinger Avenue from 22 feet to 30 feet to provide conformance to an existing driveway on the premises, and

WHEREAS, the frontage of Mr. Smith's property is fifty-four (54') feet wide, and a thirty (30') foot driveway will exceed forty (40%) per cent of the frontage of the parcel of land to be served, and

WHEREAS, the Director of Public Works has recommended that the permit be granted on the basis that on-street parking is not a problem in this area, and that this would permit conforming to the width of an existing driveway,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Paul H. Smith for a variance from the provisions of the Modesto Municipal Code to permit the extention of his driveway at 307 Mensinger Avenue to thirty (30') feet 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 5th day of September, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, Mayor Hammond
NOES: None
ABSENT: VanderWall

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-403

A RESOLUTION APPROVING THE LOCATION OF A STATE CORRECTIONAL FACILITY AT THE NAVAL AIR STATION, VERNALIS, STANISLAUS COUNTY, CALIFORNIA

WHEREAS, the State Department of Corrections has determined there is a need to establish an additional correctional institution in the Central San Joaquin Valley, and

WHEREAS, the State Department of Corrections has been notified by the General Services Administration of the Federal Government that the Naval Auxiliary Air Station at Vernalis, California, comprising 654 acres, is surplus to its needs, and may be acquired for this purpose, and

WHEREAS, the State Department of Corrections has advised the City Council of its need, desire and proposed plans for the establishment of a correctional facility at said location, indicating the nature and purpose of the facility, and

WHEREAS, the Council finds that the proposed establishment of such a facility would be of benefit both to the State and to the local area,

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

SECTION 1. The Council of the City of Modesto hereby approves the establishment of a proposed correctional facility by the State Department of Corrections at the former Naval Auxiliary Air Station at Vernalis, Stanislaus County, California, on the basis of the presentation made to the Council by representatives of the State Department of Corrections.

SECTION 2. The Council offers its cooperation and assistance to the State Department of Corrections in carrying out its proposed program for the establishment of such an additional correctional facility and expresses appreciation to representatives of the Department for presenting the Council with advance information on the proposed project.

SECTION 3. That duly authenticated copies of this resolution be forwarded by the City Clerk to the Honorable Thomas H. Kuchel and the Honorable Clair Engle, United States Senators from California, the Honorable John J. McFall, Congressman from the 11th Congressional District, the Honorable Hugh P. Donnelly, Senator from the 22nd Senatorial District, and the Honorable Ralph M. Brown, Speaker of the State Assembly and Assemblyman from the 30th Assembly District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline F. Stanley
ACTING CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-404

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JUNIOR ACHIEVEMENT OF GREATER MODESTO, INC.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Junior Achievement of Greater Modesto, Inc.

for rental of former City Hall Building located at 717 Tenth Street, Modesto, California
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 September, 19 61, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-405

A RESOLUTION AFFIRMING THE DECISION OF THE PLANNING COMMISSION DENYING THE APPLICATION OF R. J. SCHONHOFF TO AMEND SECTION 28 OF THE ZONING MAP AS DESCRIBED IN PLANNING COMMISSION RESOLUTION NO. 726.

WHEREAS, a verified application for an amendment to Section 28 of the Zoning Map was filed by R. J. Schonhoff on June 2, 1961, to reclassify from Two-Family Zone, R-2, to Neighborhood Commercial Zone, C-1, the following described property:

> Beginning at a point along the center line of "G" Street 166.5 feet east of the center line of Burney Avenue; thence easterly along the center line of "G" Street for a distance of 100 feet; thence southerly parallel with the westerly line of lot 7 in Block 205, 190 feet; thence westerly parallel with the center line of "G" Street, 100 feet; thence northerly parallel to the west line of lot 7, 190 feet to the point of beginning. Being located on the south side of "G" Street between Burney and James Streets, and

WHEREAS, the Planning Commission held a public hearing in the Council Chambers located in the City Hall at 801 11th Street in the City of Modesto on July 18, 1961, on the proposed amendment, and after taking evidence, both oral and documentary, denied the application for rezoning by Resolution No. 726 adopted July 18, 1961, and

WHEREAS, an appeal was filed on July 28, 1961, to the decision of the Planning Commission, and the Council set September 11, 1961, at 8 o'clock P.M. in the Council Chambers 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 found and determined that the decision of the Commission should be affirmed,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the appeal of applicants for an amendment to Section 28 of the Zoning Map be denied and the decision of the Commission be, and it is hereby affirmed on the basis of the findings set forth in its Resolution No. 726 adopted July 18, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: Pauline V. Stanley
Acting City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 406

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF CURBS AND GUTTERS ALONG CERTAIN STREETS IN THE CITY OF MODESTO.

WHEREAS, Chapter 27 of Part 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 find that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along 1526 Albany Avenue (Block 6119, Lot 17)

WHEREAS, the Council, did, on August 28, 19 61, adopt its Resolution No. 61-381, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the city of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the 11th day of September, 19 61, 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. 61-381, 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 no protests having been received,

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. 61-381 and 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 September, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: Pauline P. Stanley
Acting City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 407

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF CURBS AND GUTTERS ALONG CERTAIN STREETS IN THE CITY OF MODESTO.

WHEREAS, Chapter 27 of Part 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 find that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along 413 Yosemite Avenue

WHEREAS, the Council, did, on August 28, , 19 61, adopt its Resolution No. 61-392, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the city of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the 11th day of September, 19 61, 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. 61-392, 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 no protests having been received,

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. 61-392 and 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 September, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: Pauline F. Stanley
Acting City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-408

A RESOLUTION ACCEPTING THE CONSTRUCTION OF EXPANSION OF THE NINTH & J STREET PARKING LOT

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of expansion of the Ninth & J Street Parking Lot

has been completed by George Reed Construction Company

in accordance with the contract agreement dated May 15, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of expansion of the Ninth & J Street Parking Lot be accepted from said contractor George Reed Construction Company

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 19 61, by Councilman Johansen, 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: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-409

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE TENTH & H STREET PARKING LOT

WHEREAS, a report has been filed by the Director of Parking and Traffic that the construction of the Tenth & H Street Parking Lot

has been completed by Conlin and Judd of Strawberry

in accordance with the contract agreement dated April 3, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of the Tenth & H Street Parking Lot be accepted from said contractor Conlin and Judd of Strawberry

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-410

RESOLUTION COMMENDING THE CITIZENS OF CERES FOR THE SUCCESS OF THEIR CLEAN-UP, PAINT-UP CAMPAIGN AND FOR THE NATIONAL RECOGNITION IT HAS EARNED

WHEREAS, the citizens of Ceres performed an outstanding and successful paint-up, clean-up operation in their community, and

WHEREAS, the spirit and vigor of this operation was such as to inspire in citizens of other areas enthusiasm for undertaking similar projects of their own, and

WHEREAS, this fine community enthusiasm earned rich rewards in citizen good will and increased appreciation of each other's capabilities, as well as wide publicity for a fine cooperative venture;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that this Council does hereby commend its neighbors in Ceres for the success of their clean-up, paint-up campaign and for the national recognition earned.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: Pauline P. Stanley
Acting City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-411

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTS AT 14TH AND G STREETS

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 lights at 14th and G 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 9, 1961 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 18th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-412

A RESOLUTION ACCEPTING THE BID OF HAGER SUPPLY COMPANY FOR PURCHASE OF DRIED DIGESTED SLUDGE

WHEREAS, Resolution No. 61-373, adopted by the Council of the City of Modesto on August 21, 1961, approved the plans and specifications for the purchase of dried digested sludge

and authorized the calling for bids, and

WHEREAS, the bids received for the purchase of dried digested sludge

were opened at 2:00 P.M. on September 12, 1961 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 Hager Supply Company

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Hager Supply Company

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-413

A RESOLUTION ESTABLISHING A CHARGE FOR STREET TREES IN RESIDENTIAL SUBDIVISIONS.

WHEREAS, Section 4-4.803.1 was added to the Municipal Code, being effective as of September 12, 1961, which section reads as follows:

> "SEC. 4-4.803.1. STREET TREES. Each subdivider of a subdivision, the tentative map of which is approved by the Planning Commission after the effective date of this section, shall pay to the City at the time of approval of the final map as a condition of such approval such sum as may be established by resolution of the Council for each residential lot in the subdivision. The purpose of such requirement is to provide funds for the cost of furnishing, locating, planting and fertilizing street trees and providing and installing supports for street trees in such subdivision. Street trees shall be planted and maintained in accordance with the provisions of Chapter 5 of Title XII of this Code."

and

WHEREAS, the Council, by this resolution, desires to exercise the authority granted by said ordinance to establish a charge for street trees in residential subdivisions,

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

SECTION 1. A charge is hereby established for street trees in residential subdivisions in accordance with the provisions of Section 4-4.803.1 of the Municipal Code in the amount of Seven and no/100ths ($7.00) Dollars per street tree, calculated as hereinafter provided. Street trees shall be planted approximately forty (40') feet apart in residential subdivisions. The total charge for a specific subdivision shall be determined by totaling the lineal feet of curb frontage contained in the subdivision which is adjacent to a parking strip or planting easement. This sum shall be divided by forty (40) and the quotient multiplied by Seven and no/100ths ($7.00) Dollars. The

resulting sum shall be the total amount due to the City by the subdivider to reimburse the City for the cost of furnishing, locating, planting and fertilizing street trees and providing and installing supports for street trees in such subdivision.

SECTION 2. The City Engineer shall be responsible for determining the amount due the City for street trees in residential subdivisions and shall administer the collection of such charges.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-414

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO CITY SCHOOL DISTRICT

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Modesto City School District

for operation of After-School Recreation Program, 1961-62

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 September, 19 61, by Councilman VanderWall, 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: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-415

A RESOLUTION APPROVING REDUCTION OF THE PERFORMANCE BOND FILED BY JOE NUNES, JR. AND KATHRYN NUNES TO GUARANTEE IMPROVEMENTS IN CAMPUS EDGE NO. 2 SUBDIVISION

WHEREAS, Joe Nunes, Jr. and Kathryn Nunes, Subdividers of Campus Edge No. 2 Subdivision, posted a Performance Bond with the City of Modesto to guarantee the improvements in Campus Edge No. 2 Subdivision, and

WHEREAS, the Department of Public Works has reported that all work in the subdivision is complete with the exception of the sidewalks,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Performance Bond filed by Joe Nunes Jr. and Kathryn Nunes to guarantee the improvements in Campus Edge No. 2 Subdivision be reduced to the sum of $3,000 and the subdividers be required to file a Performance Bond with the City of Modesto in this amount.

The foregoing Resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1961, by Councilman Johansen, 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:	Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES:		None
ABSENT:		None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL

RESOLUTION NO. 61-416

A RESOLUTION APPROVING THE FINAL MAP OF THE EDWARD MANOR SUBDIVISION OF THE CITY OF MODESTO

WHEREAS, KENNETH F. DUFFIN is possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 1.3 acres originally designated as the East Manor Subdivision and subsequently redesignated as Edward Manor Subdivision by Planning Commission Resolution No. 740, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 15th day of August, 1961, 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 EDWARD 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 that said final map of the EDWARD 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 Six Hundred Thirty-Three and 35/100ths ($633.35) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds have been paid.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1961, by Councilman Johansen, who moved its adoption,

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

AYES: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-417

A RESOLUTION ACCEPTING THE CONSTRUCTION OF TRUNK SEWER EXTENSION ON MILLER AVENUE BY GEORGE REED

WHEREAS, a report has been filed by the Director of Public Works that the construction of trunk sewer extension on Miller Avenue

has been completed by George Reed

in accordance with the contract agreement dated August 7, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of trunk sewer extension on Miller
be accepted from said contractor George Reed

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-418

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MOLLIE SMITH FOR THE RENTAL OF CITY-OWNED PROPERTY AT 205 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING SEPTEMBER 11, 1961 AT A RENTAL RATE OF $71 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Mollie Smith

for the rental of City-owned property at 205 Elm Street on a month to month tenancy beginning September 11, 1961 at a rental rate of $71 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 September, 1961, by Councilman Mitchell, 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: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-419

A RESOLUTION APPOINTING W. R. PATTON TO THE VACANCY EXISTING IN THE OFFICE OF COUNCILMAN OF THE CITY OF MODESTO

WHEREAS, a vacancy now exists in the office of Councilman of the City of Modesto previously held by Leslie G. Knoles, who resigned August 28, 1961, and

WHEREAS, Section 702 of the City Charter provides that if a vacancy shall occur in the office of Councilman, the Council shall forthwith appoint a person to fill such vacancy, and

WHEREAS, the Council believes that W. R. Patton is eminently qualified for the appointment to the office of Councilman and will serve the City in such capacity in the interests of the entire community.

NOW, THEREFORE, BE IT RESOLVED that W. R. Patton be appointed to the office of Councilman of the City of Modesto to fill the aforesaid vacancy and serve until the next general municipal election to be held in April, 1963, or until the next special municipal election, as provided in Section 702 of the Charter of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-420

A RESOLUTION GRANTING A PERMIT TO THE SALVATION ARMY TO PLACE A KETTLE HOUSE IN FRONT OF THE S. H. KRESS & COMPANY STORE, 944 TENTH STREET, IN THE CITY OF MODESTO DURING THE CHRISTMAS SEASON

WHEREAS, the Salvation Army has filed a request with the City Council for permission to install one kettle house in two parking spaces in front of S. H. Kress & Company, 944 Tenth Street, during the Christmas season, beginning November 25 through December 25, 1961,

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

SECTION 1. A permit is hereby granted to said applicant to place a (8' x 6' x 4') kettle house in front of S. H. Kress & Company store, 944 Tenth Street, during the Christmas season, beginning November 25, 1961, and ending December 24, 1961, subject to the other provisions of this resolution.

SECTION 2. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to wit:

(a) Permittee, its 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) Permittee, its successors and assigns, shall comply with all laws of the City.

(c) Permittee, its successors and assigns, at its own cost and expense, shall defend any and all law suits, if any, arising out of or in any way connected with the exercise of the rights granted by this permit.

(d) Permittee is permitted to operate the kettle house on a 24 hour basis providing it works out arrangements with the Police and Traffic Departments for properly marking the house at night and arrange to remove the debris from the street area around the house since it would be impossible for the street sweeper to sweep the street.

SECTION 3. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have on file a written acceptance of this permit with the City Clerk and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman VanderWall, 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: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-421

A RESOLUTION ACCEPTING THE BID OF BRADY-HOLMES COMPANY IN THE SUM OF $2,542.80 FOR ONE MECHANIZED LEAF AND LITTER REMOVER (GROUND GROOMER)

WHEREAS, Resolution No. 61-396, adopted by the Council of the City of Modesto on September 5, 19 61, approved the plans and specifications for the purchase of one mechanized leaf and litter remover (Ground Groomer)
and authorized the calling for bids, and

WHEREAS, the bids received for the mechanized leaf and litter remover (Ground Groomer)
were opened at 10:00 A.M., September 13, 1961and 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 Brady-Holmes Company in the sum of $2,542.80

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Brady-Holmes Company in the sum of $2,542.80
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 25th day of September, 19 61, by Councilman Johansen, 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: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-422

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR CONSTRUCTION OF WATER LINE TO SERVE McHENRY HIGHLANDS SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-398, on September 5, 1961, approving the plans and specifications for construction of water line to serve McHenry Highlands Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 19th day of September, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $4,040.40, 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, 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 25th day of September, 1961, by Councilman Tabbert, 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: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-423

A RESOLUTION ACCEPTING THE BID OF CENTRAL BUILDING WRECKERS IN THE SUM OF $262 FOR THE DEMOLITION OF TWO BUILDINGS AT 428 AND 430 BRIGGSMORE AVENUE

WHEREAS, the Public Works Department called for informal bids for the demolition of two buildings at 428 and 430 Briggsmore Avenue, and

WHEREAS, the informal bids for the demolition of two buildings at 428 and 430 Briggsmore Avenue were received and 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 Central Building Wreckers in the sum of $262, payable to Central Building Wreckers, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the bid of Central Building Wreckers in the sum of $262, payable to Central Building Wreckers by the City of Modesto, be accepted.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 424

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF THE MODESTO GARBAGE COMPANY FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-312 granted a license to the Modesto Garbage Company for the collection of garbage in the City of Modesto for a period of five (5) years, which period terminated on July 1, 1960, and

WHEREAS, Resolution No. 60-180 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-481 further extended the term of said license for a period of six (6) months to June 30, 1961, and

WHEREAS, Resolution No. 61-295 further extended the term of said license to October 1, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection, and an additional period of time is required to complete the same,

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

SECTION 1. The license granted to the Modesto Garbage Company by Resolution No. 55-312, as extended by Resolution No. 60-180, Resolution No. 60-481 and Resolution No. 61-295, is hereby further extended to December 31, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman VanderWall,

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

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 425

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF THE SANDERS SALVAGE COMPANY FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-311 granted a license to the Sanders Salvage Company for the collection of garbage in the City of Modesto for a period of five (5) years, which period terminated on July 1, 1960, and

WHEREAS, Resolution No. 60-182 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-483 further extended the term of said license for a period of six months to June 30, 1961, and

WHEREAS, Resolution No. 61-297 further extended the term of said license to October 1, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection, and an additional period of time is required to complete the same,

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

SECTION 1. The license granted to the Sanders Salvage Company by Resolution No. 55-311, as extended by Resolution No. 60-182, Resolution No. 60-483, and Resolution No. 61-297, is hereby further extended to December 31, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th

day of September, 1961, by Councilman Johansen, 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: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-426

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF THE AIRPORT GARBAGE SERVICE FOR THE COLLECTION OF GARBAGE IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-313 granted a license to the Airport Garbage Service for the collection of garbage in the City of Modesto for a period of five (5) years, which period terminated on July 1, 1960, and

WHEREAS, Resolution No. 60-181 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 60-482 further extended the term of said license for a period of six (6) months to June 30, 1961, and

WHEREAS, Resolution No. 61-296 further extended the term of said license to October 1, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection, and an additional period of time is required to complete the same,

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

SECTION 1. The license granted to the Airport Garbage Service by Resolution No. 55-313, as extended by Resolution No. 60-181, Resolution No. 60-482 and Resolution No. 61-296, is hereby further extended to December 31, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman VanderWall,

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

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-427

A RESOLUTION AUTHORIZING AN EXTENSION OF THE LICENSE OF RUDY BONZI FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO.

WHEREAS, Resolution No. 55-315 granted a license to Rudy Bonzi for the collection of swill in the City of Modesto for a period of five (5) years, which period terminated on July 1, 1960, and

WHEREAS, Resolution No. 60-200 extended the term of said license for a period of six (6) months from the date of its termination, and

WHEREAS, Resolution No. 61-298 further extended the term of said license to October 1, 1961, and

WHEREAS, the staff of the City of Modesto has not yet completed its study and analysis of garbage collection and an additional period of time is required to complete the same,

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

SECTION 1. The license to collect swill granted to Rudy Bonzi by Resolution No. 55-315, as extended by Resolution No. 60-200 and Resolution No. 61-298, is hereby further extended to December 31, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johannsen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 428

A RESOLUTION GRANTING AN EXTENSION OF THE LICENSE OF AMERICAN HOG FARM FOR THE COLLECTION OF SWILL IN THE CITY OF MODESTO.

WHEREAS, the existing license to collect swill granted to American Hog Farm as extended by Resolution No. 61-352 expires October 1, 1961, and

WHEREAS, the City of Modesto is in the process of revising its regulations pertaining to the collection of garbage and swill, and

WHEREAS, American Hog Farm desires to continue to engage in the business of collecting swill in the City of Modesto,

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

SECTION 1. The license to collect swill granted to American Hog Farm by Resolution No. 55-314, as extended by Resolution No. 60-201 and Resolution No. 61-352, is hereby further extended to December 31, 1961, provided, however, that said license may be terminated prior thereto by the mutual consent of the City and licensee.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-429

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $143 FROM SERVICE WORKING CAPITAL, SERVICE, WATER TANK TRUCK REPLACEMENT TO SERVICE, GROUNDS GROOMER

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

SERVICE WORKING CAPITAL (512)

FROM:	Service, Water Tank Truck Replacement (48-504)	$143
TO:	Service, Grounds Groomer (48-504)	$143

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: Mitchell

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-430

A RESOLUTION ESTABLISHING THE REASONABLE RENTAL VALUE OF THE RESIDENCE OWNED BY THE CITY LOCATED AT 1415 SUTTER AVENUE, MODESTO, AND AUTHORIZING FLOYD HUSS, A CITY EMPLOYEE, TO OCCUPY THE PREMISES FOR RESIDENCE PURPOSES AS A PART OF HIS COMPENSATION IN CONNECTION WITH HIS EMPLOYMENT AT THE CITY SEWAGE TREATMENT PLANT, AND RESCINDING RESOLUTION NO. 61-3.

WHEREAS, the house located at 1415 Sutter, on the east side of Sutter and adjacent to the northern boundary of the City Sewage Plant property is a city-owned house, and

WHEREAS, it is advantageous to the City and convenient for emergency or stand-by purposes to have a responsible sewage treatment plant employee occupy said house, and

WHEREAS, Floyd Huss, a City Sewage Plant employee, has expressed a desire to occupy the house for this purpose,

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

SECTION 1. The reasonable rental value of the above described premises is hereby established in the amount of Thirty-Six and 70/100ths ($36.70) Dollars per month lawful money of the United States of America, effective October 1, 1961.

SECTION 2. Floyd Huss, a City employee, employed at the City's Sewage Plant, is hereby authorized to occupy said premises commencing on the 1st day of October, 1961, and continuing thereafter until terminated as herein provided, on the basis that said reasonable rental payment in the sum of Thirty-Six and 70/100ths ($36.70) Dollars shall constitute a part of said employee's salary and be withheld from said employee's salary on the 5th day of each month for the ensuing month.

SECTION 3. Said occupancy by said employee is authorized on the following conditions:

(a) The premises shall not be used by the employee during his occupancy thereof other than for residential purposes.

(b) Any repairs and improvements to the premises shall be the sole responsibility of the said employee and shall be done at the sole cost of said employee.

(c) No buildings or other structures shall be erected upon the premises unless the consent of the City is first obtained in writing.

(d) No credit shall be allowed said employee for the cost of any repair work performed or ordered done by him.

(e) Employee shall be responsible for paying all utility bills, including bills for water and sewer services, and shall pay the same promptly when due, holding the City harmless therefrom.

(f) Employee shall be responsible for paying any and all property taxes, if any, assessed during his occupancy of the premises pursuant to Sections 107 and 107.1 of the Revenue and Taxation Code against employee's possessory interest in the premises.

(g) The Director of Finance is hereby empowered to terminate the occupancy of said premises by said employee on behalf of the City by giving thirty (30) days' prior written notice to said employee. Employee may vacate said premises after giving thirty (30) days' written notice of his desire to terminate said occupancy to the Director of Finance. In the event of termination, either by the City or by employee, of his occupancy, the value of the use thereof shall be prorated if proration is in order, provided, however, that said employee shall remain financially responsible for any costs

or expenses chargeable to him under the above conditions.

SECTION 4. This resolution shall become effective as of October 1, 1961.

SECTION 5. Resolution No. 61-3 adopted by the Council on January 4, 1961, is hereby rescinded as of October 1, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL

RESOLUTION NO. 61-431

A RESOLUTION APPROVING THE FINAL MAP OF THE ROSEWOOD COURT SUBDIVISION **OF THE CITY OF MODESTO.**

WHEREAS, BILLY RAY GLENN and FLORENCE GLENN, husband and wife, and FAY M. McNARY, an unmarried woman, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 2.16 acres, known as the Rosewood Court Subdivision,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 1st day of August, 1961,

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 Rosewood Court Subdivision meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the Rosewood Court 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 Six Hundred Seventy-Four and 28/100ths ($674.28) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 Eight Thousand Three Hundred and no/100ths ($8,300.00) Dollars.

BE IT FURTHER RESOLVED that the City Manager and the City Clerk be authorized to execute and attest, respectively, an agreement

with subdividers as required by Section 4-4.604 (c) of the Modesto Municipal Code.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 25th day of September, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-432

A RESOLUTION GRANTING PERMISSION TO THE MODESTO MERCHANTS ASSOCIATION DOWNTOWN DIVISION TO USE 11TH STREET BETWEEN I AND J STREETS AS PART OF THEIR DOWNTOWN SIDEWALK SALE PROMOTION, AND AUTHORIZING THE CLOSING OF SAID STREET OCTOBER 5TH THROUGH OCTOBER 7TH, 1961

WHEREAS, the Modesto Merchants Association-Downtown Division has filed a request with the Council asking it to close 11th Street, between I and J Streets, for the period from Thursday, October 5, at 8:00 A.M. through Saturday, October 7, 7:00 P.M., and to use said street during this period for the purpose of promotion of their downtown Sidewalk Sale.

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

SECTION 1. The closing of 11th Street between I and J Streets for the period commencing October 5 through October 7, 1961, is hereby authorized. The City Manager is hereby authorized and directed to provide for the closing of said street, as specified.

SECTION 2. Permission is hereby granted to the Modesto Merchants Association-Downtown Division to use 11th Street between I and J Streets during the period from October 5 through October 7, 1961, for the purpose of promotion of their downtown Sidewalk Sale, subject to the other provisions of this resolution.

SECTION 3. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to wit:

(a) Permittee, 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) Permittee shall take out and maintain during the life of this permit public liability and property damage insurance to protect it and the City of Modesto against any and all claims for damages for personal injury, including accidental death, as well as for claims for

property damages, which may arise out of the exercise of the rights granted by this permit. The amounts of such insurance shall be as follows:

Public Liability Insurance, in an amount not less than One Hundred Thousand and no/100ths Dollars for injuries, including accidental death, to any one person; and, subject to the same limit for each person, in an amount not less than Two Hundred Thousand and no/100ths ($200,000.00) Dollars on account of one occurrence; and

Property Damage Insurance, in an amount not less than Five Thousand and no/100ths ($5,000.00) Dollars.

Permittee shall furnish City with satisfactory proof of carriage of the insurance required. Such insurance shall be absolutely non-cancellable for a period of not less than five (5) days after notice to the City.

(c) Permittee will be furnished the city services normally provided for any special occasion.

SECTION 4. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ten (10) days from and after the adoption of this resolution within which to file written acceptance of this permit, and a certificate of insurance as required by this resolution with the City Clerk, and no right shall be conferred hereby until said acceptance and certificate 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 October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell, Patton

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-433

A RESOLUTION AUTHORIZING THE USE OF THE AUDITORIUM, COMMUNITY SERVICE CENTER, BY THE ADULT EDUCATION DIVISION, MODESTO JUNIOR COLLEGE

WHEREAS, the Adult Education Division of the Modesto Junior College has filed a request with the Council for the use of the auditorium at the Communicy Service Center for the purpose of sponsoring the conduct of classes in Individual and Family Survival Techniques between the hours of 10:00 A.M. and 12:00 noon, on Fridays, commencing Friday, October 13, 1961, and ending Friday, November 10, 1961, and

WHEREAS, in view of present world conditions, and the need for individual and public preparedness in acquiring survival techniques, and

WHEREAS, the sponsorship of said classes will be of assistance to the City in carrying out its responsibilities with respect to Civil Defense and disaster preparedness,

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

SECTION 1. Permission is hereby granted the Adult Education Division of the Modesto Junior College to use the auditorium of the Community Service Center for the purpose of conducting classes in Individual and Family Survival Techniques between the hours of 10:00 A.M. and 12:00 noon on Fridays, commencing Friday, October 13, 1961, and ending Friday, November 10, 1961.

SECTION 2. Notwithstanding the provisions of Resolution No. 61-134, adopted April 3, 1961, the use of the auditorium for the aforesaid classes, being in the public interest and of assistance to the City in the performance of its governmental functions, shall be without cost.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1961, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall

NOES: Councilmen: Mayor Hammond

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-434

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE FURNISHING OF PIPE, VALVES AND FITTINGS FOR THE FISCAL YEAR 1961-62

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

Section 1. The plans and specifications for the furnishing of pipe, valves and fittings for the fiscal year 1961-62

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 17, 1961 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 October, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-435

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

WHEREAS, Chapter 27 of Part 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 of Enslen Avenue (Block 738) and Amherst Avenue (Block 824)

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:

(a) All that portion of Lot 1 of the North Central Tract, as per map filed September 24, 1919, in Vol. 9 of Maps, Page 18, Stanislaus County Records, being the property conveyed to L. K. Avernheimer, et ux, by deed recorded June 20, 1961, as Instrument 19584, Stanislaus County Records. (Block 738, Lot 16, Enslen Avenue)

(b) Block 824, Sec 20/3/9 NW 1/4 of SW 1/4, beginning 20' W & 20' S thence S 955.41' W 150' S 60' E 150' N 60' to point of beginning. (Block 824, Lot 14, Amherst Avenue)

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

SECTION 2. The 16th day of October, 1961, 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 2nd day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-436

A RESOLUTION AUTHORIZING THE RELEASE OF THE CENTRAL SURETY AND INSURANCE CORPORATION PERFORMANCE BOND FILED TO GUARANTEE IMPROVEMENTS IN BROOKDALE PARK NO. 1 SUBDIVISION

WHEREAS, Robert P. Bomberger, Muriel F. Bomberger, John E. Hirleman, Jr. and Liberty Development Company, Subdividers of Brookdale Park No. 1 Subdivision, have filed with the City of Modesto a performance bond to guarantee the improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the performance bond.

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Central Surety and Insurance Corporation Performance Bond No. 40 35 76 in the sum of $55,000 filed by Robert P. Bomberger, Muriel F. Bomberger, John E. Hirleman, Jr. and Liberty Development Company, to guarantee the improvements in Brookdale Park No. 1 Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-437

A RESOLUTION APPROVING PAYMENT FOR CARE OF PRISONERS IN THE COUNTY JAIL AND AT THE ROAD CAMP FOR THE MONTHS OF JULY AND AUGUST, 1961

WHEREAS, the County Auditor-Controller has submitted a bill to the City of Modesto for care of prisoners in the county jail and at the road camp for the months of July and August, 1961 in the amount of $15,415.92, and

WHEREAS, this payment is based on a rate of $3.12 per day as established by resolution of the Board of Supervisors adopted on June 28, 1960 and effective on July 1, 1960,

NOW, THEREFORE, BE IT RESOLVED that the Director of Finance, City of Modesto, be and he is hereby authorized to pay the above charges for care of prisoners for July and August, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 2nd day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-438

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LESSIE R. HODGE FOR THE RENTAL OF CITY-OWNED PROPERTY AT 223 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING SEPTEMBER 24, 1961 AT A RENTAL RATE OF $50 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Lessie R. Hodge

for the rental of City-owned property at 223 Elm Street on a month to month tenancy beginning September 24, 1961 at a rental rate of $50 per month
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-439

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND LILLIE PERRY FOR THE RENTAL OF CITY-OWNED PROPERTY AT 221 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING SEPTEMBER 21, 1961 AT A RENTAL RATE OF $50 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Lillie Perry

for the rental of City-owned property at 221 Elm Street on a month to month tenancy beginning September 21, 1961 at a rental rate of $50 per month be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 October, 19 61, by Councilman Tabbert, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-440

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE CONSTRUCTION OF TRAFFIC SIGNALS AT 14TH AND G STREETS

WHEREAS, Resolution No. 61-411, adopted by the Council of the City of Modesto on September 18, 1961, approved the plans and specifications for the construction of traffic signals at 14th and G Streets and authorized the calling for bids, and

WHEREAS, the bids received for the construction of traffic signals at 14th and G Streets were opened at 2:00 P.M., October 9, 1961 and later tabulated by the Director of Parking and Traffic for the consideration of the Council, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Industrial Electrical Company be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Industrial Electrical Company be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1961, by Councilman Johansen, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-441

A RESOLUTION ACCEPTING THE [illegible] PAINTING OF FOUR FIRE STATIONS BY DON L. DAVIS

WHEREAS, a report has been filed by the Purchasing Agent [illegible] that the [illegible] painting of four fire stations

has been completed by Don L. Davis

in accordance with the contract agreement dated June 26, 1961.

NOW, THEREFORE, BE IT RESOLVED that the [illegible] painting of four fire stations

be accepted from said contractor Don L. Davis

[illegible] and that payment of amounts due, as provided in the contract, be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P. Stanley
ACTING CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-442

A RESOLUTION APPROVING RENEWAL OF THE COMPREHENSIVE AUTOMOBILE LIABILITY INSURANCE FOR THE CITY OF MODESTO

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the city's comprehensive automobile liability insurance policy with the Springfield Fire and Marine Insurance Company be renewed for a policy period from October 13, 1961 to October 13, 1962, the present coverage to be continued as follows:

Bodily Injury Liability,	$250,000 each person
	$500,000 each accident
Property Damage Liability	$ 25,000 each accident

BE IT FURTHER RESOLVED that the Director of Finance be authorized to pay the total advance premium due in the sum of $6,871.45 to the Springfield Fire and Marine Insurance Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 9th day of October, 1961 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P Stanley
ACTING CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-443

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BETTY HUMPHREY FOR THE RENTAL OF CITY-OWNED PROPERTY AT 217 ELM STREET ON A MONTH TO MONTH TENANCY BEGINNING OCTOBER 1, 1961 AT A RENTAL RATE OF $60 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Betty Humphrey

for the rental of City-owned property at 217 Elm Street on a month to month tenancy beginning October 1, 1961 at a rental rate of $60 per month

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: Pauline P Stanley
ACTING CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 444

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

WHEREAS, LANCE E. ELLIS and CAROL L. ELLIS, husband and wife, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 31.2 acres, known as the PARK MANOR NO. 4 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 6th day of December, 1960, 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 PARK 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 that said final map of the PARK 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 Thousand, Two Hundred Seventy-Four and 27/100ths ($9,274.27) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu thereof, have posted a cash deposit with the City Clerk in the sum of Eighty-Two Thousand and no/100ths ($82,000.00) 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 9th day of October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES:	Councilmen:	None
ABSENT:	Councilmen:	None

ATTEST: Pauline P. Stanley
Acting City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-445

A RESOLUTION GRANTING PERMISSION TO THE BETHEL CHURCH TO USE 15TH STREET BETWEEN G AND H STREETS FOR A SPECIAL PROMOTIONAL EVENT, AND AUTHORIZING THE CLOSING OF SAID STREET OCTOBER 22, 1961 BETWEEN 10:15 AND 10:45 A.M.

WHEREAS, the Bethel Church has filed a request with the Council asking it to close 15th Street, between G and H Streets, October 22, 1961, between 10:15 and 10:45 A.M., and to use said street during this period for the purpose of conducting a special promotional event at the close of the Sunday School hour.

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

SECTION 1. The closing of 15th Street between G and H Streets on October 22, 1961, between 10:15 and 10:45 A.M. is hereby authorized. The City Manager is hereby authorized and directed to provide for the closing of said street, as specified.

SECTION 2. Permission is hereby granted to the Bethel Church to use 15th Street between G and H Streets on October 22, 1961, between 10:15 and 10:45 A.M. for the purpose of conducting a special promotional event at the close of the Sunday School hour, subject to the other provisions of this resolution.

SECTION 3. Said permit is granted for each of the conditions herein set forth, which conditions Permittee agrees, by acceptance of this permit, to faithfully perform to wit:

(a) Permittee, 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) Permittee will be furnished the city services normally provided for any special occasion.

SECTION 4. The City Clerk shall furnish Permittee with a copy of this resolution. Permittee shall have ten (10) days from and after the adoption of this resolution within which to file written acceptance of this permit, and no right shall be conferred hereby until said acceptance is filed.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-446

A RESOLUTION OF THE COUNCIL OF THE CITY OF MODESTO ENDORSING THE PUBLIC ELECTION OF THE UPPER DON PEDRO RESERVOIR BOND MEASURE

WHEREAS, the Modesto Irrigation District has proposed a public election on November 7, 1961 to authorize a bond issue to finance the construction of the upper Don Pedro Reservoir, and

WHEREAS, it is essential to the future of this area that an adequate water and power supply be assured, and

WHEREAS, the district has assured the city that the project will be economically self-supporting, and

WHEREAS, the district has directed that it will give serious consideration to establishing a charge for furnishing water to water users in the event that additional funds may be required in the future to amortize the bonds, and

WHEREAS, the Council of the City of Modesto has considered these matters and has concluded that the construction of the upper Don Pedro Reservoir will result in great benefits to this area.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that it recommends that said bond issue be supported by the voters at the election to be held November 7, 1961 in order to provide the necessary funds for the construction of the upper Don Pedro Reservoir.

BE IT FURTHER RESOLVED that the Council does hereby urge each voter in the County to carefully investigate and consider this matter, with confidence that when they have done so, they will vote in favor of these bonds and will recommend to others that they do likewise.

BE IT FURTHER RESOLVED that the City Clerk be, and he is hereby instructed to send a copy of this resolution to the Modesto Irrigation District.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 10th day of October, 1961, by Mayor Hammond, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-447

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF WATER LINES TO SERVE BROOKDALE NO. 2 SUBDIVISION AND PARK MANOR NO. 4 SUBDIVISION 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 water lines to serve Brookdale Park No. 2 Subdivision and Park Manor 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 October 31, 1961 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 16th day of October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 448

A RESOLUTION ORDERING THE WORK OF CONSTRUCTION OF CURBS AND GUTTERS ALONG CERTAIN STREETS IN THE CITY OF MODESTO.

WHEREAS, Chapter 27 of Part 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 find that curbs and gutters have been constructed in front of the properties constituting more than fifty per cent (50%) of the street frontage along Enslen Avenue (Block 738) and Amherst Avenue (Block 824)

WHEREAS, the Council, did, on October 2, 1961, adopt its Resolution No. 61-435, directing the Superintendent of Streets to give notice requiring the construction of curbs and gutters along certain streets in the city of Modesto, as provided therein, and

WHEREAS, the Council, did by said resolution, set the 16th day of October, 1961, 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. 61-435, 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 no protests having been received,

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. 61-435 and 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 October, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-449

A RESOLUTION ACCEPTING THE CONSTRUCTION OF THE IMPROVEMENT OF CARVER ROAD BETWEEN M.I.D. LATERAL NO. 3 AND THE NORTH LINE OF SARATOGA MANOR NO. 3 SUBDIVISION BY M. J. RUDDY

WHEREAS, a report has been filed by the Director of Public Works that the construction of the improvement of Carver Road between M.I.D. Lateral No. 3 and the north line of Satatoga Manor No. 3 Subdivision
has been completed by M. J. Ruddy

in accordance with the contract agreement dated August 28, , 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of the improvement of Carver Road between M.I.D. Lateral No. 3 and the north line of Saratoga Manor No. 3 Subdivision
be accepted from said contractor M. J. Ruddy

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-450

A RESOLUTION GRANTING THE VARIANCE REQUEST FILED BY LANCE ELLIS, PRESCOTT SHOPPING CENTER CORNER OF MT. VERNON DRIVE AND PRESCOTT ROAD TO CONSTRUCT THREE DRIVEWAY APPROACHES TO A WIDTH OF THIRTY-SIX (36') FEET

WHEREAS, Lance Ellis has filed a request for a variance to permit the construction of three driveway approaches to a width of thirty-six (36') feet, one to be located on Mt. Vernon Drive and the other two on Prescott Road, and

WHEREAS, said application has waived the five day written notice of the hearing required by the Modesto Municipal Code, and

WHEREAS, Section 7-1.104 (a) of the Municipal Code provides that driveways are not to exceed thirty (30') feet in length unless a variance is approved by the Council, and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the property development plan requires the curb cut for access to the property.

NOW, THEREFORE, BE IT RESOLVED that Lance Ellis be granted a variance to permit the construction of three thirty-six (36') foot curb cuts, one to be located on Mt. Vernon Drive, and the other two to be located on Prescott Road, to provide access to the Prescott Shopping Center located on the Corner of Mt. Vernon Drive and Prescott Road on condition that the necessary permit be obtained and that construction be made according to the plan on file in the Public Works Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None
ABSENT: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-451

A RESOLUTION GRANTING THE VARIANCE REQUEST FILED BY JACK ULRICH, BIG U SHOPPING CENTER APPROACH, CORNER OF ORANGEBURG AVENUE AND VIRGINIA LANE, FOR A THIRTY-SIX FOOT CURB CUT

WHEREAS, Jack Ulrich has filed a request for a variance to permit the construction of one thirty-six (36') foot curb cut on the driveway approach at Orangeburg Avenue and Virginia Lane to the Big U Shopping Center, and

WHEREAS, said application has waived the five day written notice of the hearing required by the Modesto Municipal Code, and

WHEREAS, Section 7-1.104 (a) of the Municipal Code provides that driveways are not to exceed thirty (30') feet in length unless a variance is approved by the Council, and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the property development plan requires the curb cut for access to the property.

NOW, THEREFORE, BE IT RESOLVED that Jack Ulrich be granted a variance to permit the construction of a thirty-six (36') foot curb cut on the corner of Orangeburg Avenue and Virginia Lane to provide access to the Big U Shopping Center located on the corner of Virginia Lane and Roseburg Avenue on condition that the necessary permit be obtained and that construction be made according to the plan on file in the Public Works Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-452

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND DWIGHT P. AND HILIWA D. LANG

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Right of Way Agreement between the City of Modesto and Dwight P. and Hiliwa D. Lang

for the widening of Roseburg Avenue - Project 54-13

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 16th day of October, 1961, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 453

A RESOLUTION APPROVING THE FINAL MAP OF THE BROOKDALE PARK NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, ROBERT P. BOMBERGER, MURIEL F. BOMBERGER, HAROLD J. HREUTZ, NEEDA M. HREUTZ, PAUL M. ZAGARIS, LIBERTY ZAGARIS and JOHN E. HIRLEMAN, JR., individuals, are possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 15.22 acres, known as the BROOKDALE PARK NO. 2 SUBDIVISION,

and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 17th day of November, 1959, 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 BROOKDALE PARK 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 that said final map of the BROOKDALE 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 Three Thousand, One Hundred Twenty-Two and 70/100ths ($3,122.70) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds 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 16th day of October, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-454

A RESOLUTION ESTABLISHING RULES AND REGULATIONS FOR THE USE OF DEL WEBB FIELD BY VARIOUS ORGANIZATIONS

WHEREAS, the Parks and Recreation Department of the City of Modesto has presented rules and regulations governing the use of Del Webb Field by various organizations, and

WHEREAS, a copy of these rules and regulations are attached to this resolution and made a part hereof,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the rules and regulations attached hereto governing the use of Del Webb Field by various organizations 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 16th day of October, 1961, by Councilman Mitchell, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

PARKS AND RECREATION DEPARTMENT
CITY OF MODESTO

INFORMATION CONCERNING THE USE OF
DEL WEBB FIELD

This facility is public property. It is your property--treat it as you would your own. Persons or organizations using Del Webb Field shall observe the following rules:

1. A request in writing shall be presented to the City of Modesto Parks and Recreation Department far enough in advance of the proposed use so that reservations may be completed and confirmed two weeks prior to the use of the facility.

2. During the baseball season, from May to October, written clearance shall be obtained from the Modesto Reds' Baseball Association and presented to the Parks ans Recreation Department.

3. A key deposit of $2.50 will be charged for all keys issued. Failure to return the keys to the Parks and Recreation Department within 48 hours after the close of the activity will constitute adequate grounds for the denial of future use of this facility and forfeiture of the key deposit, and does not relieve the person responsible of the obligation to return any such key in his possession.

4. If lights are desired during the activity, the persons or organizations shall be responsible for having the power turned on by the Modesto Irrigation District. All power bills shall be paid by the person or group using the lights. If the activity takes place during the baseball season, the users shall make arrangements with the Modesto Reds' Baseball Association for the use of the lights, and the cost of power used shall be paid to the Association.

5. The person or organization proposing to use Del Webb Field, and a representative of the Parks and Recreation Department shall inspect, together, the area 24 hours before the activity is to take place.

6. No group shall carry on any activity which will injure the facility. The turf and skinned area of the Ball Field is a special activity area and no

concentrated heavy loads shall be permitted.

7. All persons must clear the field, lock the gates and doors, turn off all lights, and vacate the premises, including the parking lot, by midnight, unless other arrangements have been made and approved by the city.

8. Any person or group shall, at his own expense, supply any additional equipment necessary to carry on the proposed activity. Existing facilities at the field may be used in conjunction with the approved activity. Any alterations to the existing facilities must be cleared with the Director of Parks and Recreation prior to the use of the facility, and the facility shall be restored to its original status immediately after the activity has ended.

9. Private concession facilities may be used, or arrangements may be made with the Modesto Reds' Baseball Association to lease concession facilities under their control.

10. Arrangements for police protection of the area inside and outside shall be made in advance of the activity. All fire regulations shall be observed. No car or other obstruction shall be permitted around any exit gates or the area between the main ticket booth and the main entrance to the field. Cars must be parked in the parking lot in an orderly fashion, and in such a way as to permit emergency vehicles to gain entrance to any and all parts of the field.

11. Persons or organizations using Del Webb Field shall make arrangements for clean-up of the facility immediately after the activity, and the premises shall be left in a clean and orderly condition.

12. Persons or organizations using Del Webb Field shall indemnify and hold the City, its agents, officers and employees, harmless from any and all liability for personal injuries, property damage and lost articles sustained or suffered by users of the field. City shall be reimbursed for any damages to the facility occurring or resulting during its use.

13. The City Manager, at his discretion, in order to protect the public interest, may require persons or organizations using Del Webb Field to take

out and maintain during such use, public liability and property damage insurance in such an amount as he deems necessary to protect it and the City and its officers and employees against any and all claims for damages for personal injury, including accidental death, as well as for claims for property damage, which may arise out of the exercise of the rights granted by such use.

MODESTO CITY COUNCIL
RESOLUTION NO. 61-455

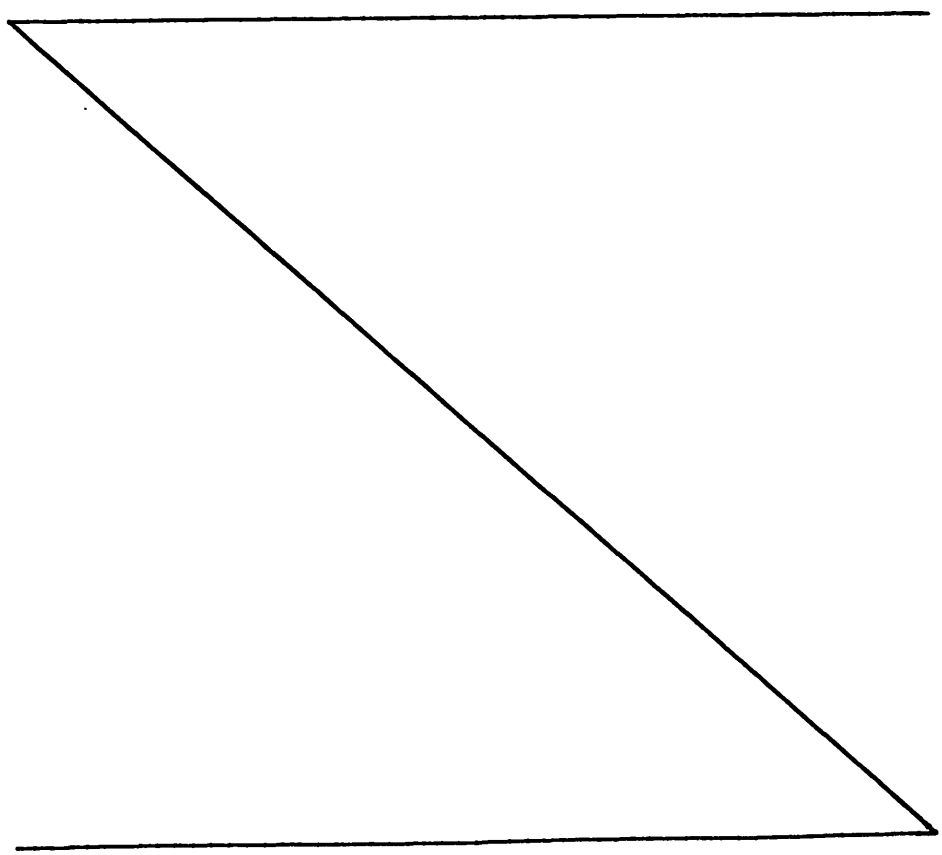
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS THE GLENN ADDITION.

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

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

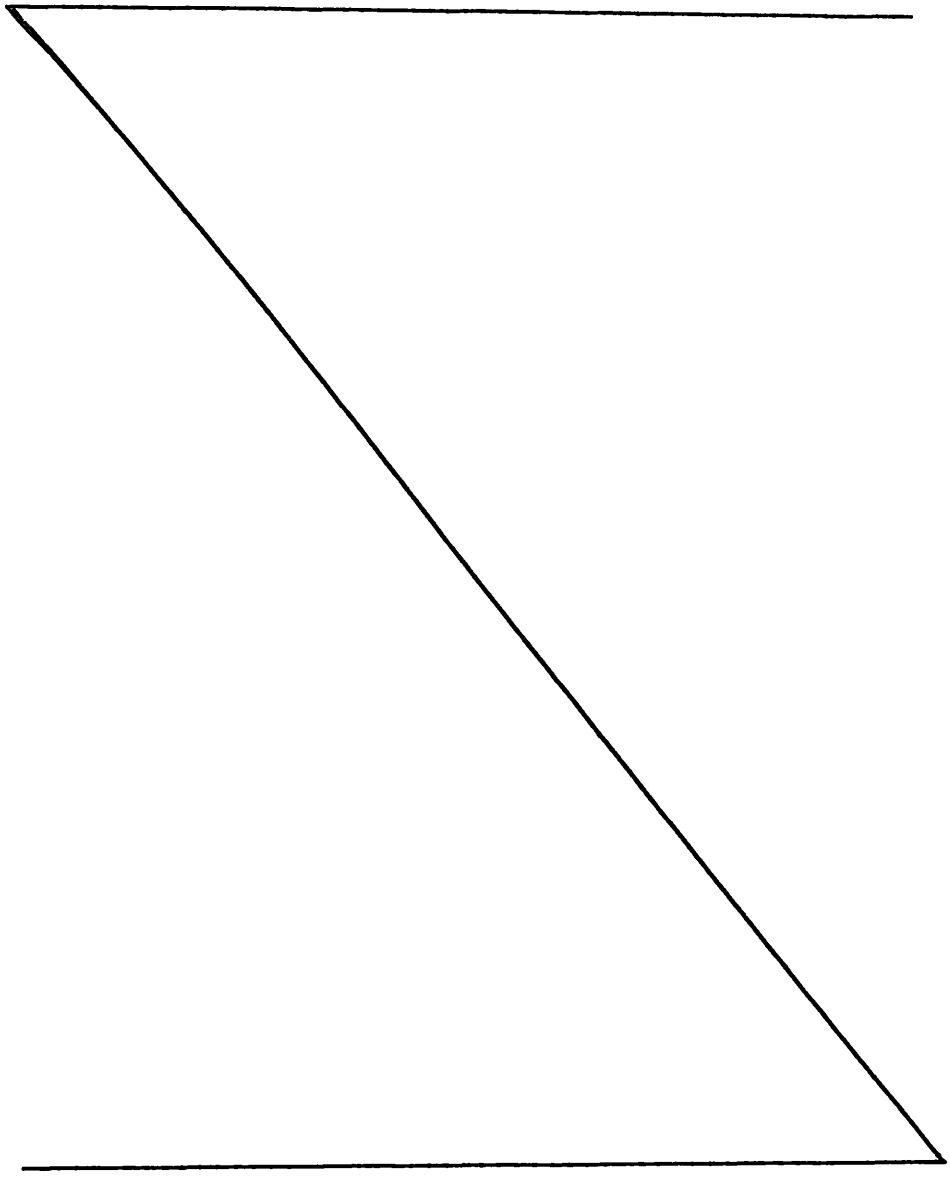
The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:



GLENN ADDITION

All that certain real property situate in the State of California, County of Stanislaus, Sections 16 and 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 McHenry Village Addition as per description filed May 11, 1954 as Instrument 11745, Stanislaus County Records, said point being the intersection of the Westerly quarter-quarter section line of said Section 16 and the Northern line of a 40 foot Public Road known as Granger Avenue; thence along said quarter-quarter section line and the existing City Limit, North 0° 51' 30" West, 130.00 feet; thence continuing along the existing City Limit, South 89° 39' East, 150.00 feet, to the Western line of the Camellia Gardens Tract, as per map filed June 19, 1950, in Volume 17 of Maps, Page 5, Stanislaus County Records; thence along said Western line of the Camellia Gardens Tract and its Southerly extension, South 0° 51' 30" East, 150.00 feet, to the Center Line of said Granger Avenue, said Center Line being the Section Line common to Sections 16 and 21 and also being the Northern line of Lot 2 of the Coolidge Colony as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence continuing South 0° 51' 30" East, 20.00 feet, to the Southern line of said Granger Avenue; thence along the Southern line of Granger Avenue, parallel with the Northern line of said Lot 2, South 89° 39' East, 47.00 feet to the Eastern line of property conveyed to Joe Mineni, Jr., et ux, by deed recorded May 23, 1961, as Instrument 16322, Stanislaus County Records; thence along the Eastern line of said Mineni property, parallel with the Western line of said Lot 2, South 0° 51' 30" East, 310.16 feet, more or less, to the Southeastern corner of said Mineni property; thence along the Southern line of said Mineni property and its Westerly extension, said line also being the Southern line of the Northern half of said Lot 2, North 89° 40' West, 197.00 feet, to the Western line of said Lot 2 and the Western quarter-quarter section line of said Section 21; thence along said Western line of Lot 2 and the quarter-quarter section line, North 0°51'30" West, 330.21 feet, more or less, to the Northwestern corner of said Lot 2 and the Center Line of Granger Avenue; thence continuing along the quarter-quarter section line, North 0° 51' 30" West, 20.00 feet, to the point of beginning, containing 1.987 acres, more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 16th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-456

A RESOLUTION GRANTING THE REQUEST OF THE CENTRAL CALIFORNIA ART LEAGUE, INC. TO HOLD AN OUTDOOR ART EXHIBIT ON THE LAWN OF THE McHENRY PUBLIC LIBRARY ON SATURDAY, NOVEMBER 4, 1961

WHEREAS, The Central California Art League, Inc. has requested permission to hold an outdoor art exhibit at McHenry Public Library on the lawn between the sidewalk and the library building on Saturday, November 4, 1961, from 10:00 A.M. to 4:00 P.M., and

WHEREAS, City-County Librarian Carl Hamilton has recommended approval of the request,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of The Central California Art League, Inc. to hold an outdoor art exhibit at McHenry Public Library on the lawn between the sidewalk and the library building on Saturday, November 4, 1961 from 10:00 A.M. to 4:00 P.M. be, and it is hereby approved.

BE IT FURTHER RESOLVED that Permittee, 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.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-457

A RESOLUTION ACCEPTING THE BID OF PACIFIC STATES CAST IRON PIPE CO. FOR PIPE AND PIPE FITTINGS

WHEREAS, Resolution No. 61-434, adopted by the Council of the City of Modesto on October 2, 1961, approved the plans and specifications for the pipe, valves and fittings for the fiscal year 1961-62 and authorized the calling for bids, and

WHEREAS, the bids received for the pipe, valves and fittings were opened at 2:00 P.M., October 17, 1961 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 Pacific States Cast Iron Pipe Co. for Item 1, 4,000 feet of 4" C.I.P. in the sum of $5,108, plus tax; and Items 9 through 27, pipe fittings, in the sum of $3,395.72, plus tax be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Pacific States Cast Iron Pipe Co. be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-458

A RESOLUTION ACCEPTING THE BID OF UNITED STATES PIPE & FOUNDRY CO. FOR PIPE

WHEREAS, Resolution No. 61-434, adopted by the Council of the City of Modesto on October 2, 1961, approved the plans and specifications for the pipe, valves and fittings for the fiscal year 1961-62
and authorized the calling for bids, and

WHEREAS, the bids received for the pipe, valves and fittings were opened at 2;00 P.M., October 17, 1961 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 United States Pipe & Foundry Co. for Item 2, 24,000 feet of 6" C.I.P. in the sum of $44,400, plus tax

be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of United States Pipe & Foundry Co.
be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-459

A RESOLUTION ACCEPTING THE BID OF GRINNELL COMPANY OF THE PACIFIC FOR PIPE

WHEREAS, Resolution No. 61-434, adopted by the Council of the City of Modesto on October 2, 1961, approved the plans and specifications for the pipe, valves and fittings for the fiscal year 1961-62 and authorized the calling for bids, and

WHEREAS, the bids received for the pipe, valves and fittings were opened at 2:00 P.M., October 17, 1961 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 Grinnell Company of the Pacific for Item 3a, 16,000 feet of 8" C.A.P. in the sum of $27,040;plus tax; Item 4a, 1,000 feet of 10" C.A.P. in the sum of $2,300, plus tax; and Item 5a, 1,800 feet of 12" C.A.P. in the sum of $5,400, plus tax - for a total of $34,740, plus tax be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Grinnell Company of the Pacific be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: Ree E. Gaulden
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-460

A RESOLUTION ACCEPTING THE BID OF M & H VALVES & FITTINGS CO. FOR GATE VALVES

WHEREAS, Resolution No. 61-434, adopted by the Council of the City of Modesto on October 2, 1961, approved the plans and specifications for the pipe, valves and fittings for the fiscal year 1961-62 and authorized the calling for bids, and

WHEREAS, the bids received for the pipe, valves and fittings were opened at 2:00 P.M., October 17, 1961, 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 M & H Valve & Fittings Co. for Item 6, five 4" Gate Valves in the sum of $151; Item 7, 40 6" Gate Valves in the sum of $1,628; and Item 8, 35 8" Gate Valves in the sum of $2,205, the two per cent discount total $3,904.32, plus tax, be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of M & H Valve & Fittings Co. be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman Johansen, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-461

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF WATER LINES TO NORTH STAR ESTATES SUBDIVISION

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

Section 1. The plans and specifications for the construction of water lines to North Star Estates Subdivision

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 - 11th Street, in the City of Modesto, on November 14, 1961 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 30th day of October, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-462

A RESOLUTION GRANTING A VARIANCE TO EUGENE LELUCH TO PERMIT AN ASPHALTIC DRIVEWAY, ALREADY INSTALLED, TO REMAIN AT 509 NORTH MORTON BOULEVARD

WHEREAS, Eugene Leluch, 509 North Morton Boulevard, has requested a variance from the provisions of Section 7-1.203 of the Modesto Municipal Code to permit an asphaltic driveway, installed without a necessary permit, to remain in place, and

WHEREAS, Section 7-1.203 of the Municipal Code requires that concrete materials be used in the construction of driveways unless special permit is obtained from the Council of the City of Modesto, and

WHEREAS, the Director of Public Works has recommended that the asphaltic driveway be permitted to remain on a temporary basis since the granting of a variance would not be detrimental to drainage, and there are no curbs and gutters in the two-block area of Morton Boulevard north of La Loma Bridge,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the request of Eugene Leluch for a variance from the provisions of the Municipal Code that an asphaltic driveway be permitted to remain at 509 North Morton Boulevard be, and it is hereby approved, subject to the following conditions:

1. That the permit is granted on a temporary basis until such time as the street grades are finally established and curbs and gutters are installed in this block.

2. A bond or cash deposit be posted with the City in the amount of $75, the estimated cost of removal of the plant mix driveway approach and installation of concrete driveway.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-463

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND HAROLD L. ERWIN AND EDYTHE MAE ERWIN

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Right of Way Agreement between the City of Modesto and Harold L. Erwin and Edythe Mae Erwin

for ten (10) feet of property on Roseburg Avenue (Project 54-13)

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 30th day of October, 19 61, by Councilman VanderWall, 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: Johansen, Mitchell, Patton, Shastid, VanderWall, Mayor Hammond

NOES: Councilmen: Tabbert

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-464

A RESOLUTION APPROVING APPROPRIATION TRANSFER IN THE AMOUNT OF $2,500 FROM GENERAL FUND, GENERAL RESERVE TO SEWAGE DISPOSAL, CHEMICALS, DRUGS AND LAB SUPPLIES

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

FROM:	General Fund (101), General Reserve (600)	$2,500
TO:	Sewage Disposal (53), Chemicals, Drugs and Lab Supplies (312)	$2,500

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES:	Councilmen:	Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES:		None
ABSENT:		None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-465

A RESOLUTION GRANTING THE VARIANCE REQUESTS FILED BY ROBERT BOMBERGER TO CONSTRUCT TWO THIRTY-FIVE (35') FOOT PLANT MIX DRIVEWAY APPROACHES TO PROPERTY LOCATED AT 1530 YOSEMITE BOULEVARD

WHEREAS, Robert Bomberger has requested permission to construct two plant mix driveway approaches at property located at 1530 Yosemite Boulevard, and

WHEREAS, Section 7-1.203 of the Municipal Code requires that concrete materials be used in the construction of driveways unless special permit is obtained from the Council of the City of Modesto, and

WHEREAS, Mr. Bomberger has filed a request for a variance to permit the construction of each of said driveways to a width of thirty-five (35') feet, and

WHEREAS, said applicant has waived the five day written notice of the hearing required by the Municipal Code, and

WHEREAS, Section 7-1.104 (a) of the Municipal Code provides that driveways are not to exceed thirty (30') feet in width unless a variance is approved by the Council, and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the property development plan requires the curb cut for access to the property,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Robert Bomberger be granted a variance to Section 7-1.203 of the Municipal Code to install two temporary plant mix driveway approaches at property located at 1530 Yosemite Boulevard, in accordance with Resolution No. 58-235 of the City Council, dated July 23, 1958, subject to the following conditions:

1. That the temporary variance is granted until Yosemite Boulevard is improved;
2. That a bond or cash deposit be posted with the City in the amount of $225, the estimated cost of removal of the plant mix driveway approaches and installation of concrete driveways.

Inst $225.00 deposited 11/1/61 Gaufin

BE IT FURTHER RESOLVED that Robert Bomberger be granted a variance to permit the construction of the two driveways to a width of thirty-five (35') feet each, on condition that the necessary permit be obtained and that construction be made according to the plan on file in the Public Works Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman VanderWall, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-466

A RESOLUTION ACCEPTING THE CONSTRUCTION OF RELOCATION OF STORM SEWERS ALONG MODESTO FREEWAY BY W. M. LYLES COMPANY

WHEREAS, a report has been filed by the Director of Public Works that the construction of relocation of storm sewers along Modesto Freeway

has been completed by W. M. Lyles Company

in accordance with the contract agreement dated August 28, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of relocation of storm sewers along Modesto Freeway be accepted from said contractor W. M. Lyles Company

that Notice of Completion be filed with the Recorder of Stanislaus County and that payment of amounts due, 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 30th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-467

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR IMPROVEMENT OF CERTAIN SECTIONS OF PRESCOTT ROAD, BRIGGSMORE AVENUE AND NORTHERN BOULEVARD

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

for improvement of certain sections of Prescott Road, Briggsmore Avenue and Northern Boulevard
be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-468

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR IMPROVEMENT OF CARPENTER ROAD

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

for the improvement of Carpenter Road

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-469

A RESOLUTION AMENDING SECTION 3(b) OF RESOLUTION NO. 59-191 ENTITLED "A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO", AND RESCINDING SECTION 2 OF RESOLUTION NO. 61-86.

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

SECTION 1. Section 3(b) of Resolution No. 59-191 entitled "A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding all prior Resolutions and Regulations Relating Thereto", is hereby amended to add thereto the following one-way alley:

Between 11th and 12th Streets, from J Street to K Street, northwesterly direction

SECTION 2. As amended by this resolution Section 3(b) of said Resolution No. 59-191 shall read as follows:

(b) <u>One-Way Alleys:</u>

Between 9th and 10th Streets, from H Street to K Street, southeasterly direction

Between 10th and 11th Streets, from I Street to K Street, northwesterly direction

Between 10th and 11th Streets, from K Street to L Street, southeasterly direction

Between 11th and 12th Streets, from I Street to J Street, southeasterly direction

Between 11th and 12th Streets, from J Street to K Street, northwesterly direction

Between 12th and 13th Streets, from G Street to H Street, northwesterly direction

Between 12th and 13th Streets, from I Street to K Street, northwesterly direction

SECTION 3. The Director of Parking and Traffic is hereby directed to implement the provisions of this resolution.

SECTION 4. Section 2 of Resolution No. 61-86 adopted by the Council on March 6, 1961, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 30th day of October, 1961, by Councilman Mitchell, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: None

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-470

A RESOLUTION APPROVING THE AGREEMENT BETWEEN THE SOUTHERN PACIFIC COMPANY AND THE CITY OF MODESTO FOR THE ACQUISITION OF AN EASEMENT FOR A GRADE CROSSING AT KANSAS AVENUE, CROSSING B-112.3.

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the agreement between the Southern Pacific Company, a corporation of the State of Delaware, and the City of Modesto relating to granting of an easement to the City for a grade crossing at Kansas Avenue, Crossing B-112.3, be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said agreement by the Mayor and attestation by the City Clerk be authorized.

BE IT FURTHER RESOLVED that the Council accepts the aforesaid document granting an interest in real property to the City from the Southern Pacific Company and hereby authorizes its recordation 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 November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: None

ABSENT: Patton, Shastid, Tabbert

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-471

A RESOLUTION ACCEPTING THE CONSTRUCTION OF DRILLING AND DEVELOPING WELLS NO. 24 (GRACE DAVIS HIGH SCHOOL) AND NO. 25 (SOUTHEAST CORNER OF NORTH STAR ESTATES SUBDIVISION) BY OSTERBERG & CARROLL

WHEREAS, a report has been filed by the Director of Public Works that the construction of the drilling and developing of Wells No. 24 (Grace Davis High School) and No. 25 (Southeast corner of North Star Estates Subdivision)
has been completed by Osterberg & Carroll

in accordance with the contract agreement dated August 14, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of the drilling and developing of Wells No. 24 (Grace Davis High School) and No. 25 (Southeast corner of North Star Estates Subdivision)

be accepted from said contractor Osterberg & Carroll

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-472

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND ED AND EVELYN WILLIAMS FOR THE RENTAL OF CITY-OWNED PROPERTY AT 202 LAUREL STREET ON A MONTH TO MONTH TENANCY BEGINNING NOVEMBER 10, 1961 AT A RENTAL RATE OF $75 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Ed and Evelyn Williams

for the rental of City-owned property at 202 Laurel Street on a month to month tenancy beginning November 10, 1961 at a rental rate of $75 per month

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 19 61, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-473

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND WILLIAM L. WRIGHT FOR THE RENTAL OF CITY-OWNED PROPERTY AT 206 LAUREL STREET ON A MONTH TO MONTH TENANCY BEGINNING NOVEMBER 1, 1961 AT A RENTAL RATE OF $75 PER MONTH

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and William L. Wright

for the rental of City-owned property at 206 Laurel Street on a month to month tenancy beginning November 1, 1961 at a rental rate of $75 per month

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-474

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MODESTO JUNIOR COLLEGE DISTRICT OF STANISLAUS COUNTY FOR CONSTRUCTION OF SWIMMING POOL AT MODESTO JUNIOR COLLEGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Modesto Junior College District of Stanislaus County

for construction of swimming pool at Modesto Junior College

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-475

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND H. WAYNE DAVIS AND MARJORY IRENE DAVIS, AS SELLERS, WHEREBY THE CITY AGREES TO PURCHASE A PARCEL OF REAL PROPERTY FOR PURPOSE OF THE BRIGGSMORE AVENUE RIGHT OF WAY, PROJECT 61-1, FOR $9,000

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and H. Wayne Davis and Marjory Irene Davis, as sellers,

for the purchase of a parcel of real property for purpose of the Briggsmore Avenue right of way, Project 61-1, for $9,000

be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-476

A RESOLUTION GRANTING THE VARIANCE REQUEST FILED BY LOUIE VARNI TO CONSTRUCT TWO TEMPORARY THIRTY-FOOT OILED DRIVEWAYS ON CHESTNUT STREET AT THE CORNER OF MADISON AND CHESTNUT STREETS (BLOCK 437)

WHEREAS, Louie Varni has requested permission to construct two temporary thirty-foot (30') oiled driveways on Chestnut Street at the corner of Madison and Chestnut Streets (Block 437), and

WHEREAS, Section 7-1.203 of the Municipal Code requires that concrete materials be used in the construction of driveways unless special permission is obtained from the Council of the City of Modesto, and

WHEREAS, said applicant has waived five day written notice of the hearing required by the Municipal Code,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Louie Varni be granted a variance to Section 7-1.203 of the Municipal Code to construct two temporary thirty-foot (30') oiled driveways on Chestnut Street at the corner of Madison and Chestnut Streets (Block 437), in accordance with Resolution No. 58-235 of the City Council, dated July 23, 1958, subject to the following conditions:

1. That these driveways be removed at such time as the present use of the property is discontinued.
2. That some type of barrier be installed along the Chestnut Street frontage of the property to limit vehicular access to the two temporary driveways.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-477

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND McHENRY VILLAGE MERCHANTS ASSOCIATION FOR THE INSTALLATION OF CHRISTMAS DECORATIONS ON McHENRY AVENUE ALONG THE FRONTAGE OF McHENRY VILLAGE

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and McHenry Village Merchants Association

for the installation of Christmas decorations on McHenry Avenue along the frontage of McHenry Village
be, and it is hereby approved, and

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid, Tabbert

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-478

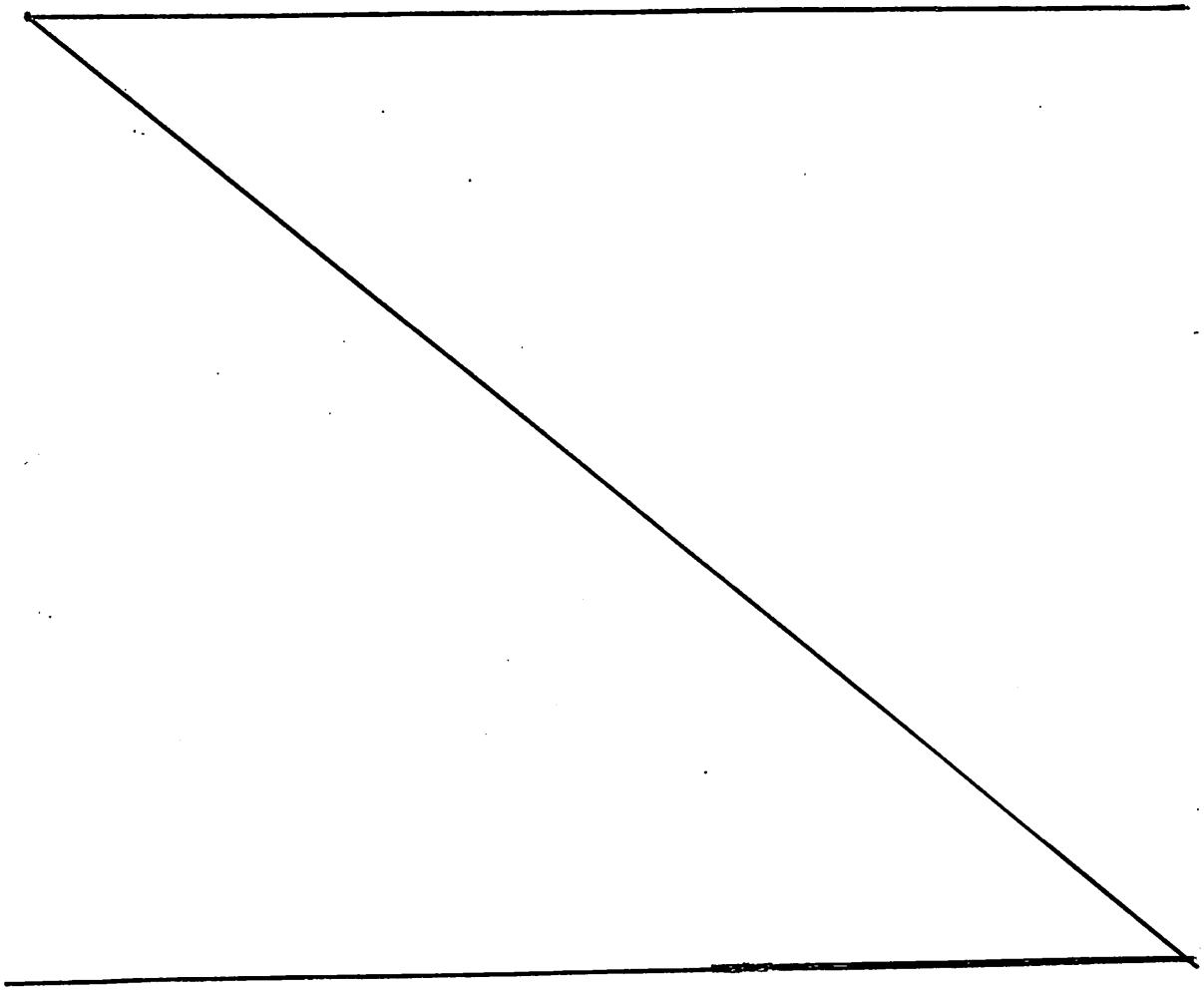
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS McDANNALD ADDITION

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that said petition for the annexation of the following 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 more particularly described as follows:



MacDANNALD ADDITION

All that real property in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 5 of the Spencer Colony as per map filed December 16, 1904, in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary description of the Mark Twain Addition, filed June 22, 1956, Instrument Number 17230, Stanislaus County Records, said point being at the intersection of the Southern line of the Franklin School property and center line of Modesto Irrigation District Lateral Number 5; thence along the Southern line and its Westerly extension of said Franklin School property and existing City Limits, North 89° 47' West, 790.68 feet, to a point on the North-South quarter section line of said Section 31; thence continuing along the existing City Limits, North 89° 48' 30" West, 31.04 feet, to a point on the Western line of a 50 foot County Road known as Emerald Avenue; thence along the Western line of Emerald Avenue and the existing City Limits, South 3° 05' 35" East, 20.61 feet; thence continuing along the Western line of Emerald Avenue and existing City Limits, South 0° 11' 30" East, 240.42 feet, to a point on the Westerly extension of a Southern line of the property described in the deed to Darold W. MacDannald, et al, Recorded May 24, 1960, as Instrument 14962 in Volume 1614, Page 699, Stanislaus County Records; thence leaving the existing City Limits and going along the Southern line and its Westerly extension of said MacDannald property, South 89° 47' East, 290.00 feet; thence along a Western line of said MacDannald property, South 00° 11' 30" East, 163.62 feet; thence along the most Southern line of said MacDannald property, South 89° 47' East, 552.15 feet, to a point on the center line of the Modesto Irrigation District Lateral Number 5; thence along said center line, North 03° 07' West, 425.20 feet, to the point of beginning, containing 7.012 Acres more or less.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 6th day of November, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, VanderWall, Mayor Hammond

NOES: None

ABSENT: Patton, Shastid, Tabbert

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-479

A RESOLUTION REJECTING ALL BIDS AND AUTHORIZING THE WORK TO BE PERFORMED BY THE CITY FOR THE INSTALLATION OF WATER MAINS IN BROOKDALE PARK NO. 2 AND PARK MANOR NO. 4 SUBDIVISIONS

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-447, on October 16, 1961, approving the plans and specifications for the installation of water mains in Brookdale Park No. 2 and Park Manor No. 4 Subdivisions

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 31st day of October, 1961, 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

WEREAS, 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 Ray Anderson of Santa Rosa, California, in the sum of $8,574.25, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $3,722.15, thus effecting a savings to the taxpayers of approximately $4,852.10, 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 13th day of November, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton, Shastid

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-480

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF TRAFFIC SIGNALS AND STREET LIGHTS AT 7TH AND I STREETS, AND AT LaLOMA AND BURNEY STREETS

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

Section 1. The plans and specifications for the construction of traffic signals and street lights at 7th and I Streets, and at LaLoma and Burney 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 December 15, 1961 at 2:00 P.M. and the City Clerk is hereby directed to give notice inviting such sealed bids in the time, form and manner provided by law.

Section 3. After the bids are opened, they shall be tabulated and analyzed and a report submitted to the Council at its next regular meeting.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Patton, Shastid

ATTEST: [signature]
CITY CLERK

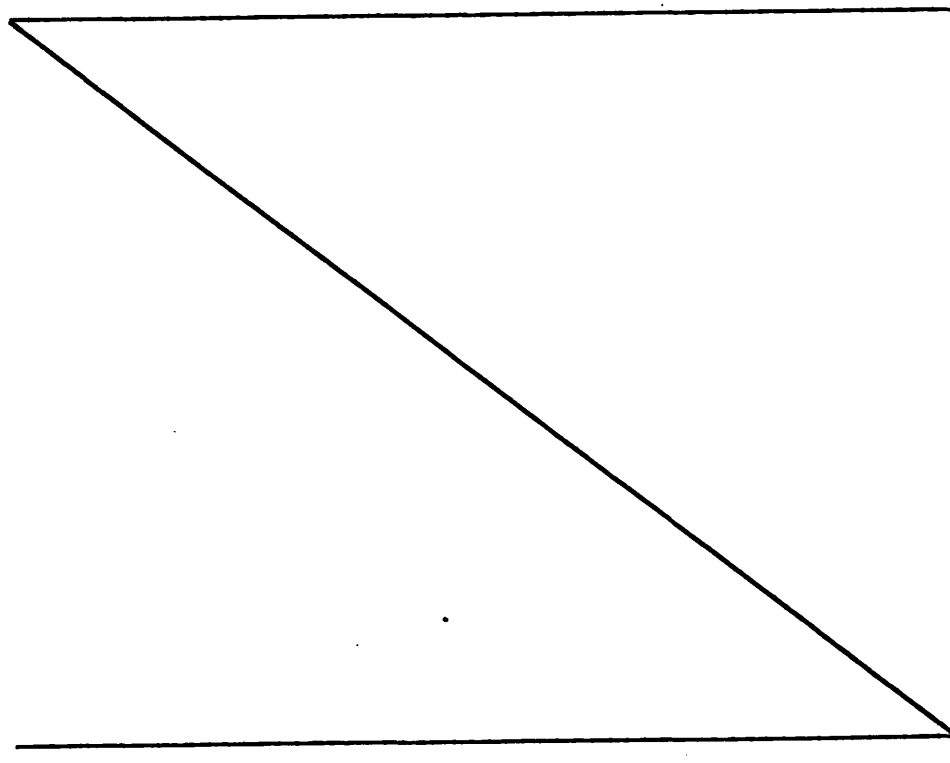
MODESTO CITY COUNCIL
RESOLUTION NO. 61- 481

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS THE MacDANNALD 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, a petition signed by owners of not less than one fourth 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 3, 19 61, 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 MacDANNALD ADDITION, and described as follows:



MacDANNALD ADDITION

All that real property in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, being a portion of Lot 5 of the Spencer Colony as per map filed December 16, 1904, in Volume 2 of Maps, Page 3, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the boundary description of the Mark Twain Addition, filed June 22, 1956, Instrument Number 17230, Stanislaus County Records, said point being at the intersection of the Southern line of the Franklin School property and center line of Modesto Irrigation District Lateral Number 5; thence along the Southern line and its Westerly extension of said Franklin School property and existing City Limits, North 89° 47' West, 790.68 feet, to a point on the North-South quarter section line of said Section 31; thence continuing along the existing City Limits, North 89° 48' 30" West, 31.04 feet, to a point on the Western line of a 50 foot County Road known as Emerald Avenue; thence along the Western line of Emerald Avenue and the existing City Limits, South 3° 05' 35" East, 20.61 feet; thence continuing along the Western line of Emerald Avenue and existing City Limits, South 0° 11' 30" East, 240.42 feet, to a point on the Westerly extension of a Southern line of the property described in the deed to Darold W. MacDannald, et al, Recorded May 24, 1960, as Instrument 14962 in Volume 1614, Page 699, Stanislaus County Records; thence leaving the existing City Limits and going along the Southern line and its Westerly extension of said MacDannald property, South 89° 47' East, 290.00 feet; thence along a Western line of said MacDannald property, South 00° 11' 30" East, 163.62 feet; thence along the most Southern line of said MacDannald property, South 89° 47' East, 552.15 feet, to a point on the center line of the Modesto Irrigation District Lateral Number 5; thence along said center line, North 03° 07' West, 425.20 feet, to the point of beginning, containing 7.012 Acres more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on September 19, 1961, consider the proposed annexation boundaries of said MacDANNALD ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 26th day of December, 1961, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Tribune, 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 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.

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 13th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Patton, Shastid

ATTEST: _____
City Clerk

(SEAL)

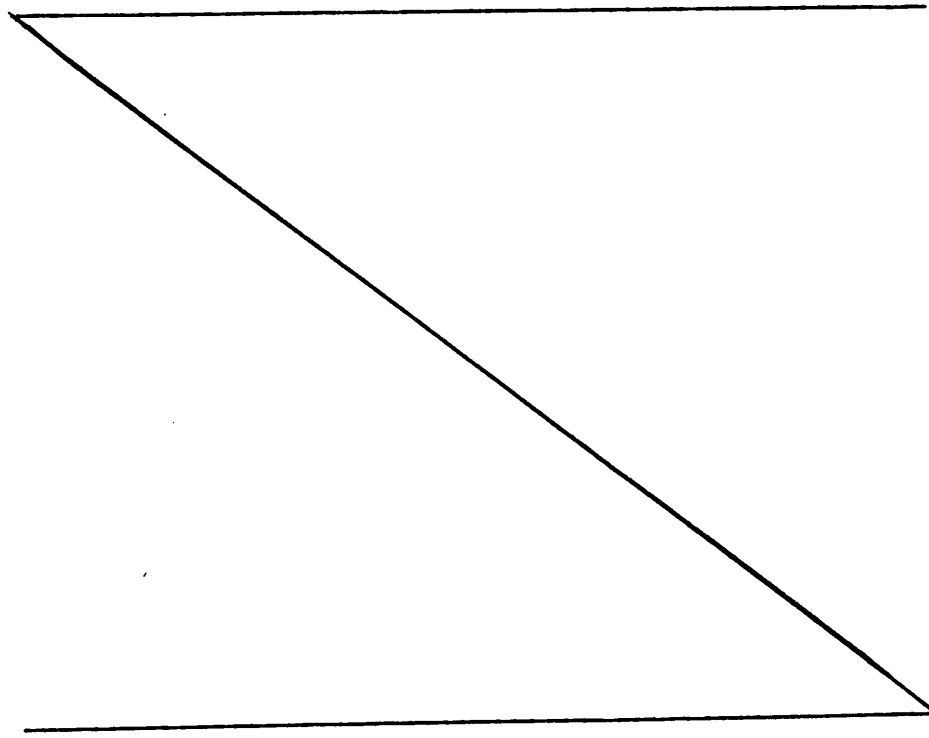
MODESTO CITY COUNCIL
RESOLUTION NO. 61-482

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS THE GLENN 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, a petition signed by owners of not less than one fourth 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 October 11, 19 61, 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 GLENN ADDITION, and described as follows:



GLENN ADDITION

All that certain real property situate in the State of California, County of Stanislaus, Sections 16 and 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 McHenry Village Addition as per description filed May 11, 1954 as Instrument 11745, Stanislaus County Records, said point being the intersection of the Westerly quarter-quarter section line of said Section 16 and the Northern line of a 40 foot Public Road known as Granger Avenue; thence along said quarter-quarter section line and the existing City Limit, North 0° 51' 30" West, 130.00 feet; thence continuing along the existing City Limit, South 89° 39' East, 150.00 feet, to the Western line of the Camellia Gardens Tract, as per map filed June 19, 1950, in Volume 17 of Maps, Page 5, Stanislaus County Records; thence along said Western line of the Camellia Gardens Tract and its Southerly extension, South 0° 51' 30" East, 150.00 feet, to the Center Line of said Granger Avenue, said Center Line being the Section Line common to Sections 16 and 21 and also being the Northern line of Lot 2 of the Coolidge Colony as per map filed November 15, 1910, in Volume 5 of Maps, Page 17, Stanislaus County Records; thence continuing South 0° 51' 30" East, 20.00 feet, to the Southern line of said Granger Avenue; thence along the Southern line of Granger Avenue, parallel with the Northern line of said Lot 2, South 89° 39' East, 47.00 feet to the Eastern line of property conveyed to Joe Mineni, Jr., et ux, by deed recorded May 23, 1961, as Instrument 16322, Stanislaus County Records; thence along the Eastern line of said Mineni property, parallel with the Western line of said Lot 2, South 0° 51' 30" East, 310.16 feet, more or less, to the Southeastern corner of said Mineni property; thence along the Southern line of said Mineni property and its Westerly extension, said line also being the Southern line of the Northern half of said Lot 2, North 89° 40' West, 197.00 feet, to the Western line of said Lot 2 and the Western quarter-quarter section line of said Section 21; thence along said Western line of Lot 2 and the quarter-quarter section line, North 0° 51'30" West, 330.21 feet, more or less, to the Northwestern corner of said Lot 2 and the Center Line of Granger Avenue; thence continuing along the quarter-quarter section line, North 0° 51' 30" West, 20.00 feet, to the point of beginning, containing 1.987 acres, more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on **September 19**, 19**61**, consider the proposed annexation boundaries of said **GLENN** ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. **No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.**

5. NOTICE IS HEREBY GIVEN that the **26th** day of **December**, 19**61**, at the hour of **8:05** o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Tribune**, 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 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.

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 13th day of November, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Patton, Shastid

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-483

A RESOLUTION GRANTING AN EXTENSION OF TIME FOR FILING FINAL MAP OF BEL AIR NO. 3 SUBDIVISION

WHEREAS, by Resolution No. 625, adopted on August 2, 1960, the Planning Commission approved the revised tentative map of Bel Air No. 3 Subdivision, and

WHEREAS, by Resolution No. 61-385, adopted on August 28, 1961, the Council granted an extension of time to November 5, 1961, for filing the final map of Bel Air No. 3 Subdivision, and

WHEREAS, a letter has been received requesting further extension to March 5, 1962, for filing of the final map of said subdivision, and

WHEREAS, the Planning Commission adopted Resolution No. 753 on November 7, 1961, recommending that the City Council approve the request.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that Modesto Developing Association, Inc., be granted an extension of time to March 5, 1962 for filing of the final map of Bel Air No. 3 Subdivision.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen None
ABSENT: Councilmen: Patton, Shastid

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-484

A RESOLUTION AUTHORIZING THE RELEASE OF THE GENERAL INSURANCE COMPANY OF AMERICA PERFORMANCE BOND FILED TO GUARANTEE IMPROVEMENTS IN QUARESMA HOMES UNIT NO. 2 SUBDIVISION

WHEREAS, John and Bernice Quaresma, subdividers of Quaresma Homes Unit No. 2 Subdivision, have filed with the City of Modesto a performance bond to guarantee improvements in the aforesaid subdivision, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivision to his satisfaction, and has recommended the release of the performance bond.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the General Insurance Company of America Performance Bond No. 431534, in the sum of $18,500, filed by John and Bernice Quaresma to guarantee the improvements in Quaresma Homes Unit No. 2 Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Patton, Shastid

ATTEST: [signature] CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 485

A RESOLUTION AMENDING RESOLUTION NO. 61-262 ENTITLED "A RESOLUTION ESTABLISHING AND FIXING PARKING RATES AND CHARGES FOR USE OF MUNICIPAL OFF-STREET PARKING FACILITIES IN THE CITY OF MODESTO, AND RESCINDING RESOLUTION NO. 61-145."

WHEREAS, Section 3-2.1602 of the Modesto Municipal Code authorizes the Council to establish by resolution the parking time limits for the parking of vehicles on public parking facilities as well as the days and hours during which they shall apply,

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

SECTION 1. The provisions of Resolution No. 61-262 adopted on the 5th day of June, 1961, establishing the parking time limits for the parking of vehicles on off-street parking lot No. 3 are hereby amended to read as follows:

DAILY HOURLY RATES

9:00 A.M. to 6:00 P.M., Sundays Excepted

3	12th & I Streets (Southeast Corner)	One half hour or fraction	5¢	No Limit

SECTION 2. Except as amended by the provisions of this resolution, the provisions of Resolution No. 61-262 shall remain in full force and effect.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Patton, Shastid

ATTEST: R. E. Gailfus
REX E. GAILFUS, City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-486

A RESOLUTION APPROVING RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF MODESTO AND GEORGE KEMPE FOR WIDENING OF ROSEBURG AVENUE (PROJECT 54-13)

BE IT HEREBY RESOLVED by the Council of the City of Modesto that Right of Way Agreement between the City of Modesto and George Kempe

for ten (10') feet of property on Roseburg Avenue (Project 54-13)

be and it is hereby approved. For further particulars, reference is made to a copy of the Agreement on file in the office of the City Clerk.

BE IT FURTHER RESOLVED that the City Manager and City Clerk of the City of Modesto be, and they are hereby authorized and directed to execute said Right of Way Agreement on behalf of the City of Modesto.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 13th day of November, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Patton, Shastid

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-487

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE CONSTRUCTION OF PUMP HOUSES AT WELLS NO. 24 AND 25, AND CHLORINATION STATION AT SEWAGE TREATMENT PLANT

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

Section 1. The plans and specifications for the construction of pump houses at Wells No. 24 and 25, and Chlorination Station at Sewage Treatment Plant

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids for the above named project, to be opened in the office of the City Clerk, 801 - 11th Street, in the City of Modesto, on December 5, 1961 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 November, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

MODESTO CITY COUNCIL
RESOLUTION NO. 61-488

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR THE CONSTRUCTION OF WATER LINES IN NORTH STAR ESTATES SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-461, on October 30, 1961, approving the plans and specifications for the construction of water lines in North Star Estates Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 14th day of November, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $2,602, 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, 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 20th day of November, 1961, by Councilman Shastid, who moved

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

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-489

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR ANNUAL RECREATION ALLOCATION OF $14,639.17

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

for annual recreation allocation of $14,639.17

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-490

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES P. FREY AND MILDRED K. FREY, AS SELLERS, FOR THE PURCHASE OF REAL PROPERTY FOR A PARK SITE NORTH OF DOWNEY HIGH SCHOOL FOR THE SUM OF $8,523

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and James P. Frey and Mildred K. Frey, as sellers,

for the purchase of real property for a park site north of Downey High School for the sum of $8,523

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 November, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert; VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-491

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND JAMES P. FREY, G. PETER FREY, TILDA F. STUTZ AND ETTA N. FREY, AS SELLERS, FOR THE PURCHASE OF REAL PROPERTY FOR A PARK SITE NORTH OF DOWNEY HIGH SCHOOL (LAND ACQUISITION 60-12) FOR THE SUM OF $38,993

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and James P. Frey, G. Peter Frey, Tilda F. Stutz and Etta N. Frey, as sellers, for the purchase of real property for a park site north of Downey High School (Land Acquisition 60-12) for the sum of $38,993

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 November, 19 61, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-492

A RESOLUTION AMENDING SECTION 2 OF RESOLUTION NO. 59-191 ENTITLED "A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO", RELATING TO ANGLE PARKING, AND RESCINDING RESOLUTION NO. 60-290.

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

SECTION 1. Section 2 of Resolution No. 59-191 entitled "A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding All Prior Resolutions and Regulations Relating Thereto", is hereby amended to add the following angle parking:

Orangeburg Avenue, on the south side beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet.

SECTION 2. As amended by this resolution Section 2 of said Resolution 59-191 shall read as follows:

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.

F Street, between 10th and 11th Streets (south side) (diagonal)

G Street, between 14th and 16th Streets (northwesterly side) on Sundays and 6 P.M. to midnight all other days (45° angle). At other times parallel to curb.

I Street, between 9th and 13th Streets (both sides) (diagonal)

P Street, between 9th and Needham Streets (both sides) (perpendicular)

Orangeburg Avenue, on the south side beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet. (45° angle)

SECTION 3. Resolution No. 60-290 adopted by the Council on August 10, 1960, is hereby rescinded.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Mitchell

ABSENT: None

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-493

A RESOLUTION DECLARING THE INTENTION OF THE CITY COUNCIL TO RESCIND RESOLUTION NO. 61-492 ENTITLED "A RESOLUTION AMENDING SECTION 2 OF RESOLUTION NO. 59-191 ENTITLED 'A RESOLUTION ESTABLISHING PARKING METER ZONES, ONE-WAY STREETS AND ALLEYS AND ANGLE PARKING IN THE CITY OF MODESTO AND RESCINDING ALL PRIOR RESOLUTIONS AND REGULATIONS RELATING THERETO', RELATING TO ANGLE PARKING, AND RESCINDING RESOLUTION NO. 60-290."

WHEREAS, the Council of the City of Modesto on November 20, 1961, determined there was a need to establish angle parking on the south side of Orangeburg Avenue beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet, at a 45° angle, and

WHEREAS, the above-mentioned angle parking was established by Resolution No. 61-492 entitled "A Resolution Amending Section 2 of Resolution No. 59-191 Entitled 'A Resolution Establishing Parking Meter Zones, One-Way Streets and Alleys and Angle Parking in the City of Modesto and Rescinding all Prior Resolutions and Regulations Relating Thereto', Relating to Angle Parking, and Rescinding Resolution No. 60-290" by the Council at its meeting of November 20, 1961, and

WHEREAS, said Resolution No. 61-492 was adopted with the understanding that angle parking at the above location be established and remain effective only until such time as Orangeburg Avenue is widened to its projected width between McHenry Avenue and the Tidewater Southern Railroad Tracks, at which time said Resolution No. 61-492, or such other resolution relating to angle parking which might thereafter be adopted, will be rescinded and parallel parking re-established on Orangeburg Avenue,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that angle parking on the south side of Orangeburg Avenue beginning at a point one hundred fifteen (115') feet west of the westerly curb line of McHenry Avenue and continuing westerly a distance of one hundred twenty-seven (127') feet, at a 45° angle, as established by Resolution No. 61-492 shall remain

in effect until such time as Orangeburg Avenue is widened to its projected width between McHenry Avenue and the Tidewater Southern Railroad Tracks, at which time the Council will rescind Resolution No. 61-492 adopted November 20, 1961, or such other resolution as may be hereafter adopted relating to angle parking, to delete reference to Orangeburg Avenue.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: None

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-494

A RESOLUTION APPOINTING HERBERT BUXTON A MEMBER OF THE MODESTO CITY BOARD OF ZONING ADJUSTMENT

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to the various Boards and Commissions, and

WHEREAS, Robert W. Adams, on said Board, resigned on October 16, 1961,

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 Modesto City Board of Zoning Adjustment for the respective term as indicated:

Herbert Buxton for a term expiring January 1, 1965

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-495

A RESOLUTION APPOINTING PHIL HUMPHREYS A MEMBER OF THE MODESTO CITY PLANNING COMMISSION TO FILL THE VACANCY CREATED BY THE RESIGNATION OF ROBERT W. ADAMS

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to the Modesto City Planning Commission, and

WHEREAS, a vacancy has been created on said Commission by the resignation of Robert W. Adams, as of October 16, 1961,

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 Modesto City Planning Commission for the respective term as indicated:

Phil Humphreys for a term expiring January 1, 1965

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 20th day of November, 1961, by Councilman Johansen, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature] CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-496

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR ONE DEEP WELL TURBINE PUMP WITH VERTICAL HOLLOW SHAFT MOTOR AND APPURTENANT EQUIPMENT TO BE INSTALLED AT WELL SITE NO. 24

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

Section 1. The plans and specifications for one deep well turbine pump with vertical hollow shaft motor and appurtenant equipment to be installed at Well Site No. 24
copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 19, 1961 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 November, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen None
ABSENT: Councilmen None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-497

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR RELOCATION OF WATER LINES ALONG MODESTO FREEWAY

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

Section 1. The plans and specifications for relocation of water lines along Modesto Freeway

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 12, 1961 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 November, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen None

ABSENT: Councilmen None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-498

A RESOLUTION GRANTING THE VARIANCE REQUEST FILED BY KEITH HOWELL, MANAGER, REGAL STATIONS, INC., TO CONSTRUCT ONE DRIVEWAY APPROACH TO A WIDTH OF THIRTY-SIX FEET AT PROPERTY LOCATED AT NINTH AND N STREETS, MODESTO

WHEREAS, Keith Howell, Manager, Regal Stations, Inc., has filed a request for a variance to permit the construction of one driveway approach to a width of thirty-six (36') feet, to be located on N Street, and

WHEREAS, said applicant has waived the five day written notice of the hearing required by the Modesto Municipal Code, and

WHEREAS, Section 7-1.104(a) of the Municipal Code provides that driveways are not to exceed thirty (30') feet in length unless a variance is approved by the Council, and

WHEREAS, after investigation and study of the property, the Director of Public Works has recommended that the request be granted on the basis that the property development plan requires the curb cut for access to the property.

NOW, THEREFORE, BE IT RESOLVED that Keith Howell, Manager, Regal Stations, Inc., be granted a variance to permit the construction of one thirty-six (36') foot curb cut, to be located on N Street, on condition that the necessary permit be obtained and that construction be made according to the plan on file in the Public Works Department.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-499

A RESOLUTION AUTHORIZING THE RELEASE OF THE GREAT AMERICAN INSURANCE COMPANY CONTRACT BONDS FILED TO GUARANTEE IMPROVEMENTS IN PARK MANOR NO. 3A AND PARK MANOR NO. 3B SUBDIVISIONS

WHEREAS, Lance E. and Carol L. Ellis, Subdividers of Park Manor No. 3A and Park Manor No. 3B Subdivisions, have filed with the City of Modesto contracts bonds to guarantee the improvements in the aforesaid subdivisions, and

WHEREAS, the Director of Public Works has reported that the improvements have been completed in the aforesaid subdivisions to his satisfaction, and has recommended the release of the contract bonds,

NOW, THEREFORE, BE IT HEREBY RESOLVED that the Great American Insurance Company Contract Bond No. 8063518 in the sum of $35,000 filed by Lance E. and Carol L. Ellis, to guarantee the improvements in Park Manor No. 3A Subdivision, be and it is hereby released.

BE IT FURTHER RESOLVED, that the Great American Insurance Company Contract Bond No. 8077818 in the sum of $65,000 filed by Lance E. and Carol L. Ellis, to guarantee the improvements in Park Manor No. 3B Subdivision, be and it is hereby released.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of November, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-500

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND GAGE-BABCOCK AND ASSOCIATES FOR ENGINEERING SERVICES FOR PROPOSED COMMUNICATIONS CENTER EQUIPMENT, THE CHARGE TO BE ON AN HOURLY BASIS, NOT TO EXCEED $1,500

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Gage-Babcock and Associates

for engineering services for Proposed Communications Center equipment, the charge to be on an hourly basis, not to exceed $1,500 be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 November, 19 61, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond.

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-501

A RESOLUTION APPROVING SETTLEMENT OF FIREMEN'S HOLIDAY PAY CLAIM FOR $14,959.36

WHEREAS, on July 27, 1954, a group of City Firemen filed a claim with the City of Modesto for pay for holidays worked during the period from 1944 through 1949, and

WHEREAS, the firemen presenting the claims have agreed to settle for sixty (60%) per cent of the holidays occurring during the years 1944 through 1949, as outlined in Schedule I, dated November 30, 1961, "Analysis of Holiday Pay Settlement with Fire Department Personnel Worked, 1944 through 1949, inclusive, 60% of Holidays Claimed," attached to Finance Department Memorandum, dated November 27, 1961, subject, "Report on Firemen's Holiday Pay Claim," in the total amount of $14,959.36 to be effective November 30, 1961, a copy of which is on file in the City Clerk's office, and

WHEREAS, in view of the decision rendered by the Supreme Court in the holiday pay case involving City of Modesto Policemen, the staff has recommended that the holiday claims of the City Firemen be approved,

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

SECTION 1. That settlement of claim for Fire Department Personnel as set forth in the memorandum described above is hereby approved, provided, however, that releases are executed by the respective claimants within thirty (30) days after the adoption of this resolution.

SECTION 2. The officers of the City then whose duty respective responsibility falls are hereby authorized to process and complete payment of claims as approved by this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of

November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

CITY OF MODESTO
FINANCE DEPARTMENT

M E M O R A N D U M

Resolutions 61-501 and 61-502 authorizing payment

November 27, 1961

TO: CITY MANAGER

FROM: DIRECTOR OF FINANCE

SUBJECT: REPORT ON FIREMEN'S HOLIDAY PAY CLAIM

On July 27, 1954, a group of City firemen presented a request for pay for holidays worked during the period from 1944 through 1949. A copy of their request has been prepared and attached to this memo.

Action was deferred on their request until a similar request submitted by the Police Department could be cleared. Since that time the courts decided that the City of Modesto has an obligation to pay employees for back holidays worked and a settlement was completed with employees of the Police Department. The firemen now request that the City proceed with clearing their claim for holiday pay.

The firemen's holiday pay claim differs from that of the employees in the Police Department because complete records are not available showing holidays worked by firemen. However, a review of the Fire Department policies during the time under study indicates that firemen were required to work on many holidays. The firemen have agreed to settle for 60% of holidays occurring during the years 1944 through 1949. After that date the firemen were compensated for holidays worked.

The staff has reviewed available information and determined that the claim presented by the Fire Department is reasonable under the circumstances, and recommend that settlement be made, except for Durwood Taylor (deceased) and Benno L. Heune (terminated) who did not file formal claims after separation from the City.

Schedule I attached shows all Fire Department (present and prior) employees which have submitted valid claims for holiday pay, the number of days claimed, settlement based on 60% of total holidays claimed, allowable interest as authorized by Civil Code Section 3287 for those employees terminated (interest is not allowable for persons still employed), withholding tax to be deducted, gross cost to the City, and net payable to each person. Total cost to the City, including interest, would be $14,959.36, if settlement is made effective November 30, 1961. If settlement is made after that date, interest at 7% would continue to accrue for the three persons now terminated from City employment.

The City staff feels that this settlement is reasonable and the persons making the claim have indicated that the amounts calculated are acceptable.

It is recommended that the holiday pay claim for firement be approved as calculated on Schedule I. An appropriation will be required.

Charles V. Bird
Director of Finance

CVB:nc

cc: City Attorney

Schedule I
11-30-61

CITY OF MODESTO
ANALYSIS OF HOLIDAY PAY SETTLEMENT
WITH FIRE DEPARTMENT PERSONNEL WORKED
1944 THROUGH 1949 INCLUSIVE
60% OF HOLIDAYS CLAIMED

Name	Rate per Day at 11-30-61 or Termination	No. of Holidays Claimed	60% Days Claimed Times Rate per Day	Interest for Terminated Employees Term	Interest for Terminated Employees Total @ 7%	Gross Salaries	Withholding Tax Sec. 3402 I.R.C. (18% of Gross)	Net
Calhoun, John C.	$18.45	30	$ 332.10			$ 332.10	$ 59.78	$ 272.32
Dionizio, Alfred	20.33	69	841.66			841.66	151.50	690.16
Duerfeldt, LaVerne	18.45	10	110.70			110.70	19.93	90.77
Everett, C. Wayne	27.52	21	346.75			346.75	62.42	284.33
Fischer, Wayne E.	20.33	69	841.66			841.66	151.50	690.16
Fleshman, Walter L.	20.33	44	536.71			536.71	96.61	440.10
Griffith, Frank L.	18.45	69	763.83			763.83	137.49	626.34
Hensley, C. C.*	19.83	69	820.96	7-1-60 to 11-30-61	$ 81.55	902.51	162.45	740.06
Holidy, Clyde F.	18.45	18	199.26			199.26	35.87	163.39
Hiatt, John	20.33	32	390.34			390.34	70.26	320.08
Heune, Lee R.	19.37	35	406.77			406.77	73.22	333.55
Hassey, Michael	18.45	36	398.52			398.52	71.73	326.79
Jamison, Robert W. (Jack)	20.33	46	561.11			561.11	101.00	460.11
Marckese, Roy	18.45	66	730.62			730.62	131.51	599.11
McCleary, Barlow	21.86	69	905.00			905.00	162.90	742.10
Oliveria, Albert E.	31.89	69	1,320.25			1,320.25	237.65	1,082.60
Payne, Carl*	26.88	69	1,112.83	9-18-59 to 11-30-61	171.59	1,284.42	231.20	1,053.22
Riesland, Charles J.	18.45	10	110.70			110.70	19.93	90.77
Richards, Charles K.	21.86	7	91.81			91.81	16.53	75.28
Sparks, Glenn	18.45	36	398.52			398.52	71.73	326.79
Stedman, Thomas A.*	17.57	69	727.40	9-18-59 to 11-30-61	112.16	839.56	151.12	688.44
Taylor, Arthur	18.45	69	763.83			763.83	137.49	626.34
Wallace, George E., Jr.	20.33	23	280.55			280.55	50.50	230.05
Wemyss, Jack	38.70	69	1,602.18			1,602.18	288.39	1,313.79
Total			$14,594.06		$365.30	$14,959.36	$2,692.71	$12,266.65

* Terminated: Hensley, C. C. - 6-30-60
Payne, Carl - 6-30-58
Stedman, Thomas A. - 10-20-58

MODESTO CITY COUNCIL
RESOLUTION NO. 61-502

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $14,960 FOR SETTLEMENT OF HOLIDAY PAY CLAIMS - FIRE PERSONNEL

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

GENERAL (101)

FROM:	General Reserve (600)	$14,960
TO:	Fire Department (21) Holiday Pay (Overtime) Settlement (131)	$14,960

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 27th day of November, 1961, by Councilman Tabbert, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-503

A RESOLUTION APPOINTING DEDRICK G. DENISON A MEMBER OF THE MODESTO CITY PLANNING COMMISSION TO FILL THE VACANCY CREATED BY THE RESIGNATION OF JOHN GARRETT

WHEREAS, Section 1100 of the Charter of the City of Modesto requires the City Council to appoint members to the Modesto City Planning Commission, and

WHEREAS, a vacancy has been created on said Commission by the resignation of John Garrett, as of October 1, 1961,

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 Modesto City Planning Commission for the respective term as indicated:

Dedrick G. Denison for a term expiring January 1, 1963

SECTION 2. The City Clerk is hereby directed to transmit a copy of this resolution to the newly appointed member of the Modesto City 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 27th day of November, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSNET: Councilmen: None

ATTEST: [signature] CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-504

A RESOLUTION SETTING THE TIME AND PLACE FOR A PUBLIC HEARING BEFORE THE COUNCIL OF THE CITY OF MODESTO ON PROPOSED AMENDMENTS TO THE ZONING REGULATIONS OF THE CITY OF MODESTO

WHEREAS, the Modesto City Planning Commission held a public heaing on November 21, 1961 in the Council Chambers for the purpose of considering amendments to the Zoning Regulations of the City of Modesto, and

WHEREAS, the said Commission, after hearing evidence both oral and documentary, on the proposed amendments, adopted Resolution No. 755 recommending to the Council that the described amendments to the Code would be in the interest of the general welfare,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the proposed amendments be set for 8:00 P.M. on January 8, 1962, in the Council Chambers of the City of Modesto, 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 4th day of December, 1961 by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton

ATTEST: [signature]
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-505

A RESOLUTION ACCEPTING THE ~~CONSTRUCTION OF~~ RELOCATION OF SANITARY SEWER FACILITIES REQUIRED BY STATE FREEWAY CONSTRUCTION

WHEREAS, a report has been filed by the Director of Public Works that the ~~construction of~~ relocation of sanitary sewer facilities along the Modesto Freeway has been completed by J. & M, Inc.

in accordance with the contract agreement, dated August 7, 1961.

NOW, THEREFORE, BE IT RESOLVED that the ~~construction of~~ relocation of sanitary sewer facilities required by State Freeway construction be accepted from said contractor, J. & M. Inc.

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of ~~December~~, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Patton

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 506

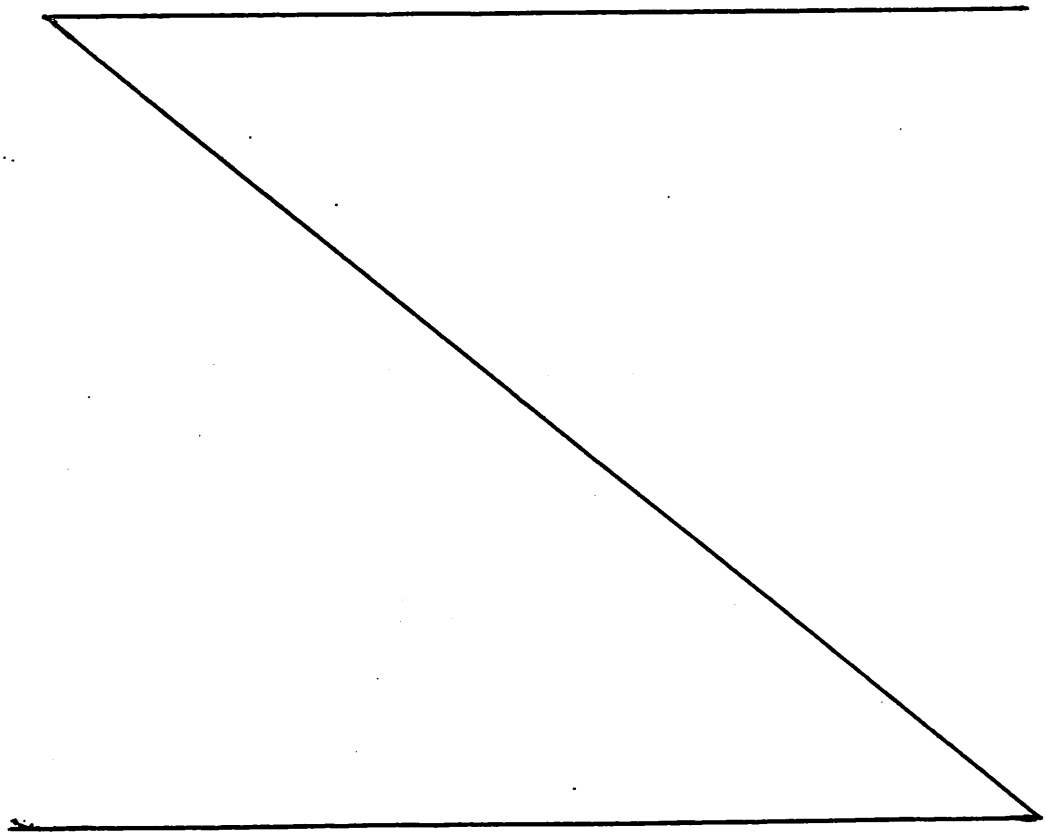
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS EMERALD GARDENS ADDITION.

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

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

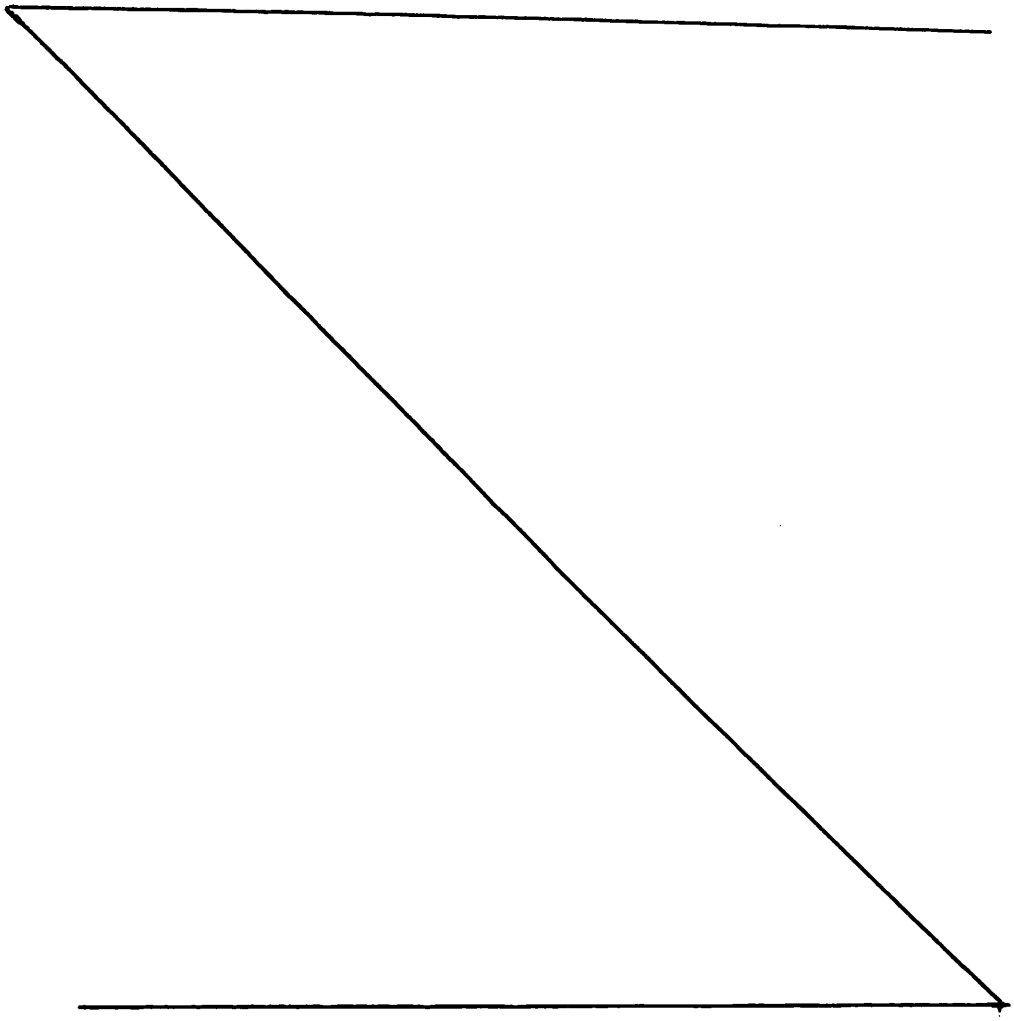
The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:



EMERALD GARDENS ADDITION

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the interior quarter corner of said Section 31; thence along the North-South quarter line, North 0° 11' 30" West, 215.00 feet; thence South 89° 54' 07" West, 30.00 feet to a point on the Western line of a Public Road known as Emerald Avenue and the existing City Limits as established by the Mark Twain Addition as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records, and the true point of beginning; thence along the Southern line and its Westerly projection of property conveyed to Harold B. Monighan, et ux, by deed recorded October 18, 1961, as Instrument 33695, Stanislaus County Records; North 89° 54' 07" East, 372.97 feet to the Western line of the Modesto Irrigation District Lateral No. 5; thence along said Western line of Lateral No. 5, North 34° 36' 52" East, 703.40 feet; thence continuing along said Western line of Lateral No. 5, on a tangent curve concave to the Northwest, having a radius of 242.00 feet, a Central Angle of 24° 25' 36", and a curve distance of 103.17 feet; thence along the Northern line and its Westerly projection of said Monighan property, North 76° 53' 56" West, 836.21 feet to a point on the Western line of Emerald Avenue and the existing City Limits; thence along said Western line of Emerald Avenue and the existing City Limits, South 0° 11' 30" East, 863.75 feet to the point of beginning, containing 11.132 Acres, more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-507

A RESOLUTION ACCEPTING SETTLEMENT IN FULL FOR CLAIM AGAINST LEE OLIVER LaPLANT FOR DAMAGES TO CITY OWNED STREET SWEEPER

WHEREAS, on May 11, 1960, a city owned street sweeper was damaged in the amount of $1,098.24 as a result of being struck by a vehicle operated by Lee Oliver LaPlant, an employee of California Spray Chemical Company, and

WHEREAS, the carrier has now offered to settle the matter by full payment of the damages claimed in the amount of $1,098.24,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the amount of $1,098.24 be, and it is hereby accepted as full settlement of the City of Modesto's claim against Lee Oliver LaPlant for damages to a city owned street sweeper, which damage occurred on May 11, 1960.

BE IT FURTHER RESOLVED that the execution of the release by the City Manager and other documents by designated 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 December, 1961 by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton

ATTEST: [signature] CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61- 508

A RESOLUTION APPROVING THE FINAL MAP OF THE SKYLANE PARK UNIT NO. 2 SUBDIVISION OF THE CITY OF MODESTO.

WHEREAS, BEECH DEVELOPMENT COMPANY, a corporation, is ~~are~~ possessed of a tract of land situate in the City of Modesto, County of Stanislaus, consisting of 10.8 acres, known as the SKYLANE PARK UNIT NO. 2 SUBDIVISION, and

WHEREAS, a tentative map of said tract was approved by the City Planning Commission on the 21st day of March, 1961, 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 SKYLANE PARK UNIT NO. 2 SUBDIVISION meets all of the provisions of the California Subdivision Map Act and the provisions of the Modesto Municipal Code relating to subdivisions, and that the map is technically correct;

NOW, THEREFORE, BE IT RESOLVED that said final map of the SKYLANE PARK UNIT 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, Two Hundred Sixty-Six and 20/100th ($1,266.20) Dollars, as required by the Modesto Municipal Code, for checking, copies of maps, recording, and parks and playgrounds have been paid, and subdividers have furnished a bond acceptable to the City Attorney, or, in lieu thereof, have posted a cash deposit with the City Clerk in the sum of Forty-Two Thousand Eight Hundred and no/100ths ($42,800.00) 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 4th day of December, 1961, by Councilman Hdhansen, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Patton

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-509

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND BEECH DEVELOPMENT COMPANY, A CORPORATION, SUBDIVIDER OF SKYLANE PARK UNIT NO. 2 SUBDIVISION, FOR CONSTRUCTION OF SUB-TRUNK SEWER

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and BEECH DEVELOPMENT COMPANY, a corporation, subdivider of Skylane Park Unit No. 2 Subdivision, for the construction of a subtrunk sewer on Carver Road between Scott Avenue ; and ~~for~~ Mt. Vernon Avenue

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 December, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Patton

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-510

A RESOLUTION AMENDING RESOLUTION NO. 61-498, "A RESOLUTION GRANTING THE VARIANCE REQUEST FILED BY KEITH HOWELL, MANAGER REGAL STATIONS, INC., TO CONSTRUCT ONE DRIVEWAY APPROACH TO A WIDTH OF THIRTY-SIX FEET AT PROPERTY LOCATED AT NINTH AND N STREETS, MODESTO," TO PERMIT CONSTRUCTION OF ONE DRIVEWAY APPROACH TO A WIDTH OF FORTY-ONE FEET INSTEAD OF THIRTY-SIX FEET

BE IT RESOLVED by the Council of the City of Modesto that Resolution No. 61-498 be, and it is hereby amended to permit the construction of one forty-one (41') foot driveway approach on the N Street side of service station property located at Ninth and N Streets, Modesto, California, instead of the thirty-six (36') foot driveway approach approved by said resolution on November 27, 1961.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 4th day of December, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-521

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF WATER LINES TO SERVE SKYLANE PARK NO. 2 SBBDIVISION

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

Section 1. The plans and specifications for the construction of water lines to serve Skylane Park 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 December 19, 1961 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 4th day of December, 1961, by Councilman Johansen, 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 Johansen, Mitchell, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen None

ABSENT: Councilmen Patton

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-512

A RESOLUTION ACCEPTING THE BID OF EDWARD A. TOMLINSON, INC. FOR THE CONSTRUCTION OF PUMP HOUSES AT WELLS NO. 24 AND 25, AND CHLORINATION STATION AT SEWAGE TREATMENT PLANT

WHEREAS, Resolution No. 61-487, adopted by the Council of the City of Modesto on November 20, 1961, approved the plans and specifications for the construction of pump houses at Wells No. 24 and 25, and chlorination station at the Sewage Treatment Plant and authorized the calling for bids, and

WHEREAS, the bids received for the construction of pump houses at Wells No. 24 and 25, and chlorination station at the Sewage Treatment Plant were opened at 2:00 P.M., December 5, 1961 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 Edward A. Tomlinson, Inc. in the sum of $9,900.00 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Edward A. Tomlinson, Inc., in the sum of $9,900.00 be accepted and the execution of a contract for the completion of the project by the City's designated officials be authorized.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen VanderWall

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-513

A RESOLUTION AUTHORIZING COMPROMISE OF THE CLAIM OF MRS. DURWOOD TAYLOR FOR FIREMEN'S HOLIDAY PAY FOR DURWOOD TAYLOR, DECEASED

WHEREAS, on December 11, 1961 a claim was filed against the City of Modesto by Mable Taylor in the amount of $1,057.93 for holiday pay in behalf of her husband, Durwood Taylor, deceased, and

WHEREAS, Durwood Taylor was a member of the City of Modesto Fire Department during the period from 1944 through 1949, and signed the Resolution, dated July 27, 1954, wherein members of the Fire Department proposed and agreed to a settlement based on sixty per cent of the total number of holidays each member should have received,

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

SECTION 1. That settlement of the claim of Mable Taylor for $1,057.93 is hereby approved, provided, however, that a release is executed by the claimant within thirty (30) days after the adoption of this resolution.

SECTION 2. The officers of the City upon whom respective responsibility falls are hereby authorized to process and complete payment of the claim approved by this resolution.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-514

A RESOLUTION ACCEPTING THE CONSTRUCTION OF SANITARY SEWER FACILITIES TO McHENRY HIGHLANDS SUBDIVISION BY LEON STOBAUGH

WHEREAS, a report has been filed by the Director of Public Works that the construction of sanitary sewer facilities to McHenry Highlands Subdivision
has been completed by Leon Stobaugh

in accordance with the contract agreement, dated August 7, 1961.

NOW, THEREFORE, BE IT RESOLVED that the construction of sanitary sewer facilities to McHenry Highlands Subdivision
be accepted from said contractor Leon Stobaugh

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

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Tabbert, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: VanderWall

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-515

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND MILTON T. PFLUEGER FOR ARCHITECTURAL SERVICES FOR COMMUNICATIONS CENTER AND POLICE BUILDING

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Milton T. Pflueger

for architectural services for communications center and police building

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 December, 1961, by Councilman Mitchell, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-516

A RESOLUTION AUTHORIZING REFUND OF BUSINESS LICENSE TAX IN THE AMOUNT OF $133.88 PAID IN ERROR TO THE CITY OF MODESTO BY I. C. REFRIGERATION COMPANY

WHEREAS, Section 6-1.130 of the Modesto Municipal Code authorizes the City Council to refund any charges and payments when the Council finds and declares that the money paid was not required by law, or, was erroneously or illegally collected or received by the City through mistake, inadvertence or error of law, and

WHEREAS, it has been brought to the attention of the City Council that an erroneous payment in the amount of $133.88 has been made by I. C. Refrigeration Company,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that the Director of Finance be, and he is hereby authorized to refund the erroneous payment, in the amount of $133.88, to I. C. Refrigeration Company.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Johansen, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond

NOES: None

ABSENT: VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-517

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $600 FROM PARKING AND TRAFFIC, GENERAL RESERVE TO PARKING AND TRAFFIC, SALARIES AND WAGES, REGULAR

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

FROM:	Parking and Traffic (56), General Reserve (600)	$600
TO:	Parking and Traffic (56), Salaries and Wages, Regular (110)	$600

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Mitchell, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

Park Dec 21 & 28

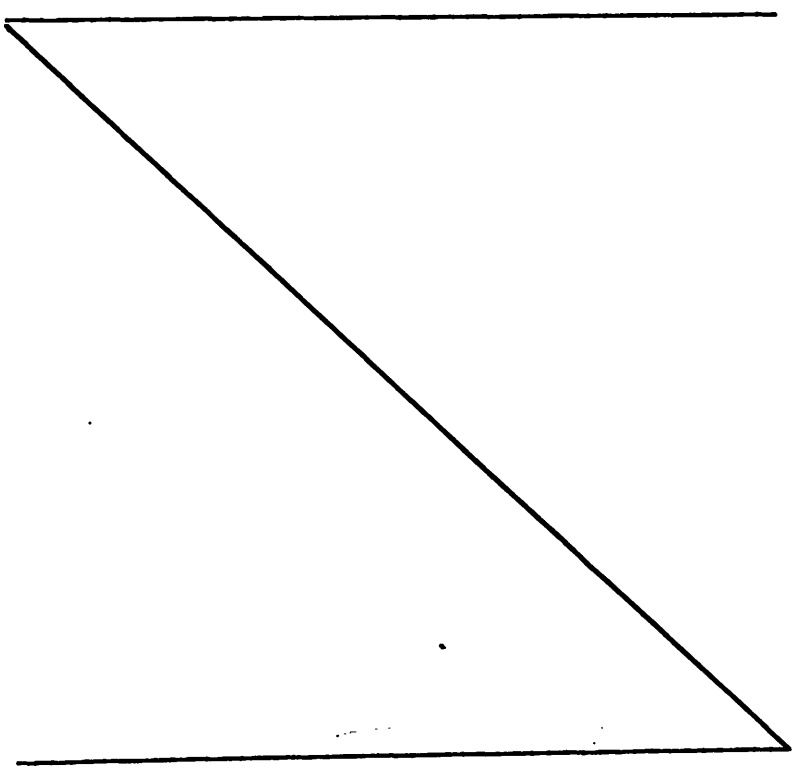
MODESTO CITY COUNCIL
RESOLUTION NO. 61-518

A RESOLUTION GIVING NOTICE OF THE PROPOSED ANNEXATION TO THE CITY OF MODESTO OF UNINHABITED TERRITORY DESCRIBED HEREIN AND DESIGNATED AS EMERALD GARDENS 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, a petition signed by owners of not less than one fourth 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 December 4, 19 61, 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 EMERALD GARDENS ADDITION, and described as follows:



EMERALD GARDENS ADDITION

All that certain real property situate in the State of California, County of Stanislaus, Section 31, Township 3 South, Range 9 East, Mount Diablo Base and Meridian, described as follows:

Commencing at the interior quarter corner of said Section 31; thence along the North-South quarter line, North 0° 11' 30" West, 215.00 feet; thence South 89° 54' 07" West, 30.00 feet to a point on the Western line of a Public Road known as Emerald Avenue and the existing City Limits as established by the Mark Twain Addition as per description filed June 22, 1956, as Instrument 17230, Stanislaus County Records, and the true point of beginning; thence along the Southern line and its Westerly projection of property conveyed to Harold B. Monighan, et ux, by deed recorded October 18, 1961, as Instrument 33695, Stanislaus County Records; North 89° 54' 07" East, 372.97 feet to the Western line of the Modesto Irrigation District Lateral No. 5; thence along said Western line of Lateral No. 5, North 34° 36' 52" East, 703.40 feet; thence continuing along said Western line of Lateral No. 5, on a tangent curve concave to the Northwest, having a radius of 242.00 feet, a Central Angle of 24° 25' 36", and a curve distance of 103.17 feet; thence along the Northern line and its Westerly projection of said Monighan property, North 76° 53' 56" West, 836.21 feet to a point on the Western line of Emerald Avenue and the existing City Limits; thence along said Western line of Emerald Avenue and the existing City Limits, South 0° 11' 30" East, 863.75 feet to the point of beginning, containing 11.132 Acres, more or less.

3. That the County Boundary Commission of Stanislaus County, California, did in session duly assembled on November 21, 19 61, consider the proposed annexation boundaries of said EMERALD GARDENS ADDITION, as above described, and as submitted to said Commission by the proponents of said annexation.

4. No change in school district boundaries shall be effected by reason of the annexation of the hereinabove described area to the City of Modesto.

5. NOTICE IS HEREBY GIVEN that the 22nd day of January, 19 62, at the hour of 8:00 o'clock P.M. of said day, in the Council Chambers at the City Hall, located at 801 Eleventh 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 Tribune, 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 Turlock Daily Journal, being a newspaper of general circulation published outside of 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 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.

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 December 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall

NOES: None

ABSENT: VanderWall

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-519

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $1,058 FROM GENERAL FUND, GENERAL RESERVE TO FIRE DEPARTMENT, HOLIDAY PAY (OVERTIME) SETTLEMENT, TO PROVIDE FOR SETTLEMENT OF HOLIDAY PAY CLAIM FOR DURWOOD TAYLOR, DECEASED FIREMAN

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

GENERAL FUND (101)

FROM: General Reserve (600) $1,058

TO: Fire Department (21), Holiday Pay (Overtime) Settlement (131) $1,058

to provide for settlement of Holiday Pay Claim for Durwood Taylor, deceased fireman

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Johansen, 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: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: VanderWall

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-520

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $58,117 FROM GENERAL FUND (101), GENERAL RESERVE, PUBLIC WORKS GARDEN REFUSE, SERVICES, PROFESSIONAL AND OTHER, FENCE, TO PUBLIC WORKS, GARDEN REFUSE, SALARIES AND WAGES, REGULAR, SALARIES AND WAGES, OVERTIME, EQUIPMENT RENTAL CHARGES, TOOLS, SHOP AND FIELD SUPPLIES

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

GENERAL FUND (101)

FROM:	General Reserve (600), Public Works-Garden Refuse (54), Services, Professional and Other (235), Fence (502)	$11,281 46,536 300	$58,117
TO:	Public Works - Garden Refuse (54) Salaries and Wages, Regular (110), Salaries and Wages, Overtime (130), Equipment Rental Charges, (218), Tools, Shop and Field Supplies (308)	$49,770 790 7,357 200	$58,117

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 11th day of December, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Mitchell, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: VanderWall

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-521

A RESOLUTION ACCEPTING THE BID OF BALEME CONSTRUCTION COMPANY IN THE SUM OF $9,859.31 FOR WATER MAIN RELOCATIONS ALONG THE MODESTO FREEWAY

WHEREAS, Resolution No. 61-497, adopted by the Council of the City of Modesto on November 27, 1961, approved the plans and specifications for the relocation of water mains along the Modesto Freeway and authorized the calling for bids, and

WHEREAS, the bids received for the relocation of water mains along the Modesto Freeway were opened at 2:00 P.M., December 12, 1961 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 Baleme Construction Company in the sum of $9,859.31 be accepted as the lowest responsible bid, and that a bid bond irregularity, which was subsequently corrected, be waived.

NOW, THEREFORE, BE IT RESOLVED that the bid of Baleme Construction Company in the sum of $9,859.31 be accepted and the execution of a contract for the completion of the project by the City's 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 December, 1961, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-522

A RESOLUTION ACCEPTING THE BID OF INDUSTRIAL ELECTRICAL COMPANY FOR THE CONSTRUCTION OF TRAFFIC SIGNALS AT 7TH AND I STREETS AND LA LOMA AND BURNEY STREETS IN THE AMOUNT OF $12,855

WHEREAS, Resolution No. 61-480, adopted by the Council of the City of Modesto on November 13, 1961, approved the plans and specifications for the construction of traffic signals at 7th and I Streets and La Loma and Burney Streets ~~in the amount of $12,855~~ and authorized the calling for bids, and

WHEREAS, the bids received for the construction of traffic signals at 7th and I Streets and La Loma and Burney Streets were opened at 2:00 P.M., December 15, 1961, and later tabulated by the Parking and Traffic Department for the consideration of the Council, and

WHEREAS, the Director of Parking and Traffic has recommended that the bid of Industrial Electrical Company in the amount of $12,855 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Industrial Electrical Company in the amount of $12,855 be accepted and the execution of a contract for the completion of the project by the City's 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 December, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-523

A RESOLUTION APPROVING ~~PLANS AND~~ SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR THE FURNISHING OF REVISED OR SUPPLEMENTAL PAGES OF THE MODESTO MUNICIPAL CODE FOR THE CALENDAR YEAR 1962

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

Section 1. The ~~plans and~~ specifications for the furnishing of revised or supplemental pages of the Modesto Municipal Code for the calendar year 1962 copies of which are on file, are hereby accepted and approved.

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 11, 1962 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 18th day of December, 19 61, by Councilman Mitchell, 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 Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen None

ABSENT: Councilmen None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-524

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR ONE NEW RUBBER-TIRED TRACTOR

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

Section 1. The plans and specifications for one new rubber-tired tractor

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

Section 2. The City Clerk is hereby authorized to call for public competitive sealed bids 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 9, 1962 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 18th day of December, 19 61, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen None

ABSENT: Councilmen None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-525

A RESOLUTION APPROVING PLANS AND SPECIFICATIONS AND AUTHORIZING THE CALLING FOR BIDS FOR CONSTRUCTION OF SUBTRUNK SEWER TO SKYLANE PARK SUBDIVISION (ON CARVER ROAD BETWEEN SCOTT AVENUE AND MT. VERNON AVENUE)

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 to Skylane Park Subdivision (on Carver Road between Scott and Mt. Vernon 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 January 2, 1961 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 18th day of December, 19 61, by Councilman VanderWall, who moved its adoption, which motion being duly seconded by Councilman Johansen, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen None

ABSENT: Councilmen None

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-526
AMENDED

A RESOLUTION APPROVING/AGREEMENT BETWEEN THE CITY OF MODESTO AND THE COUNTY OF STANISLAUS FOR THE IMPROVEMENT OF SECTIONS OF PRESCOTT ROAD, BRIGGSMORE AVENUE AND NORTHERN BOULEVARD

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the/amended Agreement between the City of Modesto and the County of Stanislaus for the improvement of sections of Prescott Road, Briggsmore Avenue and Northern Boulevard be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 December, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature]
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-527

A RESOLUTION AUTHORIZING THE SALE OF ALL THE LEAVES COLLECTED BY THE CITY CREWS AND STOCKPILED AT THE MODESTO CITY SEWER FARM FOR THE BALANCE OF THE FISCAL YEAR 1961-62 TO THE ORGANIC COMPANY OF TURLOCK FOR THE SUM OF $250

WHEREAS, the Organic Company of Turlock has offered to buy all the leaves harvested from the city streets by the City of Modesto and stockpiled at the City of Modesto Sewer Farm for the balance of the fiscal year 1961-62 for the sum of $250, payable in advance, and

WHEREAS, this company has offered to remove all of the leaves from the Sewer Farm by June 1, 1962,

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

SECTION 1. The sale of all the leaves harvested from the city streets for the balance of the fiscal year 1961-62 to the Organic Company of Turlock for the sum of $250 is hereby authorized and approved, and the City Manager is authorized to implement said sale.

SECTION 2. Resolution No. 57-166, adopted by the Council of the City of Modesto on April 17, 1957, establishing the policy and price for the sale of leaves shall continue in effect, except insofar as it is superseded by the provisions of this resolution for the fiscal year 1961-62.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 18th day of December, 1961, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Mitchell, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: None

ATTEST: [signature] CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-528

A RESOLUTION ACCEPTING THE BID OF JOHNSTON PUMP COMPANY IN THE AMOUNT OF $6,047.80 FOR ONE DEEP WELL PUMP AND ELECTRICAL EQUIPMENT

WHEREAS, Resolution No. 61-496, adopted by the Council of the City of Modesto on November 27, 1961, approved the plans and specifications for the furnishing of one deep well pump and electrical equipment and authorized the calling for bids, and

WHEREAS, the bids received for the furnishing of one deep well pump and electrical equipment were opened at 2:00 P.M., December 19, 1961, 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 Johnston Pump Company in the amount of $6,047.80 be accepted as the lowest responsible bid.

NOW, THEREFORE, BE IT RESOLVED that the bid of Johnston Pump Company in the amount of $6,047.80 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 26th day of December, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman Tabbert, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-529

A RESOLUTION AUTHORIZING WORK TO BE PERFORMED BY CITY FORCES FOR THE INSTALLATION OF WATER LINE TO SKYLANE PARK NO. 2 SUBDIVISION

WHEREAS, the Council of the City of Modesto adopted Resolution No. 61-511, on December 4, 1961, approving the plans and specifications for the installation of water line to Skylane Park No. 2 Subdivision

and directed the City Clerk to advertise for sealed proposals for doing said work, and providing that bids be submitted on the 19th day of December, 1961, 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, no bids were received pursuant to said notice, and

WHEREAS, the Director of Public Works estimates that the cost of such work to be performed by city forces for the sum of $1,886.40, 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, 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 26th day of December, 1961, by Councilman Tabbert, who moved

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

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
City Clerk

MODESTO CITY COUNCIL
RESOLUTION NO. 61-530

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND EARLEY ELLERD AND K. L. RIGGANS, LESSEE, FOR RENTAL OF A PORTION OF FUTURE DOWNEY PARK PROPERTY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Agreement between the City of Modesto and Earley Ellerd and K. L. Riggans, lessee,

for rental of a portion of the future Downey Park property for a term commencing December 26, 1961 and ending September 15, 1962 for a rental sum equal to twenty per cent (20%) of gross proceeds from sale of crops produced
be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 December, 19 61, by Councilman VanderWall, 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: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-531
AMENDED

A RESOLUTION APPROVING AGREEMENT BETWEEN THE CITY OF MODESTO AND INTERCOAST LIFE INSURANCE COMPANY

BE IT HEREBY RESOLVED by the Council of the City of Modesto that the Amended Agreement between the City of Modesto and Intercoast Life Insurance Company for a Group Health Insurance Plan for employees of the City of Modesto, amending rates, effective January 1, 1962,

~~for~~

be, and it is hereby approved, and

BE IT FURTHER RESOLVED that the execution of said Agreement by the designated 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 December, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-532

A RESOLUTION APPROVING APPROPRIATION TRANSFER OF $986 FROM GENERAL FUND, GENERAL RESERVE TO MISCELLANEOUS UNCLASSIFIED, GROUP HEALTH INSURANCE

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

GENERAL FUND (101)

FROM:	General Reserve (600)	$986
TO:	Miscellaneous Unclassified (65) Group Health Insurance (426)	$986

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 19 61, by Councilman Johansen, who moved its adoption, which motion being duly seconded by Councilman Patton, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond
NOES: Councilmen: None
ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-533

A RESOLUTION SETTING THE TIME AND PLACE FOR THE HEARING ON THE APPEAL TO THE DECISION OF THE MODESTO CITY BOARD OF ZONING ADJUSTMENT FILED BY E. R. BROWN ON A VARIANCE TO PROPERTY LOCATED AT 1524 GRAPE STREET

WHEREAS, the Modesto City Board of Zoning Adjustment held a public hearing in the Council Chambers located in the City Hall, 801 11th Street, in the City of Modesto, on November 30, 1961 at 10:10 A.M. for the purpose of considering an application for a variance to property located at 1524 Grape Street filed by E. R. and Marie Brown to permit a double car garage to remain eight feet from the street property line, and

WHEREAS, said Board, after hearing evidence, both oral and documentary, adopted Resolution No. 162, denying the request for variance to property located at 1524 Grape Street, and

WHEREAS, on December 18, 1961, E. R. Brown filed an appeal with the City Clerk on the decision of the Board of Zoning Adjustment denying the request for variance, and

WHEREAS, Section 10-2.2112 of the Municipal Code of the City of Modesto requires that the Council hold a public hearing within a period not to exceed 40 days following the filing of a written appeal from an order of the Board denying an application for a variance,

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Modesto that a public hearing on the appeal of the decision of the Modesto City Board of Zoning Adjustment be set for Monday, January 15, 1962 at 4:30 P.M. in the Council Chambers 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 26th day of December, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Councilmen: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: Councilmen: None

ABSENT: Councilmen: Mitchell

ATTEST: _____
CITY CLERK

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-534

A RESOLUTION ORDERING THE BUILDING OFFICIAL OF THE CITY OF MODESTO TO DEMOLISH THE DWELLING LOCATED AT 1206 SEVENTH STREET IN THE CITY OF MODESTO IN ACCORDANCE WITH THE PROVISIONS OF SECTION 203 (a) OF THE UNIFORM BUILDING CODE.

WHEREAS, the Uniform Building Code, 1958 Edition, has been adopted by reference by Section 9-1.01 of Chapter 1 of Title IX of the Modesto Municipal Code on the 6th day of October, 1954, as amended, and

WHEREAS, Section 203 (a) of the Uniform Building Code, 1958 Edition, provides that a building which is structurally unsafe, or which constitutes a fire hazard, or is otherwise dangerous to human life and is declared to be a public nuisance, shall be abated by repair, rehabilitation, demolition, or removal in accordance with the procedure specified in said Uniform Building Code, 1958 Edition, and

WHEREAS, the Chief Building Official after examining the dwelling at 1206 Seventh Street, found it to be unsafe and dangerous, and gave to the owner thereof written notice stating the defects thereof, and requiring commencement of work to make required repairs or to demolish and remove the dwelling, and

WHEREAS, the owner was advised by registered mail on October 19, 1961, in accordance with Section 203 (b) of the Uniform Building Code, 1958 Edition, to comply with the order of the Building Official, and

WHEREAS, in accordance with Section 203 (c) of said Building Code, the Building Official caused signs to be posted at the hereinabove referred to property, declaring the dwelling unsafe, and

WHEREAS, the owner of the above referred to property has failed and neglected to comply with the notice to demolish and remove the dwelling located thereon,

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

SECTION 1. DEMOLITION. In accordance with Section 203 (d) of the Uniform Building Code, 1958 Edition, the owner having failed and neglected to comply with the notice to repair or demolish and remove said dwelling, the Building Official is hereby authorized and directed to proceed with the work specified in the notice referred to above.

SECTION 2. COSTS. The costs incurred in the demolishing and removal of said dwelling shall be paid out of the City Treasury. Such costs shall be charged and assessed against the premises involved as a special assessment lien on the land on which the dwelling is located, and shall be collected in the manner provided for the collection of general property taxes of the City.

The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1961, by Councilman Tabbert, who moved its adoption, which motion being duly seconded by Councilman VanderWall, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)

MODESTO CITY COUNCIL
RESOLUTION NO. 61-535

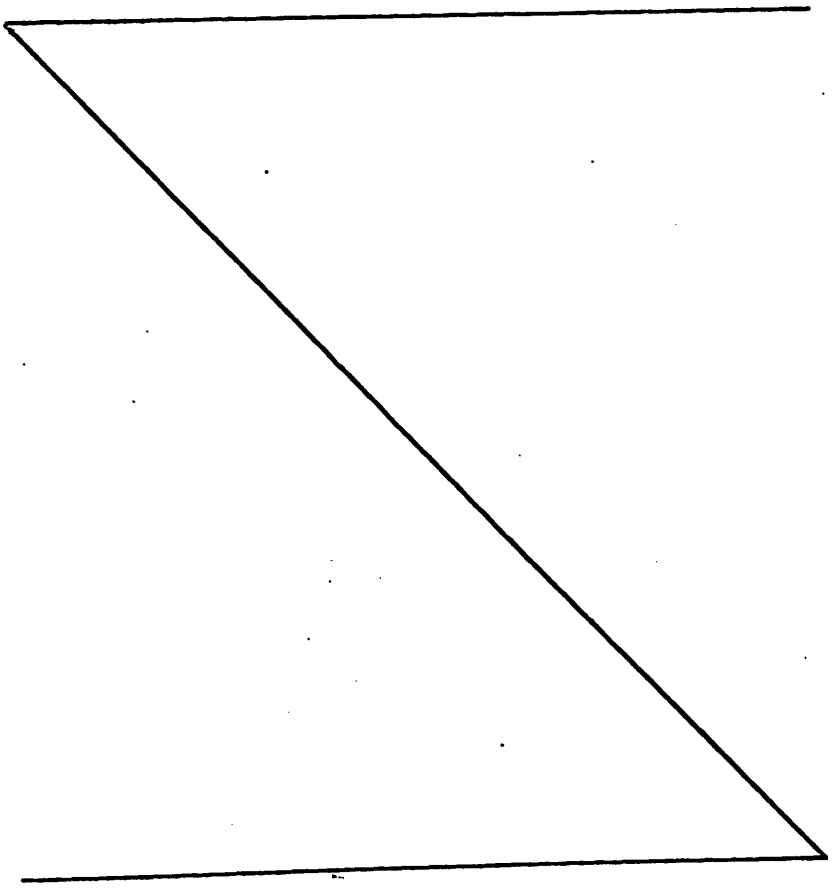
A RESOLUTION REFERRING TO THE MODESTO CITY PLANNING COMMISSION A PETITION FOR ANNEXATION OF CERTAIN UNINHABITED TERRITORY TO THE CITY OF MODESTO, KNOWN AS CRESTVIEW ADDITION.

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

WHEREAS, the County Boundary Commission has certified to the definiteness and accuracy of the boundaries of said territory,

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

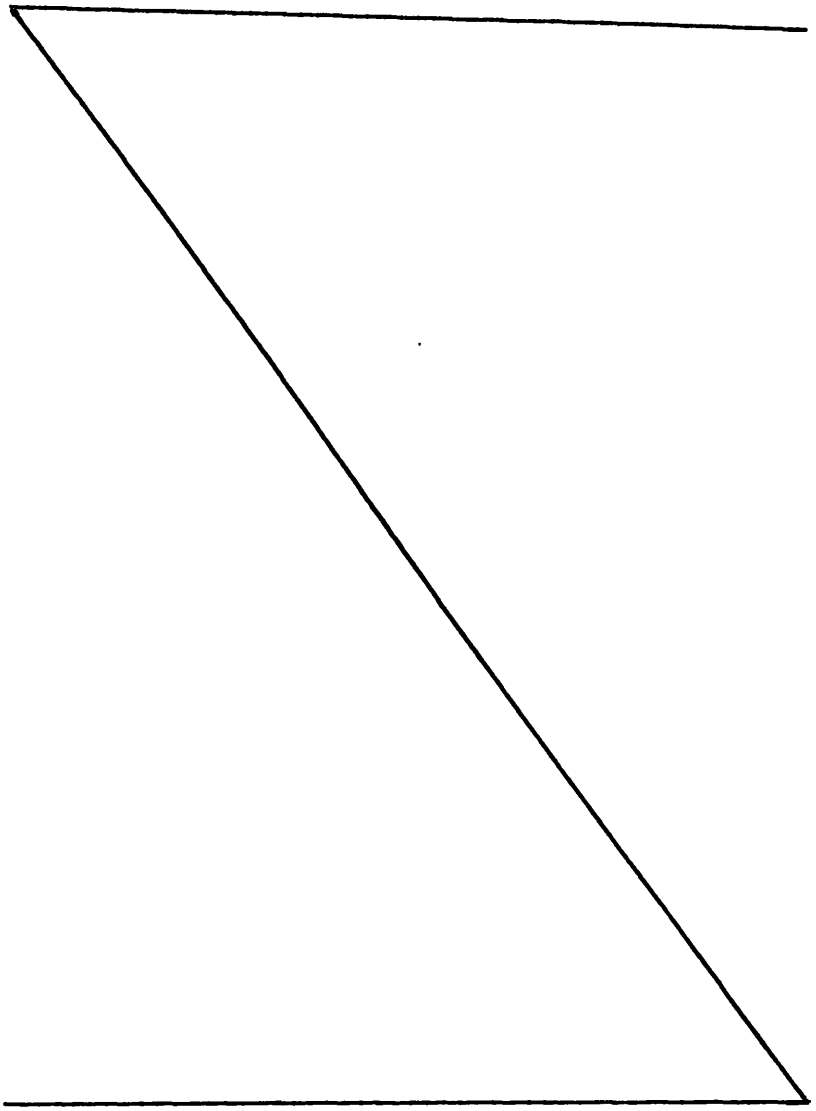
The territory herein referred to is situated in the County of Stanislaus, State of California, and more particularly described as follows:



CRESTVIEW 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 Lots 3, 4, 5, 6, 7 and 8, Block 1101 of the Downey Park No. 1 Subdivision, as per map filed August 18, 1959, in Volume 19 of Maps, Page 26, Stanislaus County Records, described as follows:

Beginning at a point on the existing City Limits as established by the Lorenzen Addition as per description filed June 27, 1961 as Instrument 20145, Stanislaus County Records, said point being the Southwestern corner of Lot 8, Block 1101, in said Downey Park No. 1 Subdivision; thence along the existing City Limits and the Western line of said Lot 8, North 108.09 feet, to the Southern line of Crestview Drive as shown on the map of said Downey Park No. 1 Subdivision; thence along the Southern line of said Crestview Drive, East, 420.00 feet, to the Northeastern corner of Lot 3 of said Downey Park No. 1 Subdivision; thence along the Eastern line of said Lot 3, South, 108.34 feet, to the Southeastern corner of said Lot 3 and the existing City Limits; thence along said City Limits and the Southern line of said Downey Park No. 1 Subdivision, North 89° 58' West, 420.00 feet, to the point of beginning, containing 1.043 Acres, more or less.



The foregoing resolution was introduced at a regular meeting of the Council of the City of Modesto held on the 26th day of December, 1961, by Councilman Shastid, who moved its adoption, which motion being duly seconded by ~~[illegible]~~ Mayor Hammond, was upon roll call carried and the resolution adopted by the following vote:

AYES: Johansen, Patton, Shastid, Tabbert, VanderWall, Mayor Hammond

NOES: None

ABSENT: Mitchell

ATTEST: _____
City Clerk

(SEAL)